

Senator Parley G. Hellewell proposes the following substitute bill:

**PENALTY FOR PROVIDING FALSE
INFORMATION TO STATE AGENCY**

2005 GENERAL SESSION

STATE OF UTAH

Sponsor: Parley G. Hellewell

LONG TITLE

General Description:

This bill modifies the Criminal Code by expanding certain penalties for providing false information to also apply to false information provided to state or local government agencies.

Highlighted Provisions:

This bill:

- ▶ provides that knowingly giving false information to a state or local government agency or personnel with the intent to imply that another person has committed an offense or to induce a change in a person's licensing or certification status is a class B misdemeanor;

- ▶ provides that giving a false name, birth date, or address to a state or local government agency or personnel during the course of the recipient's official duties is a class C misdemeanor; and

- ▶ makes technical changes.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None



26 **Utah Code Sections Affected:**

27 AMENDS:

28 **76-8-506**, as last amended by Chapter 282, Laws of Utah 1998

29 **76-8-507**, as last amended by Chapter 42, Laws of Utah 2002

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

32 Section 1. Section **76-8-506** is amended to read:

33 **76-8-506. Providing false information to government agencies, peace officers, or**
34 **specified professionals.**

35 (1) A person is guilty of a class C misdemeanor if he knowingly gives or causes to be
36 given a false name, birth date, or address to a state or local government agency or personnel,
37 during the lawful discharge of the recipient of the information's official duties, with the intent
38 of misleading the recipient of the information as to the person's identity.

39 (2) A person is guilty of a class B misdemeanor if he:

40 [(1)] (a) knowingly gives or causes to be given false information to any [peace officer]
41 state or local government agency or personnel with a purpose of inducing the [officer] recipient
42 of the information to believe that another has committed an offense; [or]

43 [(2)] (b) knowingly gives or causes to be given to any peace officer, any state or local
44 government agency or personnel, or to any person licensed in this state to practice social work,
45 psychology, or marriage and family therapy, information concerning the commission of an
46 offense, knowing that the offense did not occur or knowing that he has no information relating
47 to the offense or danger[-]; or

48 (c) knowingly gives or causes to be given false information to any state or local
49 government agency or personnel with a purpose of inducing a change in the person's licensing
50 or certification status or the licensing or certification status of another.

51 Section 2. Section **76-8-507** is amended to read:

52 **76-8-507. False personal information to peace officer or government agency.**

53 (1) A person commits a class C misdemeanor if, with the intent of misleading a peace
54 officer as to the person's identity, birth date, or place of residence, the person knowingly gives a
55 false name, birth date, or address to a peace officer acting in the lawful discharge of the peace
56 officer's official duties.

57 (2) A person commits a class B misdemeanor if, with a purpose of inducing a peace
58 officer to believe that another has committed an offense, the person knowingly gives or causes
59 to be given false information to a peace officer acting in the lawful discharge of the peace
60 officer's official duties.

61 ~~(2)~~ (3) A person commits a class A misdemeanor if, with the intent of leading a peace
62 officer to believe that the person is another actual person, he gives the name, birth date, or
63 address of another person to a peace officer acting in the lawful discharge of the peace officer's
64 official duties.