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09/13/89

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 4096

AN ORDINANCE relating to antiharassment protection orders issued by the Superior Courts and making violation of an antiharassment protection order a gross misdemeanor under Bellevue City Code Chapter 10A.92; and adding a new Section 10A.92.040 to the Bellevue City Code.

WHEREAS, the State of Washington has passed legislation making the violation of any antiharassment protection order a gross misdemeanor under state law; and

WHEREAS, the enforcement of said state law requires City police officers to file the antiharassment protection order violation cases they investigate with the County Prosecutors Office instead of the City of Bellevue Prosecutor; and

WHEREAS, fines and penalties assessed in these cases are paid to the County instead of the City, notwithstanding that the violation occurred in Bellevue and was investigated by Bellevue Police Department; and

WHEREAS, it is within the City's jurisdiction to establish gross misdemeanors; and

WHEREAS, the City can adopt the State statute providing for gross misdemeanors as part of the Bellevue City Code, thereby allowing filing with and prosecution by the City Prosecutor's Office, affording victims and Bellevue Police Officers with a more direct, efficient and effective local means of addressing the crime of violation of an antiharassment protection order, and allowing fines and penalties for such violations to accrue to the City; now therefore,

THE CITY COUNCIL OF THE CITY OF BELLEVUE, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. A new Section 10A.92.040 is hereby added to the Bellevue City Code to read as follows:

10A.92.040 Violation of an antiharassment protection order.

Any respondent who wilfully disobeys any antiharassment protection order issued under RCW Chapter 10.14 shall be guilty of a gross misdemeanor.

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Section 2. This ordinance shall be in force and take effect thirty days after final passage by the City Council.


PASSED by the City Council this 11th day of December 1989, and signed in authentication of its passage this 11th day of December, 1989.

(SEAL)


Nan Campbell, Mayor

Approved as to form:

Richard L. Andrews, City Attorney


Richard L. Andrews, City Attorney

Attest:


Marie K. O'Connell, City Clerk

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