

SHORT TITLE: Crimes and punishments; prohibiting fictitious identification or information to delay officer's investigation; setting penalties; emergency.

STATE OF OKLAHOMA

1st Session of the 44th Legislature (1993)

SENATE BILL NO. 221

By: Dickerson

AS INTRODUCED

An Act relating to crimes and punishments; amending 21 O.S. 1991, Section 540, which relates to obstructing an officer; modifying class of officers to whom certain crime applies; prohibiting fictitious identification or information to delay officer's investigation; setting penalties; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 21 O.S. 1991, Section 540, is amended to read as follows:

Section 540. A. Any person who willfully delays or obstructs any ~~public~~ peace officer in the discharge or attempt to discharge any duty of his office, ~~is~~ by giving false or fictitious identification or information shall, upon conviction, be guilty of a misdemeanor punishable by imprisonment in the county jail for not more than one (1) year when the peace officer is investigating an offense classified as a misdemeanor.

B. Any person who willfully delays or obstructs any peace officer in the discharge or attempt to discharge any duty of his office by giving false or fictitious identification or information shall, upon conviction, be guilty of a felony punishable by imprisonment in the State Penitentiary for not more than five (5) years, or by a fine of not more than Five Thousand Dollars

(\$5,000.00), or by both such fine and imprisonment, when the peace officer is investigating an offense classified as a felony.

SECTION 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

44-1-0494

NP