

Representative Jeff Alexander proposes the following substitute bill:

1 **PENALTIES FOR PROVIDING FALSE OR**
2 **MISLEADING INFORMATION IN COURT**

3 2004 GENERAL SESSION

4 STATE OF UTAH

5 **Sponsor: Jeff Alexander**

7 **LONG TITLE**

8 **General Description:**

9 This bill provides a class B misdemeanor penalty for individuals providing false or
10 misleading information to an officer of the court.

11 **Highlighted Provisions:**

12 This bill:

13 ▶ provides a class B misdemeanor penalty for persons, not under oath or affirmation,
14 intentionally or knowingly providing false or misleading statements to officers of
15 the court; and

16 ▶ includes a definition of "officer of the court."

17 **Monies Appropriated in this Bill:**

18 None

19 **Other Special Clauses:**

20 None

21 **Utah Code Sections Affected:**

22 ENACTS:

23 **76-8-504.6**, Utah Code Annotated 1953

25 *Be it enacted by the Legislature of the state of Utah:*



26 Section 1. Section **76-8-504.6** is enacted to read:

27 **76-8-504.6. False or misleading information.**

28 (1) A person is guilty of a class B misdemeanor if the person, not under oath or
29 affirmation, intentionally or knowingly gives or causes to be given false or misleading
30 information to an officer of the court for the purpose of influencing a sentencing decision.

31 (2) For the purposes of this section "officer of the court" means:

32 (a) prosecutor;

33 (b) judge;

34 (c) court clerk;

35 (d) attorney;

36 (e) guardian ad litem;

37 (f) interpreter;

38 (g) bailiff;

39 (h) presentence investigator;

40 (i) probation officer;

41 (j) parole officer; and

42 (k) any other person reasonably believed to be gathering sentencing information for the
43 court.