

ORDINANCE No. 112467

COUNCIL BILL No. 105050

The City of

AN ORDINANCE amending Section 12A.10.010 of the Seattle Municipal Code, clarifying the circumstances which may be considered in determining intent to commit the crime of prostitution loitering to include conduct associated with customers of prostitutes.

Honorable President:

Your Committee on

*Pub*

to which was referred the within Council report that we have considered the same

COMPTROLLER FILE No.

|   |                                    |
|---|------------------------------------|
| Introduced: <b>AUG 19 1985</b>            | By: <i>Williams</i>                |
| Referred: <b>AUG 19 1985</b>              | To: <i>Public SAFETY</i>           |
| Referred:                                 | To:                                |
| Referred:                                 | To:                                |
| Reported: <b>SEP 30 1985</b>              | Second Reading: <b>SEP 30 1985</b> |
| Third Reading: <b>SEP 30 1985</b>         | Signed: <b>SEP 30 1985</b>         |
| Presented to Mayor: <b>SEP 30 1985</b>    | Approved: <b>OCT 1 1985</b>        |
| Returned to City Clerk: <b>OCT 8 1985</b> | Published:                         |
| Vetoes by Mayor:                          | Veto Published:                    |
| Passed over Veto:                         | Veto Sustained:                    |

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# The City of Seattle--Legislative Department

## REPORT OF COMMITTEE

Date Reported  
and Adapted

President:

Committee on

Public Safety

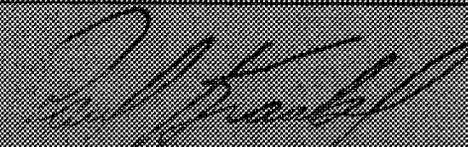
as referred the within Council Bill No.

105050

we have considered the same and respectfully recommend that the same:

Do Pass

Vote 9-0



Committee Chair

ORDINANCE 112467

AN ORDINANCE amending Section 12A.10.010 of the Seattle Municipal Code, clarifying the circumstances which may be considered in determining intent to commit the crime of prostitution loitering to include conduct associated with customers of prostitutes.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Section 12A.10.010 of the Seattle Municipal Code is amended as follows:

12A.10.010 Prostitution Loitering.

A. As used in this section:

1. "Commit prostitution" means to engage in sexual conduct for money but does not include sexual conduct engaged in as part of any stage performance, play or other entertainment open to the public.

2. "Known prostitute or procurer (~~panderer~~)" means a person who within one year previous to the date of arrest for violation of this section, has within the knowledge of the arresting officer been convicted in Seattle Municipal Court of an offense involving prostitution.

3. "Public place" is an area generally visible to public view and includes streets, sidewalks, bridges, alleys, plazas, parks, driveways, parking lots, automobiles (whether moving or not), and buildings open to the

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general public including those which serve food or drink, or provide entertainment, and the doorways and entrances to buildings or dwellings and the grounds enclosing them.

B. A person is guilty of prostitution loitering if he or she remains in a public place and intentionally solicits, induces, entices, or procures another to commit prostitution.

C. Among the circumstances which may be considered in determining whether the actor intends such prohibited conduct are that he or she:

1. Repeatedly beckons to, stops or attempts to stop, or engages passersby in conversation; or

2. Repeatedly stops or attempts to stop motor vehicle operators by hailing, waiving of arms or any other bodily gesture; or

3. Circles an area in a motor vehicle and repeatedly beckons to, contacts, or attempts to stop pedestrians; or

((3)) 4. Is a known prostitute or procurer (~~panderer~~).

(To be used for all Ordinances except Emergency.)

Section 2..... This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council the 30<sup>th</sup> day of September, 1985, and signed by me in open session in authentication of its passage this 30<sup>th</sup> day of September, 1985.

*[Signature]*  
President of the City Council.

Approved by me this 1 day of October, 1985.

*[Signature]*  
Mayor.

Filed by me this 8<sup>th</sup> day of October, 1985.

*[Signature]*  
Attest: City Comptroller and City Clerk.

(SEAL)

Published.....

By *[Signature]*  
Deputy Clerk.

