

Chapter 9.20

OFFENSES BY OR AGAINST MINORS

Sections:

- 9.20.010 Curfew.
- 9.20.020 Employment of minors in certain places.
- 9.20.030 Service of alcohol to or by minors.
- 9.20.040 Delivery of medicine samples to minors.
- 9.20.050 Purchase of property from minors.
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- 9.20.070 Tobacco sales to minors.
- 9.20.080 Tobacco consumption by minors.

9.20.010 Curfew. A. Hours of Curfew. It is unlawful for any person under the age of eighteen years to be in or upon any street, highway, park, alley or other public place between the hours of twelve midnight and four a.m. of the following morning, unless:

1. The person is accompanied by a parent, guardian or other person eighteen years of age or over and authorized by the parent or by law to have care and custody of the minor;

2. The person is then engaged in a lawful pursuit, activity or occupation which requires the presence of the person in such public places during the hours specified in this section;

3. The person is a minor emancipated pursuant to ORS 419B.550 to 419B.558; or

4. Exceptional hours are approved for a particular event by the City Council.

B. Responsibility of Parent or Guardian. No parent, guardian or person having the care and custody of a person under the age of eighteen years of age or younger shall allow such person to be in or upon any street, highway, park, alley or other public place between the hours specified in this section, except as otherwise provided herein.

C. Court Appearances. It shall be the duty of any parent or guardian of any minor cited under this section to attend any court proceeding related to such citation, and the court shall have the power to require such attendance.

D. Proceedings, Custody and Penalties.

1. Any minor who violates this section may be taken into custody or cited as provided in ORS 419C.080 to 419C.088 and may be subjected to further proceedings as provided in ORS Chapter 419C.

2. A violation of subsection B of this section shall constitute a Class D violation for the first violation, Class C violation for the second violation and Class B violation for any subsequent violation, as those classes are described in ORS 153.008, and shall be subject to penalties described in ORS 153.018. (Ord. 773 § 1, 2006; Ord. 703 §1, 2001; Ord. 119, 1945; Ord. 80 §§1--4, 1938)

9.20.020 Employment of minors in certain places. A. It is unlawful for any person to employ or permit a minor under the age of eighteen years to conduct, or assist in conducting, any public dance, including, but not limited to, dancing by the child as a public performance, or to assist with or furnish music for public dancing, or to allow a minor under the age of eighteen to do so, except as provided in ORS 167.840.

B. A violation of this section shall be a violation. (Ord. 703 §2, 2001; Ord. 521 §6(a), 1986)

9.20.030 Service of alcohol to or by minors. A. It is unlawful for any person other than the minor's parent or guardian to sell, give, or otherwise make available any alcoholic liquor to a minor under the age of twenty-one years. No person shall sell, give or otherwise make available alcoholic liquor to a minor with the knowledge that the person to whom the liquor is made available will violate this chapter.

B. It is unlawful for any person who exercises control over private real property to knowingly allow any other minor under the age of twenty-one years who is not a child or minor ward of the person to consume alcoholic liquor on the property or to remain on the property after consuming alcoholic liquor on the property. This prohibition shall apply only to a person who is present and in control of the location at the time consumption occurs.

C. It is unlawful for any person to engage or permit any minor under the age of twenty-one years to handle, distribute or sell alcoholic liquor, except as provided in ORS 471.480 and 471.482.

D. In addition to penalties imposed by state law, a violation of this section shall be a violation. (Ord. 703 §3, 2001; Ord. 521 §6(b), 1986)

9.20.040 Delivery of medicine samples to minors. A. It is unlawful for any person to distribute or give away samples of any medicine or drug unless the same is manually delivered to an adult person or mailed to an adult person through the United States mail.

B. A violation of this section shall be a Class A misdemeanor. (Ord. 521 §6(c), 1986)

9.20.050 Purchase of property from minors. A. It is unlawful for any person to purchase any property or article of value from any minor under the age of eighteen years, or to engage in any transaction respecting the title of any property in the possession of any minor under the age of eighteen years, without the written consent of the parent or guardian of such minor.

B. A violation of this section shall be a Class C misdemeanor. (Ord. 703 §4, 2001; Ord. 521 §6(d), 1986)

9.20.060 Leaving minors unattended in motor vehicles. A. It is unlawful for any person to leave a minor child under the age of nine years, unless attended by a person fifteen years of age or older, in a motor vehicle situated on a public street or parking area used for public purposes within the city for a period of time exceeding five minutes.

B. It is unlawful to leave a minor child under the age of nine years, unless attended by any person fifteen years of age or older, in a vehicle on a public street or any area used for public purposes within the city while the vehicle motor is running or while the key is in the ignition.

C. A violation of this section shall be a violation. (Ord. 521 §6(e), 1986)

9.20.070 Tobacco sales to minors. A. It is unlawful for any person to directly or indirectly, or by a pretense or device, provide, distribute, sell or cause to be sold, to any minor under the age of eighteen years, tobacco in any form.

B. A violation of this section shall be a violation. (Ord. 703 §5, 2001; Ord. 606 §1, 1993; Ord. 521 §6(f), 1986)

9.20.080 Tobacco consumption by minors. A. No minor under eighteen years of age shall purchase, attempt to purchase, acquire or consume any form of tobacco, except when such minor is in a private residence accompanied by the parent or guardian, and with the consent of such parent or guardian.

B. A violation of this section shall be a violation. (Ord. 703 §6, 2001; Ord. 606 §2, 1993; Ord. 521 §6(g), 1986)