

ORDINANCE NO.: 2006-38
INTRODUCED BY: Mayor Michael G. Ciavino
ADOPTED BY:

AN ORDINANCE ENACTING SECTION ~~648.19~~ 648.20 OF THE CODIFIED ORDINANCES OF MAPLE HEIGHTS REQUIRING PARENTS AND LEGAL GUARDIANS TO SUPERVISE A MINOR UNDER THEIR CARE, AND DECLARING AN EMERGENCY.

WHEREAS, this ordinance constitutes an emergency measure necessary for the daily operation of municipal departments, and provided it receives the affirmative vote of two-thirds (2/3) of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

WHEREAS, parents and legal guardians have a responsibility to supervise minors under their care; and

WHEREAS, numerous states and municipalities have enacted statutes and ordinances to encourage parents and legal guardians to fulfill this responsibility, and to impose sanctions for failing to fulfill this responsibility; and

WHEREAS, the Council of the City of Maple Heights desires to enact similar legislation holding parents and legal guardians responsible for supervising minors under their care; and

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Maple Heights, County of Cuyahoga and State of Ohio:

Section 1. That § 648.19 of the Codified Ordinances of the City of Maple Heights be enacted to read as follows:

~~648.19~~ 648.20 Parental Responsibility to Supervise a Minor.

(a) A person commits the offense of failing to supervise a minor if: the person is the parent, legal guardian, or person with legal responsibility for the safety and welfare of a child under 18 years of age, and the child has committed a criminal violation (misdemeanor or felony of any degree) Codified Ordinances of the City of Maple Heights, the Ohio Revised Code or United States Code

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(b) It shall be a defense to the offense of failure to supervise a minor if the person: Took reasonable steps to control the conduct of the child at the time the person is alleged to have failed to supervise

(c) In addition to any fine or penalty imposed pursuant to this section, the court may order the person to pay restitution to a victim of the minor's conduct. The amount of restitution ordered pursuant to this section shall not exceed \$3,000.

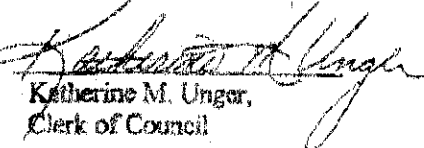
(d) Whoever violates division (a) of this section is guilty of failing to supervise a minor, a minor misdemeanor for a first offense. For a second offense, such person is guilty of a misdemeanor of the fourth degree. For a third and subsequent offense, such person is guilty of a misdemeanor of the first degree. The penalty shall be as provided in § 698.02.


(e) The first time a person is convicted of an offense described in division (a), the person shall not be required to pay a fine (other than court costs) if the person successfully participates and completes a parent effectiveness program to the satisfaction of the court.

PASSED: April 5, 2006


Jackie Albers,
President of Council

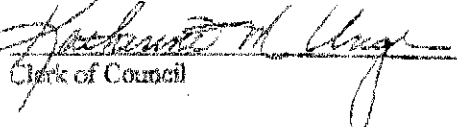
ATTEST


Katherine M. Unger,
Clerk of Council


Michael G. Ciaravino,
Mayor

I, Katherine M. Unger, Clerk of Council of the City of Maple Heights, State of Ohio, do hereby certify the above to be a true and exact copy of the original as contained in the records of my office and that same has been and will remain duly posted beginning April 11, 2006 for a period of fifteen (15) days as required by law.

April 11 2006


Katherine M. Unger,
Clerk of Council

ORDINANCE NO.: 2006-50

INTRODUCED BY: Mayor Michael G. Ciaravino

ADOPTED BY: Councilman George Hasenohrl, III

AN ORDINANCE AMENDING SECTION ~~648.19~~^{648.20(a)} OF THE CODIFIED ORDINANCES OF MAPLE HEIGHTS REQUIRING PARENTS AND LEGAL GUARDIANS TO SUPERVISE A MINOR UNDER THEIR CARE, AND DECLARING AN EMERGENCY.

WHEREAS, this ordinance constitutes an emergency measure necessary for the daily operation of municipal departments, and provided it receives the affirmative vote of two-thirds (2/3) of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

WHEREAS, Ordinance Number 2006-38 was passed on April 5, 2006 requiring parents and legal guardians to supervise minors under their care; and

WHEREAS, the Council of the City of Maple Heights desires to amend Ordinance Number 2006-38 (a).

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Maple Heights, County of Cuyahoga and State of Ohio:

Section 1. That § 648.19 (a) of the Codified Ordinances of the City of Maple Heights be revised to read as follows:

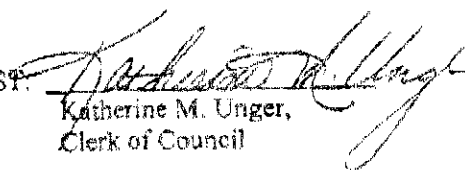
~~648.19~~^{648.20} Parental Responsibility to Supervise a Minor.

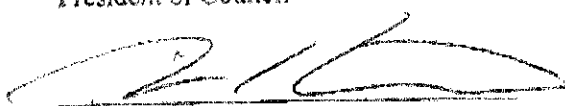
(a) A person commits the offense of failing to supervise a minor if: the person is the parent, legal guardian, or person with legal responsibility for the safety and welfare of a child under 18 years of age, and the child has committed a status offense, unruly act or a delinquent act that would be a misdemeanor or felony of any degree if committed by an adult.

Section 2. That Section 648.19 (a) as it previously existed is now repealed and that this ordinance shall be in effect from and after the earliest period allowed by law.

PASSED: May 3

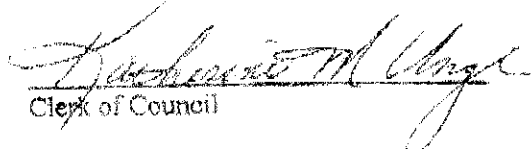

Jackie Albers,
President of Council

ATTEST: 
Katherine M. Unger,
Clerk of Council


Michael G. Ciaravino,
Mayor

I, Katherine M. Unger, Clerk of Council of the City of Maple Heights, State of Ohio, do hereby certify the above to be a true and exact copy of the original as contained in the records of my office and that same has been and will remain duly posted beginning MAY 5, 2006 for a period of fifteen (15) days as required by law.

MAY 5, 2006
(2)


Clerk of Council