

AN ORDINANCE PROHIBITING CONTRIBUTING TO THE DELINQUENCY OF A
MINOR

Whereas, the Aldermen of the City of Seligman, Missouri desire to enact an Ordinance defining the criminal offense of contributing to the delinquency of a minor in the City of Seligman and providing for a penalty for its violation.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF SELIGMAN, AS FOLLOWS:

SECTION ONE: A person commits the offense of contributing to the delinquency of a minor if such person:

1. As an owner, occupant, or other person or legal entity with a lawful right to the exclusive use and enjoyment of any property, knowingly allows a person under the age of twenty-one to drink or possess intoxicating liquor or knowingly fails to stop a person under the age of twenty-one from drinking or possessing intoxicating liquor on such property, unless such person allowing the person under the age of twenty-one to drink or possess intoxicating liquor is his or her parent or guardian; or
2. Furnishes any material pornographic for minors, knowing that the person to whom it is furnished is a minor or acting in reckless disregard of the likelihood that such person is a minor; or produces, presents, directs or participates in any performance pornographic for minors that is furnished to a minor knowing that any person viewing such performance is a minor or acting in reckless disregard of the likelihood that a minor is viewing the performance; or furnishes, produces, presents, directs, participates in any performance or otherwise makes available material that is pornographic for minors via computer, electronic transfer, internet or computer network if the person made the matter available to a specific individual known by the defendant to be a minor. It is not a defense to a prosecution for a violation of this section that the person being furnished the pornographic material is a peace officer masquerading as a minor; or
3. Commits any act which causes, tends to cause, encourages, or contributes to a

child becoming a delinquent or dependent child or a child in need of services; or induces or endeavors to induce, by act, threat, command, or persuasion, a child to commit or perform any act that causes or tends to cause such child to become or to remain a dependent or delinquent child or a child in need of services. It is not necessary for any court exercising juvenile jurisdiction to make an adjudication that any child is delinquent or dependent or a child in need of services in order to prosecute a violation of this ordinance. An adjudication that a child is delinquent or dependent or a child in need of services shall not preclude a subsequent prosecution of a violation of this ordinance.

SECTION TWO: If any provision of this ordinance is held invalid, such invalidity shall not affect any other provision, or the application thereof, which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

SECTION THREE: Any person who violates the provisions of this ordinance, shall, upon conviction, be subject to a fine of not less than \$50.00 nor more than \$500.00.

SECTION FOUR: This ordinance shall be in full force and effect from and after its passage and approval.

SECTION FIVE: Said approval being effective the ____ day of _____, 2017.

Mayor

PASSED AND ADOPTED by the following vote:

Mayor of Seligman

ATTEST

City Clerk

BE IT REMEMBERED that the above Ordinance was adopted upon its second reading by the following votes:

ALDERMAN _____ VOTES _____

ALDERMAN _____ VOTES _____

ALDERMAN _____ VOTES _____

ALDERMAN _____ VOTES _____