

Sec. 12-7. - Curfew—Generally.

(a) It is unlawful for any person under the age of eighteen (18) to be present at or upon any public assembly, building, place, street or highway during the hours of applicability of this section, as described in subsection (c) of this section, unless such person satisfies one of the exceptions to this section described in subsection (b).

(b) No person shall be convicted of a violation of this section if such person:

(1) Is accompanied and supervised by a parent or legal guardian; or

(2) Is accompanied and supervised by some other responsible companion at least 21 years of age, with their parent or legal guardian's knowledge and consent; or

(3) Is presently engaged in interstate or international travel; or,

(4) Is engaged on a necessary errand specifically authorized in writing by the minor's parent or legal guardian that features the following information:

a. The specific date and time of the errand;

b. The point of origination and destination for the errand; and,

c. The purpose of the errand; or,

(5) Is participating in, heading directly to, or returning directly from, without detour or stop:

a. Lawful employment; or,

b. School sanctioned activity; or,

c. A religious event; or,

d. An emergency involving the protection of a person or property from an imminent and unforeseen threat of serious bodily injury or substantial damage; or,

e. An activity involving the exercise of the minor's rights protected under the First Amendment to the United States Constitution or protected under Article I Sections 4 or 5 of the Illinois State Constitution;

and the minor's home or residence; or,

(6) Is on the sidewalk abutting the minor's residence; or,

(7) Is married, has been married, or is an emancipated minor under the Emancipation of Minors Act.

(c) The hours of applicability of this section are as follows:

- (1) For persons who are under the age of 18, the hours of applicability shall be:
- (2) Between 12:01 a.m. and 6:00 a.m. Saturday and Sunday.
- (3) Between 11:00 p.m. on Sunday through Thursday, inclusive, and 6:00 a.m. on the following day.

(d) Law enforcement officers involved in the enforcement of this section shall issue citation or make arrest, as appropriate, only after inquiry into the alleged violator's reason for being in a public place during curfew hours, and after such inquiry, then only if the officer reasonably believes that the person has violated this section and that such person's activities do not fall within the class of exceptions to this section described in subsection (b).