ENROLLED BILL MEMORANDUM TO GOVERNOR

BILL NO. SB 648

DATE 9/23/81

AUTHOR Ellis

Vote—Senate ______ Unanimous
Ayes— 35
Nays— 0

Vote—Assembly ______ Unanimous
Ayes— 71
Nays— 0

SB 648 - Ellis Existing law provides that it is a crime to access a computer for the purpose of extorting money, property, or services with false or fraudulent intent.

This bill makes it a crime for a person to unlawfully access a computer for the purpose of obtaining unauthorized information concerning the credit information of another person or to introduce false information for the purpose of damaging or enhancing the credit information of another person.

SPONSOR "
Author

SUPPORT
Legal Affairs Unit
CPGA

OPPOSITION
No known opposition

FISCAL IMPACT
None

Recommendation: APPROVE
This bill makes it a crime to access a computer for the purpose of damaging or enhancing a person's credit information.

SUMMARY OF REASONS FOR SIGNATURE:
The Department of Finance recommends signing the bill because it will deter persons from damaging or enhancing another person's credit.

FISCAL SUMMARY
No fiscal impact

ANALYSIS

A. Specific Findings

Existing law provides that it is a crime to access a computer for the purpose of extorting money, property, or services with false or fraudulent intent.

This bill makes it a crime for a person to unlawfully access a computer for the purpose of obtaining unauthorized information concerning the credit information of another person or to introduce false information for the purpose of damaging or enhancing the credit information of another person.

This crime is a felony punishable by a fine not to exceed $5,000 or by imprisonment in the State prison for 16 months or two or three years, or both, or by a fine not to exceed $2,500 or by imprisonment in the county jail not to exceed one year or both.

B. Fiscal Analysis

There are no State costs associated with this bill. Any impact on local governments is appropriately addressed by the crimes and infractions disclaimer in the bill.

RECOMMENDATION
Sign the bill

DEPARTMENT REPRESENTATIVE
3938F
Existing law provides that it is a crime to intentionally access or cause to be accessed any computer system for the purpose of extorting money, obtaining property or services, or altering data with false or fraudulent intent.

This bill would now also make it a crime for any person to maliciously access or cause to be accessed any computer system for the purpose of damaging, enhancing, or obtaining unauthorized information concerning a person's credit information.

This bill addresses a problem that is likely to become more prevalent with the advent of automated banking, purchasing and credit information being computerized. It is therefore recommended that the bill be signed.

Source: Author
Support: CPAA, TRW
Opposition: 

RECOMMENDATION:

ANALYST: Lester Jones    DATE: 9/21/81    LEGAL AFFAIRS SECRETARY: Byron Georgiou    DATE: 9/21/81