

**76-8-504.5 False statements -- Preliminary hearing.**

- (1) A person is guilty of a class A misdemeanor if the person makes a false statement:
  - (a) which the person does not believe to be true;
  - (b) that the person has reason to believe will be used in a preliminary hearing; and
  - (c) after having been notified either verbally or in writing that:
    - (i) the statement may be used in a preliminary hearing before a magistrate or a judge; and
    - (ii) if the person makes a false statement after having received this notification, he is subject to a criminal penalty.
- (2) Notification under Subsection (1) is sufficient if it is verbal or written and is in substantially the following form: "You are notified that statements you are about to make may be presented to a magistrate or a judge in lieu of your sworn testimony at a preliminary examination. Any false statement you make and that you do not believe to be true may subject you to criminal punishment as a class A misdemeanor."

Enacted by Chapter 215, 1999 General Session