

Requested by Representative KOTEK

**PROPOSED AMENDMENTS TO
HOUSE BILL 3164**

1 In line 3 of the printed bill, delete “and” and before the period insert “;
2 and declaring an emergency”.

3 Delete lines 5 through 20 and insert:

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

5 “162.247. (1) A person commits the crime of interfering with a peace offi-
6 cer or parole and probation officer if the person, knowing that another per-
7 son is a peace officer or a parole and probation officer as defined in ORS
8 181A.355,[:]

9 “[*a*] intentionally **or knowingly** acts in a manner that prevents, or at-
10 tempts to prevent, [*a*] **the** peace officer or parole and probation officer from
11 performing the lawful duties of the officer with regards to another person
12 **or a criminal investigation.**[; *or*]

13 “[*b*] *Refuses to obey a lawful order by the peace officer or parole and*
14 *probation officer.*]

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

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

19 “[*a*] *Activity that would constitute resisting arrest under ORS 162.315;*
20 *or*]

21 “[*b*] passive resistance.

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

3 After line 23, insert:

4 “SECTION 3. This 2021 Act being necessary for the immediate
5 preservation of the public peace, health and safety, an emergency is
6 declared to exist, and this 2021 Act takes effect on its passage.”.

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