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**** BILL NO. ****

INTRODUCED BY ****

BY REQUEST OF THE ****

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING LAWS RELATED TO TAMPERING WITH OR
FABRICATING PHYSICAL EVIDENCE; ESTABLISHING A PENALTY FOR TAMPERING WITH OR
FABRICATING EVIDENCE IN CONNECTION WITH A HOMICIDE; AND AMENDING SECTION 45-7-207,
MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 45-7-207, MCA, is amended to read:

"45-7-207. Tampering with or fabricating physical evidence. (1) A person commits the offense of
tampering with or fabricating physical evidence if, believing that an official proceeding or investigation is
pending or about to be instituted, the person:

(a) alters, destroys, conceals, or removes any record, document, or thing with purpose to impair its
verity or availability in the proceeding or investigation; or

(b) makes, presents, or uses any record, document, or thing knowing it to be false and with
purpose to mislead any person who is or may be engaged in the proceeding or investigation.

(2) A person convicted of tampering with or fabricating physical evidence shall be imprisoned in
the state prison for a term not to exceed 10 years or be fined an amount not to exceed \$50,000, or both.

(3) A person convicted of tampering with or fabricating evidence in connection with a homicide or
homicide investigation and in so doing affects the ability of a medical examiner to determine a cause of death,
shall be imprisoned in the state prison for a term not to exceed 40 years or be fined an amount not to exceed
\$100,000, or both."

- END -