

RESOLUTION 08-20

A RESOLUTION ADOPTING AN IDENTITY THEFT PREVENTION PROGRAM AS REQUIRED BY THE FAIR AND ACCURATE CREDIT TRANSACTION ACT OF 2003.

WHEREAS, Public Law 108-159 went into effect on December 4, 2003 and amends the Fair Credit Reporting Act; and

WHEREAS, such amendment, known as the FACT Act, requires creditors, including utilities, to comply with the Act no later than November 1, 2008; and

WHEREAS, the City of Lexington is, as defined under 15 U.S.C. Section 1681a(r)(5), a creditor that maintains and offers accounts for which there is a reasonably foreseeable risk of identity theft; and

WHEREAS, compliance with the Act requires a creditor to create and implement a written Identity Theft Prevention Program; and


WHEREAS, that said Identity Theft Prevention Program is appropriate to the size and complexity of the City of Lexington and the scope of its activities, that the Program is reasonably calculated to identify and detect relevant Red Flags indicating a potential risk of identity theft, and that the Program includes appropriate responses to such Red Flags that will mitigate and prevent identity theft.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Lexington, Nebraska, that the attached City of Lexington Identity Theft Prevention Program is hereby adopted.

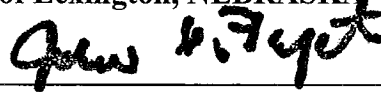
PASSED AND APPROVED THIS 28TH DAY OF OCTOBER, 2008.



ATTEST


Pamela Berke, Deputy City Clerk

City of Lexington, NEBRASKA



John Fagot, Mayor