

E1

6lr0071

(PRE-FILED)

SB 29/95 - JPR

CF 6lr1638

By: Senator Green

Requested: June 21, 1995

Introduced and read first time: January 10, 1996

Assigned to: Judicial Proceedings

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: January 24, 1996

CHAPTER ____

1 AN ACT concerning

2 **False Statements to Legislative Branch Units**

3 FOR the purpose of making it a misdemeanor for a person, in a matter within the
4 jurisdiction of a unit of the Legislative Branch of the State government, to
5 knowingly and willfully falsify or conceal a material fact, make a false, fictitious, or
6 fraudulent representation, or make or use a document that contains a false,
7 fictitious, or fraudulent representation; making this Act applicable only to certain
8 recorded hearings and proceedings; imposing a penalty for this offense; defining a
9 certain term; and generally relating to false statements to Legislative Branch units.

10 BY adding to

- 11 Article - State Government
- 12 Section 2-1703
- 13 Annotated Code of Maryland
- 14 (1995 Replacement Volume)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article - State Government**

18 2-1703.

19 (A) IN THIS SECTION, "UNIT" MEANS ANY OF THE FOLLOWING ENTITIES OF
20 THE LEGISLATIVE BRANCH OF THE STATE GOVERNMENT:

- 21 (1) A STANDING COMMITTEE AS DEFINED IN § 2-101(F) OF THE STATE
- 22 GOVERNMENT ARTICLE OR A SUBCOMMITTEE OF A STANDING COMMITTEE;

2

1 (2) A LEGISLATIVE COMMITTEE CREATED BY STATUTE OR A
2 SUBCOMMITTEE OF A LEGISLATIVE COMMITTEE;

3 (3) THE LEGISLATIVE POLICY COMMITTEE OR A SPECIAL COMMITTEE
4 APPOINTED BY THE LEGISLATIVE POLICY COMMITTEE UNDER § 2-407(B)(3) OF THE
5 STATE GOVERNMENT ARTICLE; OR

6 (4) ANY OTHER TASK FORCE OR COMMITTEE APPOINTED BY THE
7 LEGISLATIVE POLICY COMMITTEE OR THE PRESIDING OFFICER OF THE HOUSE OR
8 SENATE.

9 (B) THIS SECTION APPLIES ONLY TO HEARINGS OR OTHER PROCEEDINGS OF
10 A UNIT THAT ARE ~~RECORDED~~ REQUIRED TO BE RECORDED BY THE RULES OF THE
11 HOUSE OR SENATE.

12 (C) A PERSON MAY NOT, IN A MATTER WITHIN THE JURISDICTION OF A UNIT,
13 KNOWINGLY AND WILLFULLY:

14 (1) FALSIFY OR CONCEAL A MATERIAL FACT;

15 (2) MAKE A FALSE, FICTITIOUS, OR FRAUDULENT REPRESENTATION;
16 OR

17 (3) MAKE OR USE A DOCUMENT THAT CONTAINS A FALSE, FICTITIOUS,
18 OR FRAUDULENT REPRESENTATION.

19 (D) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR
20 AND ON CONVICTION IS SUBJECT TO A FINE OF NOT MORE THAN \$1,000,
21 IMPRISONMENT FOR NOT MORE THAN 1 YEAR, OR BOTH.

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 October 1, 1996.