

Minors Curfew Ordinance



April 25th, 2023

Chief of Police Vicky Steffanic

Minors Curfew Ordinance



- **Texas Local Government Code 370.000**

Review of juvenile curfew or ordinance

(a) **Before the third anniversary of the date of adoption** of a juvenile curfew ordinance by a general-law municipality or a home rule municipality of an order of a county commissioners court, and every third year thereafter, the governing body of the general-law municipality or home-rule municipality or the commissioners court of the county shall:

(1) **review the ordinance or order's effects on the community and on problems the ordinance or order was intended to remedy;**

(2) **Conduct public hearings on the need to continue the ordinance or order; and**

(3) **Abolish, continue or modify the ordinance or order**

(b) Failure to act in accordance with subsections shall cause the ordinance to expire

Minors Curfew Ordinance



- The City of Bastrop's Minors Curfew Ordinance was **originally adopted by the City of Bastrop's City Council in 1994.**
- The current Minors Curfew Ordinance was adopted in conjunction with the Nuisance Ordinance overhaul that occurred in November 2019.
- **The ordinance was last approved April 28th, 2020.**

Minors Curfew Ordinance



Definition of a minor (ordinance)

Minor. Any person:

- Ten (10) years of age or older and under seventeen (17) years of age; or
- Seventeen (17) years of age or older and under eighteen (18) years of age.

Minors Curfew Ordinance



The days and times:

The City of Bastrop's Minors Curfew Ordinance currently specifies the hours of curfew as:

- 11:00 p.m. on any Sunday, Monday, Tuesday, Wednesday, or Thursday, until 0500a.m. of the following day; and
- 12:01 a.m. until 5:00 a.m. on any Friday or Saturday; and
- During school hours on any Monday, Tuesday, Wednesday, Thursday or Friday when Bastrop Independent School District public schools are in session.

Minors Curfew Ordinance



Who can be held accountable

- Both the **minor** and their **parent or guardian** can be issued citations for curfew violations.
- The **owner or employee of an establishment** also commits an offense if they allow a minor to remain on premises during curfew hours.

Minors Curfew Ordinance



Outcome

- Any person violating this ordinance shall be guilty of a **class C misdemeanor**.
 - Community service (tutoring, non-profit, church, essay or educational class.)
 - Pay fine
 - Or a combination of above
- Court determines
 - Deferral (probation) - All compliance cases are deferred rather than a conviction.
 - Dismissal depending upon circumstances
 - Conviction

Minors Curfew Ordinance



Statistical Data

Curfew Violation Citations by Department

| YEAR | BPD | BISD | TOTAL* By Year | | BPD Nighttime | BPD School Curfew |
|----------|-----|------|-------------------|--|------------------|----------------------|
| 2023 YTD | 0 | 19 | 19 | | 0 | 0 |
| 2022 | 4 | 27 | 31 | | 0 | 4 |
| 2021 | 10 | 21 | 31 | | 8 | 2 |
| 2020 | 12 | 7 | 19 | | 8 | 4 |

Minors Curfew Ordinance



Statistical Data

Juvenile Curfew by Race



Minors Curfew Ordinance



Statistical Data

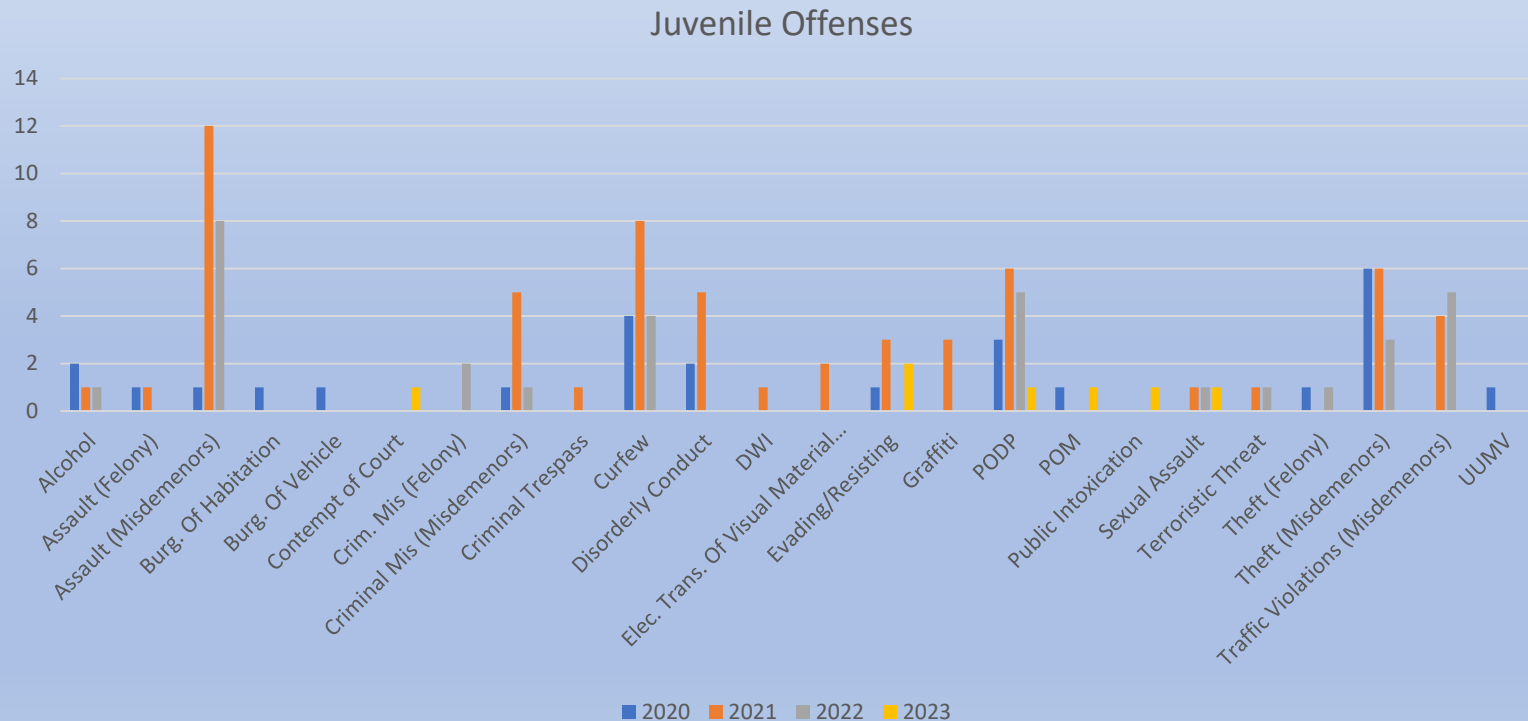
BPD Juvenile Incidents (Includes curfew citations)

| Year | Class C | Other Misdemeanors | Felonies | Total # of Juveniles |
|----------|---------|--------------------|----------|----------------------|
| 2023 YTD | 3 | 3 | 1 | 4 |
| 2022 | 24 | 3 | 4 | 24 |
| 2021 | 40 | 20 | 3 | 52 |
| 2020 | 15 | 6 | 6 | 22 |

Minors Curfew Ordinance



Statistical Data



Minors Curfew Ordinance



Goals of the Curfew Ordinance

1. Assist in keeping children in school

A. Allows officers a mechanism to address students who walk off campus during school hours.

2. Assist with minors from becoming involved or identifying minors involved (victim or suspect) in criminal activity

3. Location accountability

B. Parental involvement / coordination *

*Whether BISD, Homeschool or another school

Minors Curfew Ordinance



QUESTIONS