

Requested by Senator PROZANSKI

**PROPOSED AMENDMENTS TO
SENATE BILL 399**

1 Delete lines 5 through 19 of the printed bill and insert:

2 **“SECTION 1.** ORS 162.247 is amended to read:

3 “162.247. (1) A person commits the crime of interfering with a peace offi-
4 cer or parole and probation officer if the person, knowing that another per-
5 son is a peace officer or a parole and probation officer as defined in ORS
6 181A.355:

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

10 “(b) Refuses to obey a lawful order by the peace officer or parole and
11 probation officer **that is necessary for the officer’s performance of law-
12 ful duties with regard to another person or a criminal investigation.**

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

15 “(3) This section does not apply in situations in which the person is en-
16 gaging in[:]

17 “[*(a) Activity that would constitute resisting arrest under ORS 162.315;*
18 *or]*

19 “[*(b) passive resistance.*”

20 **“(4) A person may not be arrested or charged under this section for
21 conduct that would constitute any other criminal offense.”.**

