

JUVENILE DAY TIME CURFEW RESOLUTION

WHEREAS, a juvenile daytime curfew violates student and parental rights and subjects students not in school during school hours to unreasonable search and seizure, violating the 4th and 14th Amendment;

WHEREAS, students under the age of 17 would be detained and brought to processing or detention centers where they would be data-based, carded and subjected to questioning by authorities, thereby treating them as common criminals;

WHEREAS, students would be guilty until proven innocent, violating the Equal Protection and Due Process Clauses of the 14th Amendment;

WHEREAS, a juvenile daytime curfew circumvents current state truancy laws and is unnecessary and unconstitutional;

WHEREAS, an ordinance would put additional strain on law enforcement officers and hinder them from fighting more serious crime;

WHEREAS, a juvenile daytime curfew would open Texas cities to liability as a similar case in Harris County was struck down by the court as "over the top at restricting people";

WHEREAS, HB 776 (80th Legislative Session) already gives law enforcement officials the right to transport juveniles back to their respective school campuses if they are caught out of school therefore no additional laws are needed;

THEREFORE, be it resolved, that the _____ Party of Texas rejects a juvenile daytime curfew ordinance.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to the _____ Senatorial/County Resolution Chairman from the _____ Precinct of the _____ Party with the recommendation that it be passed and sent to the State Convention of the _____ Party of Texas.

Make sure to bring 5 copies to your precinct convention.