

BY REPRESENTATIVES FONTENOT, MIKE JOHNSON, AND WILDER

To enact R.S. 14:109, relative to offenses affecting law enforcement; to create the crime of approaching a peace officer lawfully engaged in law enforcement duties; to provide for a definition; to provide for an affirmative defense; to provide for penalties; and to provide for related matters.

Section 1. R.S. 14:109 is hereby enacted to read as follows:

A. No person shall knowingly or intentionally approach within twenty-five

B. For the purposes of this Section, "peace officer" shall include all
individuals as defined in R.S. 14:112.4(B)(2) and R.S. 40:2402(3).

C. It shall be an affirmative defense to this crime if the defendant can establish that the lawful order or command was neither received nor understood by the defendant nor capable of being received or understood under the conditions and circumstances that existed at the time of the issuance of the order.

1 D. Whoever violates the provisions of this Section shall be fined not more
2 than five hundred dollars, imprisoned for not more than sixty days, or both.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____