

2771-S

Sponsor(s): House Committee on Criminal Justice & Corrections (originally sponsored by Representatives Sommers, Lantz, Cody, Nixon, Morrell, Hankins, Tom, Kirby, Delvin, Mielke, Pearson, McMahan, Moeller, Dickerson, McIntire, Kenney, Kessler, Conway, Darneille, Sullivan, Schual-Berke, Kagi and Ormsby)

Brief Description: Prohibiting cyberstalking.

**HB 2771-S.E - DIGEST**

(DIGEST AS ENACTED)

Declares that a person is guilty of cyberstalking if he or she, with intent to harass, intimidate, torment, or embarrass any other person, makes a communication to such other person or a third party through electronic mail or the Internet: (1) Using any lewd, lascivious, indecent, or obscene words or language, or suggesting the commission of any lewd or lascivious act;

(2) Anonymously or repeatedly whether or not conversation occurs; or

(3) Threatening to inflict injury on the person or property of the person called or any member of his or her family or household.

Provides that cyberstalking is a gross misdemeanor.

Provides that cyberstalking is a class C felony if either of the following applies: (1) The perpetrator has previously been convicted of the crime of harassment, as defined in RCW 9A.46.060, with the same victim or a member of the victim's family or household or any person specifically named in a no-contact order or no-harassment order in this or any other state; or

(2) The perpetrator engages in the behavior prohibited under this act by threatening to kill the person threatened or any other person.