

## TITLE 4: SAFETY

### CHAPTER 9 - CURFEW

#### 4-9-1 GENERAL CURFEW

- (a) It is unlawful for a person less than 17 years of age to be present at or upon any public assembly, building, business, street, highway or other public place or way at the following times:
  - 1. Between one minute after eleven o'clock (11:01) P.M. Friday and six o'clock (6:00) A.M. Saturday.
  - 2. Between one minute after eleven o'clock (11:01) P.M. Saturday and six o'clock (6:00) A.M. Sunday.
  - 3. Between ten o'clock (10:00) P.M. Sunday and six o'clock (6:00) A.M. Monday.
  - 4. Between ten o'clock (10:00) P.M. Monday and six o'clock (6:00) A.M. Tuesday.
  - 5. Between ten o'clock (10:00) P.M. Tuesday and six o'clock (6:00) A.M. Wednesday.
  - 6. Between ten o'clock (10:00) P.M. Wednesday and six o'clock (6:00) A.M. Thursday.
  - 7. Between ten o'clock (10:00) P.M. Thursday and six o'clock (6:00) A.M. Friday.
- (b) It is a defense to a violation under this chapter that the child engaged in the prohibited conduct while:
  - (1) accompanied by the child's parent, legal guardian, custodian, sibling, stepbrother, or stepsister at least 18 years of age;
  - (2) accompanied by an adult at least 21 years of age approved by the child's parent, guardian, or custodian;
  - (3) participating in, going to, or returning from:
    - a. employment which the laws of this state authorize a person less than 17 years of age to perform;
    - b. a school recreational activity;
    - c. a religious event;
    - d. an emergency involving the protection of a person or property from an imminent threat of serious bodily injury or substantial damage;
    - e. an activity involving the exercise of the child's rights protected under the First Amendment to the United States Constitution or Article 1, Sections 3, 4 and 5 of the Constitution of the State of Illinois, or both;
    - f. an activity conducted by a non-profit or governmental entity that provides recreation, education, training, or other care under supervision of one (1) or more adult.

A citation for violation of subsection (a) of this Section may be issued by a Police Officer only if he reasonably believes that a violation has occurred and none of the defenses enumerated in subsection (b) apply. The officer shall not issue a citation without first investigating the possibility that such a defense exists.

- (c) Any person violating the provisions of this Section shall be subject to arrest and, upon conviction, shall be fined not less than seventy five dollars (\$75.00) nor more than seven hundred fifty dollars (\$750.00), except where said person has been convicted of this offense or received supervision for this offense at any prior time, the fine for any subsequent offense shall be not less than one hundred fifty dollars (\$150.00) nor more than seven hundred fifty dollars (\$750.00).