

AN ORDINANCE AMENDING CHAPTER 215, REPUBLIC CITY CODE, OFFENSES, ARTICLE III, OFFENSES CONCERNING ADMINISTRATION OF JUSTICE, SECTION 215.200, REFUSING TO OBEY THE LAWFUL REQUEST OF A REPUBLIC POLICE OFFICER, BY AMENDING THE LANGUAGE TO DESCRIBE THOSE ACTIONS THAT OBSTRUCT A POLICE OFFICER OR EMERGENCY PERSONNEL IN THE PERFORMANCE OF THEIR DUTIES

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF REPUBLIC, MISSOURI, AS FOLLOWS:

Section 1: That Chapter 215 Republic City Code, Offenses, Article III, Offenses Concerning Administration of Justice, Section 215.200, Refusing to Obey the Lawful Request of a Republic Police Officer, is hereby amended by adding language to describe those actions that obstruct a police officer or emergency personnel in the performance of their duties, which amended section shall read as follows:

SECTION 215.200. ~~REFUSING TO OBEY THE LAWFUL REQUEST OF A REPUBLIC POLICE OFFICER~~ OBSTRUCTING A POLICE OFFICER OR EMERGENCY PERSONNEL.

~~Any person who refuses to obey the lawful request of a Republic Police Officer after said officer has identified himself/herself shall, upon conviction, be punished as provided by ordinance.~~

No person shall:

- (1) Interfere with a police officer or emergency personnel by entering or remaining at a police, fire, or emergency scene, which is restricted to authorized personnel after having received notice of the restriction either by verbal notice from police or emergency personnel, a physical barrier to entry or by signage restricting entry;**
- (2) Refuse to comply with a lawful order of a police officer or other emergency service worker, when a person knows or should know such refusal prevents the officer from completing an investigation or performing any other lawful duty;**
- (3) Engage in conduct which a person knows or should know would prevent a police officer or other emergency service worker from completing an investigation or performing any other lawful duty;**

(4) Identify him/herself to a city police officer by using a name or date of birth other than his/her own when the officer is entering the information into an official document, or when the officer is using the information in the conduct of an investigation of a crime or ordinance violation. This would also include intentionally supplying false, unfounded or misleading information.

(5) Upon conviction of a violation of this section a person shall be punished as provided by Section 100.220 of this Code.

(**Bold** is added language. ~~Strike through~~ is deleted.)

Section 2: This ordinance shall be in full force and effect from and after its date of passage.

Passed and approved at a regular meeting of the Board of Aldermen of the City of Republic, Missouri, on this _____ day of _____, 2005.

James H. Collins, Mayor

ATTEST:

Brenda Jackson, City Clerk

Approved for Board Action: _____, City Administrator

Approved as to Form: _____, City Attorney