



2007 ASSEMBLY BILL 699

January 15, 2008 - Introduced by Representatives HINES, ALBERS, BIES, GUNDERSON, HAHN, JESKEWITZ, MURSAU, MUSSER, A. OTT, PRIDEMORE, STRACHOTA, TOWNSEND and VOS, cosponsored by Senators LAZICH, A LASEE and ROESSLER. Referred to Committee on Criminal Justice.

- 1 **AN ACT to create** 946.405 and 973.06 (1) (av) of the statutes; **relating to:** making
2 a false criminal complaint and providing penalties.

Analysis by the Legislative Reference Bureau

Current law prohibits a person from knowingly giving false information to a law enforcement officer or knowingly placing physical evidence with intent to mislead the officer in the performance of his or her duty. A person who does so is guilty of a Class A misdemeanor, and may be subject to a fine not to exceed \$10,000, imprisonment not to exceed nine months, or both.

This bill prohibits a person from knowingly making a false report, or causing another person to make a false report, of a crime to a law enforcement officer. Under the bill, if a person knowingly makes a false report, or causes another person to make a false report, of a misdemeanor, the person is guilty of a Class A misdemeanor, and may be subject to a fine not to exceed \$10,000, imprisonment not to exceed nine months, or both. If a person knowingly makes a false report, or causes another person to make a false report, of a felony, the person is guilty of a Class I felony, and may be subject to a fine not to exceed \$10,000, imprisonment not to exceed three years and six months, or both.

Further, the bill allows a court to order a person convicted of making a false report to reimburse the law enforcement or emergency response agency that responded to the false report for costs the agency incurred while responding to the false report.

Because this bill creates a new crime or revises a penalty for an existing crime, the Joint Review Committee on Criminal Penalties may be requested to prepare a

