

**S.B. 239**  
**INTERFERING WITH A PEACE OFFICER**

Senator **Todd Weiler** proposes the following amendments:

1. *Page 1, Line 24 through Page 2, Line 34:*

24 76-8-305. Interference with peace officer.

25 (1) A person is guilty of a class B misdemeanor if [~~he has knowledge~~] the person knows, or  
26 by the exercise of reasonable care should have [~~knowledge~~] known, that a peace officer is  
27 seeking to effect a lawful arrest or detention of that person or another person and interferes  
28 with the arrest or detention by:

29 {~~(1)~~} (a) use of force or any weapon;

30 {~~(2)~~} (b) [~~the arrested person's refusal~~] refusing to perform any act required by lawful order:

31 {~~(a)~~} (i) necessary to effect the arrest or detention; and

32 {~~(b)~~} (ii) made by a peace officer involved in the arrest or detention; or

33 {~~(3)~~} (c) [~~the arrested person's or another person's refusal~~] refusing to refrain from

34 performing any act that would impede the arrest or detention.

**(2) Recording the actions of a law enforcement officer with a camera, mobile phone, or other photographic device, while the officer is performing official duties in plain view, does not by itself constitute:**

**(a) interference with the officer;**

**(b) willful resistance;**

**(c) disorderly conduct; or**

**(d) obstruction of justice.**