

# HOUSE RESEARCH

## Bill Summary

**FILE NUMBER:** H.F. 1661

**DATE:** February 10, 2004

**Version:** As Introduced

**Authors:** Nelson, C.; and others

**Subject:** Crimes: Lying to Officer; Falsely Reporting Police Misconduct

**Analyst:** Joe Cox, 651-296-5044

This publication can be made available in alternative formats upon request. Please call 651-296-6753 (voice); or the Minnesota State Relay Service at 1-800-627-3529 (TTY) for assistance. Summaries are also available on our website at: [www.house.mn/hrd](http://www.house.mn/hrd).

---

### Section

#### 1

**Subd. 1. False Reporting.** Establishes a crime for providing false information to an on-duty peace officer regarding the conduct of others. The crime applies if the person knew the information was false and intended the officer to act in reliance upon it. Under current law in Minnesota, it is illegal to falsely report *a crime* to a law enforcement officer. Under another statute it is also illegal to give a false name or date of birth to a peace officer.

**Subd. 2. Reporting Police Misconduct.** (a) Establishes a crime for falsely reporting police misconduct if the person knows the allegation is false. It is a misdemeanor if the reported act is not criminal in nature. It is a gross misdemeanor if the reported act is criminal in nature.

(b) Requires restitution of expenses incurred in the investigation of the false allegation. Restitution may be waived by the court if it makes a written finding that restitution is inappropriate under the circumstances.