

House Bill 2305

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of House Interim Committee on Judiciary)

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 or parole and probation officer.

A BILL FOR AN ACT

1
2 Relating to crime of interfering with peace officer or parole and probation officer; amending ORS
3 162.247.

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

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

6 162.247. (1) A person commits the crime of interfering with a peace officer or parole and pro-
7 bation officer if the person, knowing that another person is a peace officer or a parole and probation
8 officer as defined in ORS 181.610:

9 (a) Intentionally acts in a manner that prevents, or attempts to prevent, a peace officer or parole
10 and probation officer from performing the lawful duties of the officer with regards to another person;
11 [or]

12 [*(b) Refuses to obey a lawful order by the peace officer or parole and probation officer.*]

13 **(b) Intentionally or knowingly enters or remains within a designated crime scene without**
14 **the permission of a peace officer; or**

15 **(c) Intentionally or knowingly interferes with a peace officer lawfully engaged in the in-**
16 **vestigation of a crime or traffic collision.**

17 (2) Interfering with a peace officer or parole and probation officer is a Class A misdemeanor.

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

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

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

21 (c) **Solely in constitutionally protected activity.**

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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.