

LEGISLATURE OF NEBRASKA  
ONE HUNDRED EIGHTH LEGISLATURE  
SECOND SESSION

**LEGISLATIVE BILL 1185**

Introduced by Lowe, 37.

Read first time January 12, 2024

Committee: Judiciary

- 1 A BILL FOR AN ACT relating to crimes and offenses; to amend section
- 2 28-906, Reissue Revised Statutes of Nebraska; to change provisions
- 3 relating to obstruction of a peace officer; and to repeal the
- 4 original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 28-906, Reissue Revised Statutes of Nebraska, is  
2 amended to read:

3 28-906 (1) A person commits the offense of obstructing a peace  
4 officer, when: 7

5 (a) By ~~by~~ using or threatening to use violence, force, physical  
6 interference, or obstacle, the person ~~he or she~~ intentionally obstructs,  
7 impairs, or hinders (i) ~~(a)~~ the enforcement of the penal law or the  
8 preservation of the peace by a peace officer or judge acting under color  
9 of his or her official authority or (ii) ~~(b)~~ a police animal assisting a  
10 peace officer acting pursuant to the peace officer's official authority.

11 (b) The person records, with video or audio, any peace officer if  
12 such officer is actively engaged in work as a peace officer unless such  
13 person remains at least ten feet away from the peace officer while  
14 recording or the peace officer is actively engaged in work as a peace  
15 officer with the person.

16 (2) For purposes of this section, police animal means a horse or dog  
17 owned or controlled by the State of Nebraska or any county, city, or  
18 village for the purpose of assisting a peace officer acting pursuant to  
19 his or her official authority.

20 (3) Obstructing a peace officer is a Class I misdemeanor.

21 Sec. 2. Original section 28-906, Reissue Revised Statutes of  
22 Nebraska, is repealed.