

CHAPTER 46

MINORS

46.01 Curfew

46.02 Cigarettes and Tobacco

46.03 Contributing to Delinquency

46.01 CURFEW. A curfew applicable to minors is established and may be enforced as follows:

1. Definition. For purposes of this section a “minor” is defined as any person below the age of 18 years.
2. Time Limits. It is unlawful for any minor to be, remain or loiter upon the alleys, streets or other public places of the City between the hours of eleven o’clock (11:00) p.m. and six o’clock (6:00) a.m. of the following day.
3. Exceptions. The restriction provided by subsection 2 of this section shall not apply to any minor who is accompanied by a parent or guardian, or other person having custody of such minor, or to any minor in the performance of duty directed by such parent, guardian or other person having custody, or if such minor has lawful employment making it necessary to be in such places after 11:00 p.m. Nor shall the restriction apply when a minor is on an emergency mission or to any minor who is traveling between his or her home or place of residence and the place where any approved church, municipal or school function is being held.
4. Responsibility of Adults. It is unlawful for any parent, guardian or other person charged with the care and custody of any minor to allow or permit such minor to be, remain or loiter upon any of the alleys, streets, or other public places within the curfew hours set by subsection 2 of this section, except as provided in subsection 3 of this section.
5. Penalties.
 - A. Any person who violates the provisions of subsection 4 of this section is guilty of a simple misdemeanor.
 - B. Any peace officer of the City while on duty is hereby authorized to arrest and detain any minor who willfully violates the provisions of subsection 2 of this section. The arresting officer shall immediately communicate with the parents, guardian or other person charged with the care and custody of the minor.
 - C. Any minor who violates the provisions of subsection 2 of this section is guilty of a simple misdemeanor.

46.02 CIGARETTES AND TOBACCO. It is unlawful for any person under eighteen (18) years of age to smoke, use, possess, purchase or attempt to purchase any tobacco, tobacco products or cigarettes. Possession of cigarettes or tobacco products by a person under eighteen years of age shall not constitute a violation of this section if said person possesses the cigarettes or tobacco products as part of the person’s employment and said person is employed

by a person who holds a valid permit under Chapter 453A of the Code of Iowa and lawfully offers for sale or sells cigarettes or tobacco products.

(Code of Iowa, Sec. 453A.2)

46.03 CONTRIBUTING TO DELINQUENCY. It is unlawful for any person to encourage any child under eighteen (18) years of age to commit any act of delinquency.

(Code of Iowa, Sec. 709A.1)