

Submitted by: Chairman of the Assembly at the
Request of the Mayor
Prepared by: Department of Law
For Reading: October 30, 2001

CLERK'S OFFICE

APPROVED

Date: 10-30-01 ANCHORAGE, ALASKA
AO NO. 2001-175(S)

AN ORDINANCE AMENDING ANCHORAGE MUNICIPAL CODE CHAPTER 8.30
TO ADD A DEFINITION FOR FALSE INFORMATION TO INCLUDE TERRORISTIC
THREATS AND RELATED CRIMES, INCREASING THE PENALTIES FOR
PROVIDING CERTAIN KINDS OF FALSE INFORMATION AND DELETING
SECTION 8.30.060.

THE ANCHORAGE ASSEMBLY ORDAINS:

Section 1. Anchorage Municipal Code section 8.30 is hereby amended to read as
follows:

8.30.050 **False information [REPORTS].**

A. It is unlawful for any person to:

1. report to any police officer, district attorney, prosecutor, assistant
district attorney, or other official of any public law enforcement or
prosecution agency that a felony or misdemeanor has been or will be
committed, knowing such report to be false.

2. knowingly give false information to any public servant

a. with the intent of implicating another in an offense; or

b. concerning the person's identity while the person is

1. under arrest, detention, or investigation for a crime; or

ii. being served with an arrest warrant or being issued a
citation.

3. knowingly register, make, render, report or give false information to any public servant indicating that a public safety incident has occurred or is about to occur.

4. knowingly register, make, render or report any false information to any person which indicates that a circumstance dangerous to human life or safety exists or is about to exist which

a. places a person in fear of physical injury to any person;

b. directly or indirectly causes evacuation of a building; or

c. directly or indirectly causes serious public inconvenience.

B. It is unlawful for any person to knowingly register, make, render, or report any false alarm, report or complaint to any public servant. [TO EITHER THE FIRE DEPARTMENT OR THE POLICE DEPARTMENT, KNOWING SUCH A REPORT TO BE FALSE.]

C. Definitions.

False information in this section means any untrue information delivered by any means, including but not limited to, telephone, cellular phone, email, fax, mail, radio, television, or written or oral communication.

A public safety incident means an event which is or could be dangerous to life or property and which caused or could have caused an immediate or emergency police, fire, or other public safety or public health services response.

D.[C.] Sentencing. Violation of subsection A. shall, upon conviction, be punished by a fine of not more than \$5,000.00 or imprisonment for not more than one year, or both such fine and imprisonment. Violation of [THIS] subsection B. shall, upon conviction, be punished by a fine of not more than \$1,000.00 or imprisonment for not more than six months, or both such fine and imprisonment.

E. Costs. Responding agencies may recover the actual, reasonable costs of responding to false information from the person or persons convicted under this section.

(AO No. 98-59(S), § , 5-19-98)

Section 2. Anchorage Municipal Code section 8.30.060 is hereby repealed:

8.30.060 [FALSE BOMB REPORT.]

[A. IT IS UNLAWFUL FOR ANY PERSON TO KNOWINGLY MAKE A FALSE REPORT THAT A BOMB OR OTHER EXPLOSIVE HAS BEEN PLACED OR SECRETED IN ANY PUBLIC OR PRIVATE PLACE.]

[B. VIOLATION OF THIS SECTION SHALL, UPON CONVICTION, BE PUNISHED BY A FINE OF NOT MORE THAN \$1,000.00 OR IMPRISONMENT FOR NOT MORE THAN SIX MONTHS, OR BOTH SUCH FINE AND IMPRISONMENT.]


(AO No. 98-59(S), § 1, 5-19-98)

Section 3. This ordinance shall be effective immediately upon passage and approval.

PASSED AND APPROVED by the Anchorage Assembly this 30 day of October, 2001.


Chair

ATTEST:


Municipal Clerk

SUMMARY OF ECONOMIC EFFECTS

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MUNICIPALITY OF ANCHORAGE Summary of Economic Effects - General Government

AO Number: 2001-175(S) Title: Amending AMC chapter 8.30 to redefine false information and add certain penalties.

Sponsor: Mayor

Preparing Agency: Department of Law

Others Affected:

CHANGES IN EXPENDITURES AND REVENUES (Thousands of Dollars)

Operating Expenditures	FY	FY	FY	FY	FY
1000 Personal Services					
2000 Supplies					
3000 Other Services					
4000 Debt Service					
5000 Capital Outlay					
TOTAL DIRECT COSTS:					
ADD: 6000 Charge from Others					
LESS: 7000 Charge to Others					
FUNCTION COST:					
REVENUES:					
CAPITAL:					
POSITIONS: FT/PT and Temp.					

Public Sector Economic Effects:

Will allow responding agencies to refer for prosecution persons who make false information calls or reports. If convicted, persons may have to make restitution to the agencies for the costs of responding. The code changes should have a deterring effect, lowering the number (and costs) of responding to false information.

SUMMARY OF ECONOMIC EFFECTS

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Private Sector Economic Effects:

No substantial effects. To the extent fewer false information reports are made, there should be less unnecessary disruption to business and personal activities.

If further explanation is necessary, a separate page may be attached.

Prepared by: Dennis A. Wheeler Telephone: 343-4349
Deputy Municipal Attorney

Validated by OMB: Cheryl Fraser Date: 26 Oct 01

Approved by: William K. Kane Date: 10/26/01
(Director, Preparing Agency)

Concurred by: _____
Director, Affected Agency

Approved by: M. J. [Signature]
Municipal Manager

Date: 10/26/1