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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH
SESSION

HOUSE FILE No. **1130**

February 19, 2007

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The bill was read for the first time and referred to the Committee on Public Safety and Civil Justice

1.1 A bill for an act
1.2 relating to crimes; making it a crime to falsely report police misconduct to an
1.3 attorney or other person whose responsibilities include investigating or reporting
1.4 police misconduct; prescribing penalties; amending Minnesota Statutes 2006,
1.5 section 609.505, subdivision 2.

1.6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.7 Section 1. Minnesota Statutes 2006, section 609.505, subdivision 2, is amended to read:

1.8 Subd. 2. **Reporting police misconduct.** (a) Whoever informs, or causes information
1.9 to be communicated to, a peace officer, whose responsibilities include investigating or
1.10 reporting police misconduct, or an attorney or other person working under the authority of
1.11 a chief law enforcement officer, whose responsibilities include investigating or reporting
1.12 police misconduct, that a peace officer, as defined in section 626.84, subdivision 1,
1.13 paragraph (c), has committed an act of police misconduct, knowing that the information is
1.14 false, is guilty of a crime and may be sentenced as follows:

1.15 (1) up to the maximum provided for a misdemeanor if the false information does not
1.16 allege a criminal act; or

1.17 (2) up to the maximum provided for a gross misdemeanor if the false information
1.18 alleges a criminal act.

1.19 (b) The court shall order any person convicted of a violation of this subdivision
1.20 to make full restitution of all reasonable expenses incurred in the investigation of the
1.21 false allegation unless the court makes a specific written finding that restitution would be
1.22 inappropriate under the circumstances. A restitution award may not exceed \$3,000.

1.23 Sec. 2. **EFFECTIVE DATE.**

2.1 Section 1 is effective August 1, 2007, and applies to crimes committed on or after
2.2 that date.