

CHAPTER 8

OFFENSES INVOLVING CHILDREN

SECTION:

- 6-8-1: Definition
- 6-8-2: Contributing to the Dependency and Neglect of Children
- 6-8-3: Unlawful Acts
- 6-8-4: Penalty

6-8-1: DEFINITION: For the purposes of this Act, a delinquent child is any boy who before his seventeenth (17) birthday or girl who before her eighteenth (18) birthday has violated or attempted to violate any Federal or State law or Municipal ordinance, and also any person under twenty one (21) years of age who has violated a lawful court order made under the Juvenile Court Act of the State of Illinois.

6-8-2: CONTRIBUTING TO THE DEPENDENCY AND NEGLECT OF CHILDREN: Any parent, legal guardian or person having the custody of a child under the age of eighteen (18) years, who knowingly or wilfully causes, aids or encourages such person to be or to become a dependent and neglected child as defined in this Section who knowingly or wilfully does acts which directly tend to render any such child so dependent and neglected, or who knowingly or wilfully fails to do that which will directly tend to prevent such state of dependency and neglect is guilty of contributing to the dependency and neglect of children. Instead of imposing the punishment hereinbefore provided, the court may release the defendant from custody on probation for one year upon his or her entering into recognizance with or without surety in such sum as the court directs. The conditions of the recognizance shall be such that if the defendant appears personally in court whenever ordered to do so within the year and provides and cares for such neglected and dependent child in such manner as to prevent a continuance or repetition of such state of dependency and neglect or as otherwise may be directed by the Court, then the recognizance shall be void, otherwise, it shall be of full force and effect. If the court is satisfied by information and due proof under oath that at any time during the year, the defendant has violated the terms of such order, it may forthwith revoke the order and sentence him or her under the original conviction. Unless so sentenced, the defendant shall at the end of the year be discharged. In case of forfeiture on the recognizance, the sum recovered thereon may in the discretion of the court, be paid in whole or in part to someone designated by the Court for the support of such dependent and neglected child.

Any person who knowingly or wilfully causes, aids or encourages any boy or girl to be or to become a delinquent child, or who knowingly or wilfully does acts which directly tend to render any such child so delinquent is contributing to the delinquency of children and is guilty of violating this Ordinance.

6-8-3: UNLAWFUL ACTS:

- (A) Exhibit, Use or Employ of Child: It shall be unlawful for any person, within the Village of Andalusia, having the care, custody or control of any child under the age of fourteen (14) years, to exhibit, use or employ, or

in any manner, or under any pretense, sell, apprentice, give away, let out, or otherwise dispose of any such child to any person, in or for the vocation or occupation, service or purpose of singing, playing on musical instruments, rope or wire walking, dancing, begging or peddling, or as a gymnast, contortionist, rider or acrobat in any place whatsoever, or for any obscene, indecent or immoral purpose, exhibition or vocation injurious to the health or dangerous to the life or limb of such child, or cause, procure or encourage any such child to engage therein. Nothing in this section contained shall apply to or affect the employment or use of any such child as a signer, musician in any church, school or academy (or at any respectable entertainment), or the teaching or learning the science or practice of music.

It shall also be unlawful for any person to take, receive, hire, employ, use, exhibit, or have in custody any child under the age and for the purposes prohibited in the first section of this act.

- (B) Abandoning Refrigerators, Iceboxes and Ice Chests: Whoever abandons or discards within the Village of Andalusia, in any place accessible to children, any refrigerator, icebox or ice chest, of a capacity of one and one half (1-1/2) cubic feet or more, which has an attached lid or door which the owner, lessee, or manager of such place, knowingly permits such abandoned or discarded refrigerator, icebox or ice chest to remain there in such condition, shall be guilty of violating this Section.
- (C) Endangering Life: It shall be unlawful for any person within the Village of Andalusia having the care or custody of any child, willfully to cause or permit the life of such child to be endangered, or the health of such child to be injured, or willfully cause or permit such child to be placed in such a situation that its life or health may be endangered.
- (D) Witness: The husband or wife of the defendant shall be a competent witness to testify in any case brought under this reference, and to any and all matters relevant thereto.

6-8-4: PENALTY: A person convicted of a violation of any provision of this Ordinance shall be fined not less than twenty-five dollars (\$25.00) nor more than five hundred dollars (\$500.00). (Ord. 350, 6-5-78)