

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 12.04.007 OF THE INDEPENDENCE CITY CODE TO INCLUDE THE VIOLATION OF AN EX PARTE AS A VIOLATION OF AN ORDER OF PROTECTION

WHEREAS, Chapter 12, Article 4, of the Code of the City of Independence addresses interference with the administration of justice; and,

WHEREAS, the safety and welfare of all citizens and visitors to the City of Independence has been identified as a priority; and,

WHEREAS, the City of Independence desires to amend Section 12.04.007 of the Code of the City of Independence to include the violation of an ex parte as a violation of an order of protection.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF INDEPENDENCE, MISSOURI, AS FOLLOWS:

SECTION 1. Section 12.04.007 of the Independence City Code is hereby amended to read as follows:

Sec. 12.04.007. - Violation of an **ex parte or** order of protection.

- A. It shall be unlawful for any person to **knowingly** violate the terms or conditions of **an ex parte or** a full order of protection entered by a court of the State of Missouri or by any other state, territory or possession of the United States, the Commonwealth of Puerto Rico or the District of Columbia.
- B. A certified copy of the **ex parte or** full order of protection shall be prima facie evidence of the existence and validity of the **ex parte or** full order of protection.
- C. Refusal of the person for whose benefit the **ex parte or** full order of protection was issued to sign a complaint or to testify shall not be a defense to a violation of **an ex parte or** a full order of protection.

SECTION 2. That all other parts and provisions of the City Code remain in full force and effect unless previously or subsequently amended or repealed.

PASSED THIS _____ DAY OF _____, 2022, BY THE CITY COUNCIL OF THE CITY OF INDEPENDENCE, MISSOURI.

Presiding Officer of the City Council
of the City of Independence, Missouri

ATTEST:

City Clerk

APPROVED - FORM AND LEGALITY:

City Counselor

REVIEWED BY:

City Manager

NOTE: Words struck through and bolded are being removed by this ordinance and words underscored and bolded are being added by this ordinance.