

**ORDINANCE NO. 2022-\_\_\_\_\_**

**AN ORDINANCE** relating to Public Safety; amending the City of Yakima Municipal Code; amending certain sections Title 6 to reflect changes to adopted/referenced RCWs; adopting the new RCW for Cyberstalking and an RCW pertaining to Telephone Harassment.

**BE IT ORDAINED BY THE CITY OF YAKIMA:**

**Section 1.** The following section, 6.05.135, of the City of Yakima Municipal Code is hereby amended to read as follows:

**6.05.135 Exposing minor child(ren) to domestic violence.**

A. A person commits the crime of exposing minor child(ren) to domestic violence when he or she:

1. Commits a crime against a family or household member, or an intimate partner, as defined in RCW ~~26.50.040~~10.99.020, as currently enacted or hereafter amended or recodified; and
2. The crime is committed in the immediate presence of, or is witnessed or heard by, the person's or the victim's minor child, minor stepchild, or any minor child residing within the household of the person or victim.
3. For purposes of this section, "minor" shall mean under eighteen years of age on the date of the violation.

B. A violation of this section is a gross misdemeanor. Any person convicted of this crime shall be punished by imprisonment of not less than thirty days.

**Section 2.** The following section, 6.05.110, of the City of Yakima Municipal Code is hereby amended to read as follows:

**6.05.110 Copy of state statute on file.**

The office of the city clerk shall maintain at all times as a public record of the city, not less than one copy of RCW Chapter 10.99 ~~and RCW Chapter 26.50.110~~ for use by city officials and the general public.

**Section 3.** The following section, 6.45.015, of the City of Yakima Municipal Code is hereby amended to read as follows:

**6.45.015 Statues adopted—Harassment crimes.**

The following RCW sections, as currently enacted or as hereafter amended or recodified from time to time, are hereby adopted by reference and shall be given the same force and effect as if set forth herein in full:

- 7.105.455 Enforcement and penalties—Antiharassment protection orders.
- 9A.46.020 Definition—Penalties.
- 9A.46.030 Place where committed.

- 9A.46.040 Court-ordered requirements upon person charged with crime—Violation.
- 9A.46.050 Arraignment—No contact order.
- 9A.46.060 Crimes included in harassment.
- 9A.46.070 Enforcement of orders restricting contact.
- 9A.46.080 Order restricting contact—Violation.
- 9A.46.090 Nonliability of peace officer.
- 9A.46.100 “Convicted,” time when.
- 9A.46.110 Stalking.
- 9A.46.910 Severability—1985 c 288.
- 9.61.230 Telephone harassment.
- 9.61.240 Telephone harassment—Permitting telephone to be used.
- 9.61.250 Telephone harassment—Offense, where deemed committed.
- 9A.90.1209-61.260- Cyber harassment, Cyberstalking.
- 9A.90.130 Cyberstalking.
- 9A.86.010 Disclosing intimate images.

**Section 4.** This ordinance shall be in full force and effect 30 days after its passage, approval, and publication as provided by law and by the City Charter.

**PASSED BY THE CITY COUNCIL,** signed and approved this 1<sup>st</sup> day of August, 2022.

---

Janice Deccio, Mayor

ATTEST:

---

Sonya Claar Tee, City Clerk

Publication Date: \_\_\_\_\_

Effective Date: \_\_\_\_\_