

Item No. 83-1-543

Amended: February 8, 1983

ORDINANCE NO. 1597

An ordinance to amend Chapter 9 of the Code of Ordinances of the City of Slidell, by adding thereto a new section, to be designated as Section 9-12 relative to a curfew for persons under the age of seventeen in the City of Slidell.

BE IT ORDAINED by the Slidell City Council, in legal session convened that Chapter 9 of the Code of Ordinances of the City of Slidell is amended as follows:

SECTION 9-12. Curfew for persons under the age of seventeen established.

A. For the purpose of this section the following words shall mean:

1. Custodian - person having legal responsibility for the care or custody of a minor as the word "parent" is defined in LA. C.J.P. Art. 13(11).

2. Minor - any unmarried natural person under seventeen (17) years of age who is not fully emancipated pursuant to LA Civil Code, Art. 385.

3. Permit - to knowingly fail to prevent, or failure to prevent due to lack of reasonable efforts or concern, to supervise and control.

4. Remain - to unnecessarily tarry, stay, loiter or idle.

5. Reasonable errand - a minor's presence in public pursuant to his custodian's direction in order to accomplish a legitimate family function in a normal and customary fashion considering the time of day. Reasonable errand is also presumed to exist when a juvenile remains in public pursuant to his custodian's direction for purposes of the juvenile's employment in compliance with Louisiana child labor laws.

B. Nocturnal Curfew for Minors

Unless accompanied by his custodian, it shall be unlawful for any minor, whether on foot or in a vehicle, to wander or to travel, loiter, stroll, play, traverse or remain in or upon any public street, road, highway, avenue, alley, park or other public place between 11:00 P.M. and 5:00 A.M. beginning Sunday through Thursday nights lasting into the next morning and between 12:01 A.M. and 5:00 A.M. Saturday and Sunday mornings or on mornings of legal holidays except as to New Year's day

1 This restriction commences at 1:00 A.M. until 5:00 A.M. This restriction
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3 shall not apply to any minor who is engaged in an emergency mission, nor
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5 shall it apply to any minor who is in the performance of a reasonable
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7 errand. Nor shall the provisions of this ordinance apply to any minor
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9 when said minor is in attendance or enroute to and from any officially
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11 sponsored church, school or civic event.

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13 C. Liability of Custodians of Minors

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15 It shall be unlawful for any custodian to permit a minor to
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17 violate Section 9-12 (B) of this article.

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19 D. Enforcement Procedures

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21 If a police officer reasonably believes that a minor is
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23 violating Section 9-12 (B) of this article, the officer shall warn
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25 the minor that he is in violation of the curfew and shall request the
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27 minor to give his complete name and address, and how to contact his
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29 custodian. The officer shall then direct the minor to proceed immediately
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31 to his home or place of abode.

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33 If the minor fails to obey these directions, or refuses to
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35 furnish the officer with the requested identification information, or has
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37 been subjected to a prior curfew warning during that same night, the
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39 officer shall take such minor to the Slidell Police Department. The
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41 Slidell Police Department shall then contact the minor's custodian and
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43 release said minor to his custodian.

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45 E. Penalties Provisions

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47 Any minor violating the provisions of this ordinance shall be
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49 found to be "in need of supervision" as defined in LA C.J.P. Art. 13(13).

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51 Any custodian violating the provisions of this ordinance shall
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53 be fined not less than fifty (50) nor more than one hundred (100)
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55 dollars for each offense.

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57 F. Severability Clause

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59 If any provision of this ordinance or application thereto to
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61 any persons or circumstances is held invalid, the invalidity shall not
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63 affect other provisions or applications hereof which can be given effect
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65 without the invalid provisions or application and to this end the
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67 provisions of this ordinance are severable.
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14/1

ADOPTED this 8th day of February, 1983.

DELIVERED 2-10-83

10:00 AM to the Mayor

RECEIVED 2-10-83

10:34 A.M. from the Mayor

Gerri G. Ingrao
Gerri G. Ingrao
Clerk of the Council

Lionel J. Washington
Lionel J. Washington
Councilman, District A
President of the Council

M.W. Hart
M.W. "Webb" Hart
Mayor

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