

CHAPTER 1005

IDENTITY THEFT — MISCELLANEOUS CHANGES

H.F. 2271

AN ACT relating to the criminal offense of identity theft, and providing penalties.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 715A.8, subsection 3, Code 2016, is amended to read as follows:

3. a. If the value of the credit, property, or services, or other benefit exceeds one ten thousand dollars, the person commits a class “D” “C” felony.

b. If the value of the credit, property, or services, or other benefit exceeds one thousand dollars but does not exceed ten thousand dollars, the person commits a class “D” felony.

c. If the value of the credit, property, services, or other benefit does not exceed one thousand dollars, the person commits an aggravated misdemeanor.

Sec. 2. Section 715A.9, Code 2016, is amended to read as follows:

715A.9 Value for purposes of identity theft.

1. The value of credit, property, or services, or other benefit obtained is its highest value by any reasonable standard at the time the identity theft is committed. Any reasonable standard includes but is not limited to market value within the community, actual value, or replacement value.

2. If credit, property, or services ~~are~~, or other benefit is obtained by two or more acts from the same person or location, or from different persons by two or more acts which occur in approximately the same location or time period so that the identity thefts are attributable to a single scheme, plan, or conspiracy, the acts may be considered as a single identity theft and the value may be the total value of all credit, property, ~~and services,~~ and other benefit involved.

Approved March 11, 2016