

AMENDED IN ASSEMBLY MAY 26, 2000  
AMENDED IN ASSEMBLY APRIL 25, 2000  
AMENDED IN ASSEMBLY APRIL 6, 2000

CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1993**

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**Introduced by Assembly ~~Member Romero~~ Members  
*Romero, Villaraigosa, and Washington*  
Coauthors: *Assembly Members Aroner, Dickerson,  
Firebaugh, Keeley, Knox, and Kuehl***

February 18, 2000

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An act to add Section 141 to the Penal Code, relating to peace officers.

LEGISLATIVE COUNSEL'S DIGEST

AB 1993, as amended, Romero. Peace officers: false evidence.

Existing law makes it a felony for a peace officer to file a report with the agency that employs him or her regarding the commission of a crime or investigation of a crime, if he or she knows and intentionally makes any statement in the report that the officer knows to be false.

This bill would make it a misdemeanor for any person to, or a felony for a peace officer to, knowingly, willfully, and intentionally alter, modify, plant, place, manufacture, conceal, or move any physical matter, with the specific intent that the action will result in a person being charged with a crime or with ~~the~~ specific intent that the physical matter will

be wrongfully produced as genuine or true at trial or any other specified proceedings. By defining a new crime, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 141 is added to the Penal Code,  
2 to read:

3 141. (a) Except as provided in subdivision (b), any  
4 person who knowingly, willfully, and intentionally alters,  
5 modifies, plants, places, manufactures, conceals, or moves  
6 any physical matter, with ~~the~~ specific intent that the  
7 action will result in a person being charged with a crime  
8 or with the specific intent that the physical matter will be  
9 wrongfully produced as genuine or true upon any trial,  
10 proceeding, or inquiry whatever, is guilty of a  
11 misdemeanor.

12 (b) Any peace officer who knowingly, willfully, and  
13 intentionally alters, modifies, plants, places,  
14 manufactures, conceals, or moves any physical matter,  
15 with ~~the~~ specific intent that the action will result in a  
16 person being charged with a crime or with the specific  
17 intent that the physical matter will be wrongfully  
18 produced as genuine or true upon any trial, proceeding,  
19 or inquiry whatever, is guilty of a felony punishable by  
20 two, three, or five years in the state prison.

21 SEC. 2. No reimbursement is required by this act  
22 pursuant to Section 6 of Article XIII B of the California  
23 Constitution because the only costs that may be incurred  
24 by a local agency or school district will be incurred  
25 because this act creates a new crime or infraction,  
26 eliminates a crime or infraction, or changes the penalty



1 for a crime or infraction, within the meaning of Section  
2 17556 of the Government Code, or changes the definition  
3 of a crime within the meaning of Section 6 of Article  
4 XIII B of the California Constitution.

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