Curfew Ordinance for City of Fort Atkinson

Sec. 58-197. - Hours established.

(a) It shall be unlawful for any person 13 years of age or under to be on foot, bicycle or in any type of vehicle on any public street, avenue, alley, park, school grounds or other public place in the city between the hours of 10:00 p.m. and 5:00 a.m. Sunday through Thursday and 11:00 p.m. and 4:00 a.m. on Friday and Saturday.

(b) It shall be unlawful for any person 14 through 17 years of age to loiter, loaf or idle on foot, bicycle or in any type of vehicle on any public street, avenue, alley, park, school ground or other public place in the city between the hours of 11:00 p.m. and 5:00 a.m. Sunday through Thursday and 12:00 midnight and 5:00 a.m. Friday and Saturday.

Sec. 58-198. - Defenses.

It is a defense to prosecution under section 58-197 that the minor was:

(1) Accompanied by the minor's parent or guardian;

(2) On an errand at the direction of the minor's parent or guardian, without any detour or stop;

(3) In a motor vehicle involved in interstate travel;

(4) Engaged in an employment activity, or going to or returning home from an employment activity, without any detour or stop;

(5) Involved in an emergency;

(6) On the sidewalk abutting the minor's residence or abutting the residence of a next door neighbor if the neighbor did not complain to the police department about the minor's presence;

(7) Attending an official school, religious or other recreational activity supervised by adults and sponsored by the city, a civic organization, or another similar entity that takes responsibility for the minor, or going to or returning home from, without any detour or stop, an official school, religious or other recreational activity supervised by adults and sponsored by the city, a civic organization, or another similar entity that takes responsibility for the minor;

(8) Exercising First Amendment rights protected by the United States Constitution, such as the free exercise of religion, freedom of speech, and the right of assembly; or

(9) Married or had been married or had disabilities of minority removed.

Sec. 58-199. - Responsibility of parents.

It shall be unlawful for any parent, guardian or other person having the lawful care, custody and control of any person under the age of 18 years to allow or permit such person to violate the provisions of section 58-197.