

Ala. Code 1975, §15-23-21(a)

Furnishing False Information

The defendant is charged with furnishing false information.

A person commits the crime of furnishing false information if he/she knowingly furnishes any false information to the Alabama Crime Victims Compensation Commission or to any member, agent or employee thereof with the intent to defraud the said commission; or with the intent to obtain an award of compensation for a person not entitled to receive the same.

To convict, the State must prove beyond a reasonable doubt each of the following elements:

- (1) The defendant furnished false information, **[insert a description of the false information]**, to the Alabama Crime Victims Compensation Commission or to any member, agent or employee thereof;
- (2) The defendant furnished the information with the intent to: **[Read as appropriate]**:
 - (a) Defraud the said commission; **(OR)**
 - (b) Obtain an award of compensation for a person not entitled to receive the same; **(AND)**
- (3) The defendant did so knowingly.

A person acts *intentionally* with respect to a result or to conduct described by a statute defining an offense when his/her purpose is to cause that result or to engage in that conduct. [13A-2-2(1)]

A person acts *knowingly* with respect to conduct or to a circumstance described by a statute defining an offense when he/she is aware that his/her conduct is of that nature or that the circumstance exists. [13A-2-2(2)]

If you find from the evidence that the State has proved beyond a reasonable doubt each of the above elements of furnishing false information, then you shall find the defendant guilty of furnishing false information.

If you find that the State has failed to prove any one or more of the elements of the offense of furnishing false information, then you cannot find the defendant guilty of furnishing false information.

[If lesser-included offenses are included, the Court should instruct on those offenses at this point.]

Use Notes

Defraud is not defined in this section; however, the phrase “intent to defraud” is defined in 13A-9-1(8) as it pertains to forgery cases.

[Approved 05/09/19]