

HOUSE BILL No. 6099

May 8, 2008, Introduced by Reps. Angerer, Palmer, Accavitti, Green, Polidori and Simpson
and referred to the Committee on Judiciary.

A bill to amend 2004 PA 452, entitled
"Identity theft protection act,"
(MCL 445.61 to 445.77) by adding section 11a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 11A. IN A CIVIL ACTION BY A VICTIM OF IDENTITY THEFT FOR
2 DAMAGES CAUSED BY A VIOLATION OF THIS ACT, HE OR SHE MAY RECOVER
3 ALL OF THE FOLLOWING:

4 (A) HIS OR HER ACTUAL DAMAGES, REASONABLE ATTORNEY FEES, AND
5 COURT COSTS.

6 (B) REASONABLE REIMBURSEMENT FOR HIS OR HER TIME SPENT DOING
7 ANY OF THE FOLLOWING:

8 (i) NOTIFYING THIRD PARTIES THAT AN ACT OF IDENTITY THEFT HAS
9 OCCURRED.

10 (ii) REPORTING THE IDENTITY THEFT TO LAW ENFORCEMENT AGENCIES.

1 (iii) CORRECTING PERSONAL IDENTIFYING INFORMATION OR PROVIDING
2 OTHER INFORMATION TO THIRD PARTIES REQUIRED AS A RESULT OF THE
3 IDENTITY THEFT.

4 (C) RESTITUTION, IN AN AMOUNT THAT COMPENSATES THE VICTIM IN
5 FULL FOR THE WORK DONE BY THE VICTIM OR THE VICTIM'S ATTORNEY, OR
6 BOTH, TO CORRECT THE VICTIM'S FINANCIAL RECORDS AND VITAL RECORDS
7 AND TO AMELIORATE THE EFFECTS OF THE IDENTITY THEFT ON THE VICTIM'S
8 FINANCIAL AFFAIRS, INCLUDING, BUT NOT LIMITED TO, HIS OR HER CREDIT
9 HISTORY, CREDIT RATING, OR CREDIT SCORE.

10 Enacting section 1. This amendatory act does not take effect
11 unless all of the following bills of the 94th Legislature are
12 enacted into law:

13 (a) Senate Bill No. ____ or House Bill No. 6100 (request no.
14 05636'07).

15 (b) Senate Bill No. ____ or House Bill No. 6101 (request no.
16 05637'07).

17 (c) Senate Bill No. ____ or House Bill No. 6102 (request no.
18 05638'07).

19 (d) Senate Bill No. ____ or House Bill No. 6103 (request no.
20 05639'07).

21 (e) Senate Bill No. ____ or House Bill No. 6104 (request no.
22 05979'07).

23 (f) Senate Bill No. ____ or House Bill No. 6105 (request no.
24 05980'07).

25 (g) Senate Bill No. ____ or House Bill No. 6106 (request no.
26 05981'07).

27 (h) Senate Bill No. ____ or House Bill No. 6107 (request no.

1 05982'07).