



MEETING DATE: July 24, 2023

PRESENTED BY: Cesar Torres, Chief of Police

AGENDA ITEM: Approval of Ordinance #_____ (A) Repealing Article V of Chapter 66 of the City of Mission's Code of Ordinances (Curfew for Minors) to comply with HB 1819, recently adopted by the 88th Texas Legislature - Torres

NATURE OF REQUEST:

HB 1819 amended Chapter 370 of the Local Government Code, by adding Section 370.007 to read as follows: JUVENILE CURFEWS PROHIBITED. (a) Notwithstanding any other law, a political subdivision may not adopt or enforce an order, ordinance, or other measure that imposes a curfew to regulate the movements or actions of persons younger than 18 years of age. (b) This section does not apply to a curfew implemented under Chapter 418, Government Code, for purposes of emergency management.

HB 1819 states a violation of a juvenile curfew ordinance or order may not be prosecuted or adjudicated after the effective date of this Act. If on the effective date of this Act a criminal or civil action is pending for a violation of a juvenile curfew ordinance or order, the action is dismissed on that date. However, a final conviction or adjudication for a violation of a juvenile curfew ordinance or order that exists on the effective date of this Act is unaffected by this Act. HB 1819 takes effect on September 1, 2023.

STAFF RECOMMENDATION:

Approval

Departmental Approval: N/A

Advisory Board Recommendation: N/A

City Manager's Recommendation: Approval *RP*

RECORD OF VOTE:	APPROVED:	_____
	DISAPPROVED:	_____
	TABLED:	_____

_____ AYES

_____ NAYS

_____ DISSENTING _____