

1 ENGROSSED SENATE
2 BILL NO. 362

By: Dahm of the Senate

and

Echols of the House

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6 An Act relating to crime and punishment; amending 21
7 O.S. 2011, Section 540, which relates to obstructing
8 an officer; stating certain allowances; and providing
9 an effective date.

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

11 SECTION 1. AMENDATORY 21 O.S. 2011, Section 540, is
12 amended to read as follows:

13 Section 540. Any person who willfully delays or obstructs any
14 public officer in the discharge or attempt to discharge any duty of
15 his or her office, is guilty of a misdemeanor. Nothing in this
16 section shall preclude a person from recording the activity of law
17 enforcement in a public area, as long as the recording activity does
18 not delay or obstruct the law enforcement agent in his or her
19 duties. A person who is recording shall be deemed to assume the
20 risks inherent to the circumstances present at the time, and neither
21 the state nor relevant political subdivision shall be liable for any
22 injury, loss or claim resulting from the recording, unless the loss
23 was sustained from the negligent affirmative act of law enforcement.
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