609.4751 IMPERSONATING A PEACE OFFICER.

Subdivision 1. **Intent to mislead.** Whoever falsely impersonates a peace officer with intent to mislead another into believing that the impersonator is actually an officer is guilty of a felony and may be sentenced to imprisonment for not more than two years or to payment of a fine of not more than $4,000, or both.

Subd. 2. **Buildings; vehicles.** Whoever violates subdivision 1 while committing any of the following acts is guilty of a felony and may be sentenced to imprisonment for not more than five years or to payment of a fine of not more than $10,000, or both:

(1) gaining access to a public building or government facility that is not open to the public;

(2) without legal authority, directing or ordering another person to act or refrain from acting;

(3) violating section 169.64, subdivision 2, 3, or 4, or the siren provisions of section 169.68; or

(4) operating a motor vehicle:

(i) marked with the word or words "police," "patrolman," "sheriff," "deputy," "trooper," "state patrol," "conservation officer," "agent," or "marshal";

(ii) marked with any lettering, marking, or insignia, or colorable imitation thereof, including, but not limited to, stars, badges, or shields identifying the vehicle as a law enforcement vehicle, and which a reasonable person would believe is a law enforcement vehicle governed under section 169.98, subdivision 1; or

(iii) displaying equipment commonly attached to law enforcement vehicles, or a facsimile of such equipment, in a manner that would lead a reasonable person to believe that the motor vehicle is a law enforcement vehicle governed under section 169.98, subdivision 1.

Subd. 3. **Previous violation; possession of a firearm.** (a) Whoever violates this section within five years of a previous violation of this section is guilty of a felony and may be sentenced to imprisonment for not more than ten years or to payment of a fine of not more than $20,000, or both.

(b) Whoever violates this section while in possession of a firearm is guilty of a felony and may be sentenced to imprisonment for not more than ten years or to payment of a fine of not more than $20,000, or both.

Subd. 4. **Crime committed while impersonating an officer; enhanced penalties.** (a) A person who commits a crime other than a violation of this section while falsely impersonating a peace officer with intent to mislead another into believing that the impersonator is actually an officer may be sentenced as follows:

(1) if the crime committed is a misdemeanor, the person is guilty of a gross misdemeanor;

(2) if the crime committed is a gross misdemeanor, the person is guilty of a felony and may be sentenced to imprisonment for not more than three years or to payment of a fine of not more than $15,000, or both; and

(3) if the crime committed is a felony, the statutory maximum for the crime is five years longer than the statutory maximum for the underlying crime.

(b) An enhanced penalty imposed under this subdivision does not preclude prosecution under any other provision of this section.

Subd. 5. **Duty to identify.** (a) A law enforcement officer must identify the law enforcement agency or other entity employing the individual, the individual's last name, and the individual's identification number if the individual is:

(1) licensed by the Board of Peace Officer Standards and Training;

(2) an officer employed by a federally recognized Tribe, as defined in United States Code, title 25, section 450b(e);

(3) a peace officer of a state adjoining Minnesota exercising authority pursuant to section 626.77; or

(4) an officer from another jurisdiction providing mutual assistance under the terms of an emergency management assistance compact entered into pursuant to section 192.89 or a mutual aid arrangement or cooperative agreement entered into pursuant to section 12.21.

(b) A law enforcement officer satisfies the requirements in paragraph (a) if:

(1) the officer wears a uniform that clearly identifies the law enforcement agency or other entity employing the officer and displays any combination of a badge, nameplate, identification patch, or other label that clearly identifies the officer's last name and identification number;

(2) the officer wears body armor or a protective suit for the purposes of crowd control or participation as a member of a special weapons and tactics team, and displays any combination of a badge, nameplate, identification patch, or other label that clearly identifies the law enforcement agency or other entity employing the officer and the officer's identification number; or

(3) upon request, the officer states the required information or provides a card that includes the required information.

(c) Nothing in this subdivision requires an undercover peace officer to reveal the undercover peace officer's identity unless the undercover peace officer is detaining a person, arresting a person, or executing a warrant.

(d) Failure by a peace officer to comply with the requirements of this subdivision does not make an arrest unlawful and must not be the basis to suppress any evidence identified or seized following an arrest.

History: *2017 c 95 art 3 s 14; 2026 c 98 s 1*