

COUNCIL BILL NO. 98-029

ORDINANCE NO. 98-050

AN ORDINANCE amending the Joplin City Code by adding section 82-18 AResisting or interfering with arrest detention or stop - penalty for the purpose of complying with a recently amended State statute.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF JOPLIN, MISSOURI as follows:

Section 1. That the Joplin City Code be amended by the addition of the following section:

ASec. 82-18. Resisting or interfering with arrest, detention or stop - penalty.

- (a) A person commits the offense of resisting or interfering with arrest, detention, or stop if, knowing that a law enforcement officer is making an arrest, or attempting to lawfully detain or stop an individual or vehicle, or the person reasonably should know that a law enforcement officer is making an arrest or attempting to lawfully stop an individual or vehicle, for the purpose of preventing the officer from effecting the arrest, stop or detention, the person:
 - (1) Resists the arrest, stop or detention of such person by using or threatening the use of violence, physical force or by fleeing from such officer; or,
 - (2) Interferes with the arrest, stop or detention of another person by using or threatening the use of violence, physical force or physical interference.
- (b) This section applies to arrests, stops or detentions with or without warrants and to arrests, stops or detentions for any violation of this code.
- (c) It is no defense to prosecution pursuant to subsection (a) of this section that the law enforcement officer was acting unlawfully in making the arrest. However, nothing in this section shall be construed to bar civil suits for unlawful arrest.
- (d) Any person having plead guilty or having been convicted of a violation of this section shall be punished as provided by section 1-5 of this code.

State law reference - Resisting or interfering with arrest, RSMo 575.150 (Supp. 1997)≡

PASSED BY THE COUNCIL OF THE CITY OF JOPLIN, MISSOURI, this 20th
day of April 1998.

Earl Carr
Mayor

ATTEST: Barbara L. Hogelin, City Clerk

APPROVED AS TO FORM: Chuck Brown, City Attorney