

Protection of Government Process Ordinance

An ordinance to prohibit certain conduct which interferes with governmental functions and to establish the penalties for their commission.

THE CHARTER TOWNSHIP OF MADISON ORDAINS:

Section 1. Prohibited Conduct.

It shall be unlawful for any person to commit any of the following acts which are which are deemed crimes punishable as hereinafter provided.

Section 2. Hindrance of Governmental Functions.

It shall be unlawful for any person to intentionally obstruct, impair or hinder the performance of a governmental function or the use of government property by using or threatening to use violence, force, physical interference or obstacle. For purposes of this section "government" includes any principal subdivision or agency of the United States, this state, township, or any agency of local governmental operations within the township; "governmental function" includes any activity which a public agency or public servant is legally authorized to undertake.

Section 3. Interference with Police Authority, Other Township Officers or Employees.

It shall be unlawful for any person to interfere with any police officer, any member of the police department, or any person duly empowered with the police authority or any other township officer or employee while in the lawful discharge of his duty, or in any way interfere with or hinder him in the discharge of his duty.

Section 4. False Personation with Intent to Obstruct Due Execution of Law.

It shall be unlawful for any person to disguise himself, by any verbal statement, photo identification, printed identification or any other means so as to lead a police officer to believe that he is anyone other than himself, with intent to obstruct the due execution of the law, or with intent to hinder or interrupt any police officer in the legal performance of his duty, whether such intent be effected or not.

Section 5. Impersonating a Police Officer, Other Township Officer or Employee

- a. It shall be unlawful for any person other than an official police officer of the township to wear or carry the uniform apparel, badge, identification card or any other insignia of office like or similar to, or a colorable imitation of that adopted and worn or carried by the official police officers of the township.
- b. It shall be unlawful for any person to act or pretend to be an official police officer of the township or any other township officer or employee.

Section 6. False Alarms

It shall be unlawful for any person to knowingly summon, as a joke or prank or otherwise without any good reason therefor, by telephone or otherwise, the police or the fire department or any public or private ambulance to go to any address where the service called for is not needed.

Section 7. False Report of Crime

It shall be unlawful for any person to knowingly make or file with the police department any false, misleading or unfounded statement or report concerning the commission of any crime or violation of this Code occurring within the township.

Section 8. Violation; Penalties

- a. Any person who commits an offense prohibited by this ordinance shall, upon conviction thereof, be guilty of a misdemeanor and subject to a penalty not to exceed \$500.00 or imprisonment in the county jail for a period not to exceed 93 days, or both such fines and imprisonment, plus the actual cost of prosecution.
- b. Any person who causes, secures, aids or abets another person to commit an offense prohibited by the ordinance may be prosecuted; and any conviction thereof shall be punished as if the person aiding and abetting had directly committed such violation.
- c. Any person who shall attempt to commit an offense prohibited by this ordinance and, in such attempt, shall do any act towards the commission of such offense, but shall fail in the perpetration or shall be intercepted or prevented in the execution of the same, shall be guilty of a misdemeanor, and subject to a penalty not to exceed \$250.00 or imprisonment in the county jail for a period not to exceed 45 days, or both such fines and imprisonment, plus the actual cost of prosecution.

Section 9. Severability

The provisions of this ordinance are hereby declared to be severable and if any clause,

sentence, word, section or provision is hereafter declared void or unenforceable for any reason by any court of competent jurisdiction, it shall not affect the remainder of such ordinance which shall continue in full force and effect.

Section 10. Repealer

All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 11. Publication and Effective Date

Publication of this ordinance shall be made by causing a true copy thereof to be inserted once in a newspaper circulating within the Charter Township of Madison, which insertion shall be made within thirty (30) days after its passage. This ordinance shall take effect immediately upon its publication.