

Chapter 9.16

OFFENSES AGAINST THE PERSON

Sections:

- 9.16.010 Assault
- 9.16.020 Threats to do harm.
- 9.16.030 Intimidation.
- 9.16.040 Provoking assault
- 9.16.050 Harassing telephone calls.
- 9.16.060 Indecent liberties.

9.16.010 **Assault.** It is unlawful for any person to touch, strike, beat or wound another, or to offer to touch, strike, beat or wound another, with the intent to cause injury or bodily harm. Every person convicted of a violation of this section shall be guilty of assault a gross misdemeanor. (Ord. 325, 1978.)

9.16.020 **Threats to do harm.** It is unlawful for any person to communicate, directly or indirectly, the intent to cause bodily injury to another person or the intent to cause physical damage to the property of another. Every person convicted of a violation of the provisions of this section shall be guilty of threats to do harm, a misdemeanor (Ord. 325, 1978.)

9.16.030 **Intimidation.**

- A. It is unlawful for any person to carry, exhibit or display any instrument or weapon apparently capable of producing bodily harm, in a manner, under circumstances, and at a time and place that either manifests an intent to intimidate another or that warrants alarm for the safety of other persons; provided, however, that this section shall not apply to nor affect:
1. Any act committed by a person while in his place of abode or fixed place of business;
 2. Any peace officer;
 3. Any person lawfully acting in self-defense or acting in the lawful defense of another;
 4. Any person making or assisting in making a lawful arrest for the commission of a felony; or

5. Any person engaged in military activities, authorized by state or federal government
- B. Every person convicted of a violation of the provisions of this section shall be guilty of intimidation, a misdemeanor. (Ord. 325, 1978.)

9.16.040 **Provoking assault.** It is unlawful for any person to willfully provoke or attempt to provoke, by word, sign or gesture, another person to commit an assault or breach of the peace. Every person convicted of a violation of the provisions of this section shall be guilty of provoking assault, a misdemeanor. (Ord. 325, 1978.)

9.16.050 **Harassing telephone calls.**

- A. It is unlawful for any person, with intent to harass, intimidate, torment or embarrass any other person, to make a telephone call to such other person:
1. Using any lewd, lascivious, profane, indecent or obscene words or language, or suggesting the commission of any lewd or lascivious act; or
 2. Anonymously or repeatedly or at an extremely inconvenient hour whether or not conversation ensues; or
 3. Threatening to inflict injury on the person or property of the person called or any member of his family; or
 4. Without purpose of legitimate communication.
- B. Any offense committed by use of a telephone as set forth in subsection A may be deemed to have been committed either at the place from which the telephone call or calls were made or at the place where the telephone call or calls were received. Every person convicted of a violation of the provisions of this section shall be guilty of making harassing telephone calls, a misdemeanor. (Ord. 325, 1978.)

9.16.060 **Indecent liberties.** It is unlawful for any person to take indecent liberties with, or on the person of, any other person, without the other person's consent. For the purpose of this section the term "indecent liberties" means any touching of the sexual or other intimate parts of a person done for the purpose of gratifying a sexual desire of either party. Every person convicted of a violation

of the provisions of this section shall be guilty of indecent liberties,
a gross misdemeanor. (Ord. 325, 1978.)