

By: Senator(s) Tollison

To: Judiciary, Division B

SENATE BILL NO. 2263

1 AN ACT TO AMEND SECTION 97-9-79, MISSISSIPPI CODE OF 1972, TO  
2 REVISE THE ELEMENTS OF PROVIDING FALSE INFORMATION TO A LAW  
3 ENFORCEMENT OFFICER AND TO INCREASE THE PENALTIES THEREFOR; AND  
4 FOR RELATED PURPOSES.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

6 **SECTION 1.** Section 97-9-79, Mississippi Code of 1972, is  
7 amended as follows:

8 97-9-79. (1) (a) Any person who shall make or cause to be  
9 made any false statement or representation as to his or another  
10 person's identity, social security account number or other  
11 identifying information or who shall make or cause to be made any  
12 other materially false, fictitious or fraudulent statement or  
13 representation to a law enforcement officer in the course of the  
14 officer's duties with the intent to mislead the officer; or

15 (b) Who, in the course of an investigation, falsifies,  
16 conceals or covers up by any trick, scheme or device a material  
17 fact or who makes or uses any false writing or document knowing  
18 the same to contain any materially false, fictitious or fraudulent  
19 statement or entry, shall be guilty of a felony.

20 (2) \* \* \* Upon conviction under this section, the person  
21 shall be fined not more than Ten Thousand Dollars (\$10,000.00) or  
22 imprisoned for a term not to exceed five (5) years, or both.

23 (3) This section does not apply to a party to a judicial  
24 proceeding, or the party's counsel, for statements,  
25 representations, writings or documents submitted by the party or  
26 counsel to a judge in that proceeding.

27 **SECTION 2.** This act shall take effect and be in force from  
28 and after July 1, 2007.