

House Bill 3025

Sponsored by Representative G SMITH, Senator NELSON; Representative BARKER, Senator BATES (at the request of Oregon State Police Officers Association)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Modifies crime of interfering with peace officer.
Provides exception for constitutionally protected activity.

A BILL FOR AN ACT

1
2 Relating to peace officers; amending ORS 162.247.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 162.247 is amended to read:

5 162.247. (1) A person commits the crime of interfering with a peace officer if the person, knowing
6 that another person is a peace officer:

7 (a) Intentionally acts in a manner that prevents, or attempts to prevent, a peace officer from
8 performing the lawful duties of the peace officer with regards to another person; or

9 (b) [*Refuses to obey a lawful order by the peace officer*] **Intentionally or knowingly resists,**
10 **obstructs or delays a peace officer lawfully engaged in the performance of the officer's**
11 **duties.**

12 (2) Interfering with a peace officer is a Class A misdemeanor.

13 (3) This section does not apply in situations in which the person is engaging [*in*]:

14 (a) **In** activity that would constitute resisting arrest under ORS 162.315; [*or*]

15 (b) **In** passive resistance; **or**

16 (c) **Solely in constitutionally protected activity.**
17 _____

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.