# Seattle City Council



August 14, 1985

Norman B. Rice  
President of the City Council  
625-2436

George E. Benson  
Chair  
Transportation Committee  
625-2441

Virginia Galle  
Chair  
Environmental Management  
Committee  
625-2445

Michael Hildt  
Chair  
Energy Committee  
625-2443

Paul Kraabel  
Chair  
Urban Redevelopment  
Committee and Public  
Safety Committee  
625-2447

Dolores Sibonga  
Chair  
Finance Committee  
625-2451

Sam Smith  
Chair  
Housing, Recreation &  
Human Services Committee  
625-2455

Jim Street  
Chair  
Land Use Committee  
625-2438

Jeanette Williams  
Chair  
City Operations Committee  
625-2453

Norm Rice  
President  
Seattle City Council

Dear Norm:

During the past several weeks I have been working with the Office for Women's Rights (OWR) to develop legislation to permit the City to bring law enforcement efforts against customers of prostitutes.

I am sponsoring the attached legislation for introduction and referral to the City Operations Committee. It was prepared by the City Attorney's Office in cooperation with OWR and the Seattle Police Department.

This type of legislation has given police in other cities a useful alternative to reduce the problems associated with prostitution. I believe that Seattle should also use this additional means of discouraging prostitution as well.

Sincerely,

Jeanette Williams, Chair  
City Operations Committee

JW:gm

cc: City Councilmembers  
Linda Taylor, OWR  
Patrick Fitzsimons, SPD

# Affidavit of Publication

STATE OF WASHINGTON  
KING COUNTY—SS.

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a .....

Ordinance No. 112468.1

was published on October 10, 1985

*S. Blain*  
Subscribed and sworn to before me on  
October 10, 1985

*Robert R. Jones*  
Notary Public for the State of Washington,  
residing in Seattle.

City of Seattle

ORDINANCE 11267

AN ORDINANCE amending Section 12A.10.010 of the Seattle Municipal Code, clarifying the circumstances which may be considered in determining intent to commit the crime of prostitution loitering to include conduct associated with customers of prostitutes.

BE IT ORDERED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Section 12A.10.010 of the Seattle Municipal Code is amended as follows:

12A.10.010 Prostitution Loitering.

A. As used in this section:

- 1. "Commit prostitution" means to engage in sexual conduct for money but does not include sexual conduct engaged in as part of any stage performance, play or other entertainment open to the public.
- 2. "Known prostitute or procurer ((panderos))" means a person who within one year previous to the date of arrest for violation of this section, has within the knowledge of the arresting officer been convicted in Seattle Municipal Court of an offense involving prostitution.

3. "Public place" is an area generally visible to public view and includes streets, sidewalks, bridges, alleys, plazas, parks, driveways, parking lots, automobiles (whether moving or not), and buildings open to the general public including those which serve food or drink, or provide entertainment, and the doorways and entrances to buildings or dwellings and the grounds enclosing them.

B. A person is guilty of prostitution loitering if he or she remains in a public place and intentionally solicits, induces, entices, or procures another to commit prostitution.

C. Among the circumstances which may be considered in determining whether the actor intends such prohibited conduct are that he or she:

- 1. Repeatedly beckons to, stops or attempts to stop, or engages passersby in conversation; or
- 2. Repeatedly stops or attempts to stop motor vehicle operators by hailing, waving of arms or any other bodily gesture; or
- 3. Circles an area in a motor vehicle and repeatedly beckons to, contacts, or attempts to stop pedestrians; or

(((2))) 1. Is a known prostitute or procurer ((panderos)).

Section 2. This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council the 30th day of September, 1975, and signed by me in open session in authentication of its passage this 30th day of September, 1975.

Approved by me this 1st day of October, 1975, Mayor Charles Royer

Filed by me this 5th day of October, 1975, City Controller and City Clerk Jim Hill

(SEAL) City Controller and City Clerk James Hill Deputy Clerk

**SPONSORSHIP**

THE ATTACHED DOCUMENT IS SPONSORED FOR FILING WITH THE CITY COUNCIL BY THE MEMBER(S) OF THE CITY COUNCIL WHOSE SIGNATURE(S) ARE SHOWN BELOW:

*Jonathan Williams*

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\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**FOR CITY COUNCIL PRESIDENT USE ONLY**

COMMITTEE(S) REFERRED TO: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
PRESIDENT'S SIGNATURE