

RESOLUTION NO. 09-06

**A RESOLUTION AUTHORIZING ADOPTION AND IMPLEMENTATION OF THE
WOODSON COUNTY RED FLAG POLICY**

WHEREAS, the Fair and Accurate Credit Transaction Act of 2003 (FACTA) added new sections to the federal Fair Credit Reporting Act (FCRA, 15 U.S.C. 1681 et seq.), intended primarily to help consumers fight the growing crime of identity theft; and

WHEREAS, FACTA requires all financial institutions and creditors to adopt and implement a written policy to detect and deter identity theft; and

WHEREAS, the Federal Trade Commission's published rule, *Identity Theft Red Flags and Address Discrepancies Under the Fair and Accurate Credit Transactions Act of 2003* (16 C.F.R. 681), requires the written policy be adopted and implemented by November 1, 2008 (the "Rule"); and

WHEREAS, the Federal Trade Commission's deadline for complying with the Identity Theft Red Flags Rule (16 C.F.R. 681.2), was extended to May 1, 2009; and

WHEREAS, the Rule identifies a local government as a creditors if it defers payment for goods or services by its customers; and

WHEREAS, Woodson County is a creditor in the business of providing certain goods and services in advance of payment by its customers; and

WHEREAS, the Rule identifies covered accounts as those for whom services are provided for personal, family or household services that involves or is designed to permit multiple payments or transactions, as well as any other account for which there is a reasonably foreseeable risk to customers from identity theft; and

WHEREAS, Woodson County provides infrastructure improvements to customers who may pay for the improvements over a period of years; and

WHEREAS, Woodson County provides ambulance transport to customers for whom there is a reasonably foreseeable risk from identity theft; and

WHEREAS, Woodson County provides solid waste services to customers who may pay for the services in installments; and

WHEREAS, Woodson County may provide other services to customers for whom there is a reasonably foreseeable risk from identity theft; and

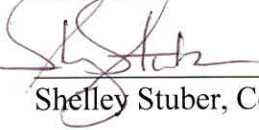
WHEREAS, the Rule requires the Governing Body approve and adopt and implement a written policy.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Woodson County, Kansas that:

1. Pursuant to the FACTA and the Rule, the Board of County Commissioners hereby approves and adopts the Woodson County Red Flag Policy and Identity Theft Prevention Program.

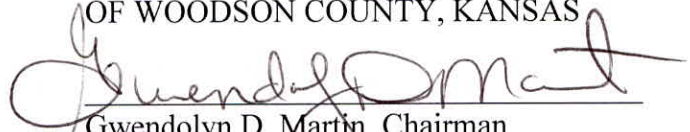
2. This Resolution shall take effect immediately.

ATTEST:



Shelley Stuber, County Clerk

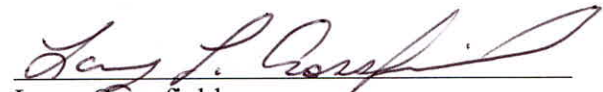
BOARD OF COUNTY COMMISSIONERS
OF WOODSON COUNTY, KANSAS


Gwendolyn D. Martin, Chairman
Commissioner, District #2

APPROVED AS TO FORM:


Zelda Schlotterbeck, County Counselor

Karl D. Allen
Commissioner, District #1


Larry Crossfield
Commissioner, District #3