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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH
SESSION

HOUSE FILE No. 2153

March 15, 2007

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The bill was read for the first time and referred to the Committee on Public Safety and Civil Justice

1.1 A bill for an act
1.2 relating to public safety; providing penalties for unlawful acts relating to
1.3 fraudulent identification cards; amending Minnesota Statutes 2006, section
1.4 609.652, subdivisions 1, 2, 3.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2006, section 609.652, subdivision 1, is amended to read:

1.7 Subdivision 1. **Definitions.** For purposes of this section:

1.8 (1) ~~"driver's license or identification card" means a driver's license or identification~~
1.9 ~~card issued by the Driver and Vehicle Services Division of the Department of Public~~
1.10 ~~Safety or receipts issued by its authorized agents or those of any state as defined in section~~
1.11 ~~171.01 that issues licenses recognized in this state for the operation of a motor vehicle~~
1.12 ~~or that issues identification cards recognized in this state for the purpose of indicating a~~
1.13 ~~person's legal name and age; "identification document" means any document or card~~
1.14 ~~issued to an individual by a government agency or by the authority of a government~~
1.15 ~~agency containing the name of a person and a description of the person or the person's~~
1.16 ~~photograph, or both, including any of the following: a passport, visa, birth certificate,~~
1.17 ~~military identification card, Social Security card, driver's license, or an identification card;~~

1.18 (2) ~~"fraudulent driver's license or identification card" means a document purporting~~
1.19 ~~to be a driver's license or identification card, but that is not authentic; and "fraudulent~~
1.20 ~~identification document" means a document purporting to be an identification document,~~
1.21 ~~but that is not authentic; and~~

1.22 (3) "sell" means to sell, barter, deliver, exchange, distribute, or dispose of to another.

1.23 **EFFECTIVE DATE.** This section is effective August 1, 2007, and applies to crimes
1.24 committed on or after that date.

2.1 Sec. 2. Minnesota Statutes 2006, section 609.652, subdivision 2, is amended to read:

2.2 Subd. 2. **Criminal acts.** (a) A person who does any of the following for
 2.3 consideration and with intent to manufacture, sell, issue, publish, or pass more than one
 2.4 fraudulent ~~driver's license or~~ identification ~~card~~ document or to cause or permit any of the
 2.5 items listed in clauses (1) to (5) to be used in forging or making more than one false or
 2.6 counterfeit ~~driver's license or~~ identification ~~card~~ document is guilty of a crime:

2.7 (1) has in control, custody, or possession any plate, block, press, stone, digital image,
 2.8 computer software program, encoding equipment, computer optical scanning equipment,
 2.9 or digital photo printer, or other implement, or any part of such an item, designed to assist
 2.10 in making a fraudulent ~~driver's license or~~ identification ~~card~~ document;

2.11 (2) engraves, makes, or amends, or begins to engrave, make, or amend, any plate,
 2.12 block, press, stone, or other implement for the purpose of producing a fraudulent ~~driver's~~
 2.13 ~~license or~~ identification ~~card~~ document;

2.14 (3) uses a photocopier, digital camera, photographic image, or computer software to
 2.15 generate a fraudulent ~~driver's license or~~ identification ~~card~~ document;

2.16 (4) has in control, custody, or possession or makes or provides paper or other
 2.17 material adapted and designed for the making of a fraudulent ~~driver's license or~~
 2.18 identification ~~card~~ document; or

2.19 (5) prints, photographs, or in any manner makes or executes an engraved photograph,
 2.20 print, or impression purporting to be a ~~driver's license or~~ identification ~~card~~ document.

2.21 (b) Notwithstanding section 171.22, a person who manufactures or possesses more
 2.22 than one fraudulent ~~driver's license or~~ identification ~~card~~ document with intent to sell
 2.23 is guilty of a crime.

2.24 **EFFECTIVE DATE.** This section is effective August 1, 2007, and applies to crimes
 2.25 committed on or after that date.

2.26 Sec. 3. Minnesota Statutes 2006, section 609.652, subdivision 3, is amended to read:

2.27 Subd. 3. **Penalties.** (a) A person who commits any act described in subdivision 2
 2.28 is guilty of a ~~gross misdemeanor or~~ felony and may be sentenced to imprisonment for not
 2.29 more than two years or to payment of a fine of not more than \$10,000, or both. A person
 2.30 convicted of a second or subsequent offense of this subdivision may be sentenced to
 2.31 imprisonment for not more than five years or to payment of a fine of not more than
 2.32 ~~\$10,000~~ \$20,000, or both.

2.33 (b) If the crime committed in subdivision 2 involves more than three identities, the
 2.34 statutory maximum for the crime is five years longer than the statutory maximum for the
 2.35 underlying crime.

- 3.1 **EFFECTIVE DATE.** This section is effective August 1, 2007, and applies to crimes
- 3.2 committed on or after that date.