HB82

C1ZZQJW-2

By Representatives Shaw, Hulsey

RFD: Judiciary

First Read: 06-Feb-24

PFD: 01-Feb-24

A BILL

TO BE ENTITLED

AN ACT

Relating to crimes and offenses; to amend Section 13A-10-9, Code of Alabama 1975, to add additional activity that would constitute the crime of false reporting; to further provide for penalties; to require the payment of restitution in certain circumstances; and in connection therewith would have as its purpose or effect the requirement of a new or increased expenditure of local funds within the meaning of Section 111.05 of the Constitution of Alabama of 2022.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 13A-10-9, Code of Alabama 1975, is amended to read as follows:

"§13A-10-9

(a) A person commits the crime of false reporting to local, state, or federal law enforcement authorities if he or she knowingly makes a false report or causes the transmission of a false report to local, state, or federal law enforcement authorities of a crime or relating to a crime.

(b) False reporting to local, state, or federal law enforcement authorities is a Class A misdemeanor, unless the false report alleges imminent danger to a person or the public, where the penalty shall be a Class C felony.

(c) A person convicted of a violation of this section, where the false report results in an emergency response or investigation of the commission of false reporting, shall be ordered to pay restitution for the expenses incurred by any local, state, or federal law enforcement or assisting governmental agency. Expenses include any reasonable costs directly incurred, including the costs of police, firefighting, and emergency medical services, and the personnel costs of those persons who respond to the incident."

Section 2. Although this bill would have as its purpose or effect the requirement of a new or increased expenditure of local funds, the bill is excluded from further requirements and application under Section 111.05 of the Constitution of Alabama of 2022, because the bill defines a new crime or amends the definition of an existing crime.

Section 3. This act shall become effective on October 1, 2024.

House of Representatives

Read for the first time and referred 06-Feb-24
to the House of Representatives
committee on Judiciary

Read for the second time and placed 21-Feb-24
on the calendar:
1 amendment

Read for the third time and passed 28-Feb-24
as amended
Yeas 103
Nays 0
Abstains 0

John Treadwell
Clerk