

IDENTITY THEFT PROTECTION ACT (EXCERPT)
Act 452 of 2004

***** 445.72b.added THIS ADDED SECTION IS EFFECTIVE JULY 2, 2007 *****

445.72b.added Misrepresentation by advertisement or solicitation prohibited; violation as misdemeanor; penalty.

Sec. 12b. (1) A person shall not distribute an advertisement or make any other solicitation that misrepresents to the recipient that a security breach has occurred that may affect the recipient.

(2) A person shall not distribute an advertisement or make any other solicitation that is substantially similar to a notice required under section 12(5) or by federal law, if the form of that notice is prescribed by state or federal law, rule, or regulation.

(3) A person who knowingly or intentionally violates this section is guilty of a misdemeanor punishable by imprisonment for not more than 30 days or a fine of not more than \$1,000.00 for each violation, or both. This subsection does not affect the availability of any civil remedy for a violation of this section or any other state or federal law.

History: Add. 2006, Act 566, Eff. July 2, 2007.