

A bill for an act

relating to crimes; making it a crime to falsely report police misconduct to a person whose responsibilities include investigating or reporting police misconduct; prescribing penalties; amending Minnesota Statutes 2006, section 609.505, subdivision 2.

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

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

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

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

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

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

Sec. 2. **EFFECTIVE DATE.**

H.F. No. 1130, 1st Engrossment - 2007-2008th Legislative Session (2007-2008)

- 2.1 Section 1 is effective August 1, 2008, and applies to crimes committed on or after
2.2 that date.