

Introduced: 1/23/74
Referred: Judiciary

1 IN THE HOUSE

BY HACKNEY AND HUBER

2 HOUSE BILL NO. 451

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE -- SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the making of false reports to
7 a peace officer."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 11.30 is amended by adding a new section to read:

10 Sec. 11.30.215. MAKING A FALSE REPORT TO A PEACE OFFICER. (a)

11 A person who wilfully and knowingly makes a false report of an alleged
12 criminal offense to a peace officer or a law enforcement agency is
13 guilty of a felony, and upon conviction is punishable by imprisonment
14 for not less than one year nor more than five years, or by a fine of
15 not more than \$5,000, or by both. However, if the false report con-
16 cerns an alleged criminal offense that constitutes a misdemeanor and
17 if the statement is not made wilfully and knowingly, but is made with
18 reckless disregard for the truth or falsity of the statement, the
19 person who made the false report is guilty of a misdemeanor, and upon
20 conviction is punishable by imprisonment for not less than 90 days
21 nor more than one year, or by a fine of not more than \$500, or by both.

22 (b) If the false report causes an innocent person to be wrong-
23 fully charged with, or convicted of, a criminal offense, a conviction
24 for making the false report is punishable by imprisonment for not less
25 than one year nor more than 10 years, or by a fine of not more than
26 \$10,000, or by both. If a person is physically injured as a result of
27 the false report, a conviction for making the false report is punish-
28 able by imprisonment for not less than one year nor more than 15 years,
29 or by a fine of not more than \$25,000, or by both.

1 (c) In addition to the penalties prescribed in (a) and (b) of
2 this section, the court may at its discretion require restitution by
3 the convicted person to the agency involved for all expenses incurred
4 as a direct result of the false report.
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