

1 HB153
2 197017-3
3 By Representatives Robertson, Estes, Stringer, Marques,
4 Reynolds, Pettus, Rowe, Simpson and Polizos
5 RFD: Judiciary
6 First Read: 19-MAR-19

1 fictitious, or fraudulent statement or entry to a law
2 enforcement officer.

3 (b) Making a false statement to a law enforcement
4 officer is a Class C felony.

5 (c) This section does not apply to a person who
6 provides a false denial of guilt in response to questions
7 initiated by a law enforcement officer or other agent of the
8 state, a county, or a municipality.

9 (d) Section 1 (a) paragraphs (2) and (3) do not
10 apply if the law enforcement officer does not provide the
11 following warning prior to interviewing a person or requesting
12 a written statement from that person.

13 "We are conducting a criminal investigation into a
14 felony and we have some questions to ask you. Any knowingly
15 false statement or writing to a law enforcement officer during
16 this investigation is subject to criminal prosecution."

17 ~~(d)~~ (e) As used in this section, the following terms
18 have the following meanings:

19 (1) CRIMINAL INVESTIGATION. An investigation into an
20 alleged Class A or B misdemeanor or felony by a law
21 enforcement officer.

22 (2) LAW ENFORCEMENT OFFICER. An on-duty state,
23 county, or municipal law enforcement officer with the power of
24 arrest.

25 Section 2. Although this bill would have as its
26 purpose or effect the requirement of a new or increased
27 expenditure of local funds, the bill is excluded from further

1 requirements and application under Amendment 621, now
2 appearing as Section 111.05 of the Official ReCompilation of
3 the Constitution of Alabama of 1901, as amended, because the
4 bill defines a new crime or amends the definition of an
5 existing crime.

6 Section 3. This act shall become effective on the
7 first day of the third month following its passage and
8 approval by the Governor, or its otherwise becoming law.

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House of Representatives

Read for the first time and re-
ferred to the House of Representa-
tives committee on Judiciary 19-MAR-19

Read for the second time and placed
on the calendar 1 amendment 18-APR-19

Read for the third time and passed
as amended..... 23-MAY-19

Yeas 101, Nays 0, Abstains 0

Jeff Woodard
Clerk