

**TOWN OF GIBRALTAR
ORDINANCE 2022-06**

PROHIBITION OF HABITUAL TRUANCY

Ordinance 2022-06 Identified in the code of ordinances as 10.30 shall repeal and replace any previous ordinance(s) in whole or part, or any other ordinances contradicting to this new ordinance.

The Town Board of Gibraltar, in the County of Door, State of Wisconsin, does hereby ordain as follows:

Purpose To protect citizens and property owner request in the Town of Gibraltar.

State Statutes Adopted – Authority

The Board of Supervisors of the Town of Gibraltar is granted authority for adopting this ordinance under its general 60.10(2)(c) and 60.22(3), Wisconsin Statutes. The Town Board Adopts this Ordinance under its general village powers authority and 66.1014 of the Wisconsin Statutes, 2917 Act 59.

Definitions

Dropout has the meaning given in Wis. Stats. § 118.153(1)(b).

Habitual truant has the meaning given in Wis. Stats. § 118.16(1)(a).

Operating privilege has the meaning given in Wis. Stats. § 340.01(40).

School attendance officer has the meaning given in Wis. Stats. § 118.16(1)(b).

Truant has the meaning given in Wis. Stats. § 118.163(1)(d).

General Provisions

1. Prohibition of truancy. No person under 18 years of age shall be a truant. Any person determined to be a truant under this section is subject to any or all of the dispositions available to the court under Wis. Stats. § 118.163(1m) and all subparts thereof which are hereby adopted by reference.

2. Prohibition of habitual truancy. No person under 18 years of age shall be a habitual truant. Any person determined to be a habitual truant under this section shall be subject to any or all of the dispositions available to the court under Wis. Stats. § 118.163(2) and all subparts thereof which are hereby adopted by reference.

3. Penalty for dropouts. No person who is at least 16 years of age but less than 18 years of age may be a dropout as defined herein. Any person who violates this subsection of the section shall be subject to

all penalties and provisions of Wis. Stats. § 118.163(2m) and all subparts thereof which are hereby adopted by reference.

Penalty

Any person under 18 years of age who shall violate any of the provisions of this section shall, upon conviction thereof, forfeit not less than 25.00, and not more than \$125.00 for the first and each subsequent offense, together with assessments, costs and surcharges as set forth in the juvenile bond schedule.

Enforcement

a. Enforcement shall be by citation

b. Schedule of Deposits. Deposits shall be made in cash, money orders, or certified check to the Clerk of Door County Circuit Court, who shall provide a receipt to the other office and the amount of the forfeiture schedule shall be stated above or such amount that the Circuit Court of Door County hereafter affixes.

c. Any person, firm, or corporation, violating any of the sub-sections of this ordinance may stipulate to the guilt or no contest and may pay to the Clerk of Court a bond according to a schedule prescribed by the Circuit Court of Door County. Such stipulation will make it unnecessary for the subject charged to appear in court and will act as a basis for the court to enter judgment and order forfeiture of the bond. Forfeitures, penalty assessments, costs and fees shall be disbursed as provided in Wisconsin Statutes, Section 66.12.

Reference to Statutes

Reference to specific statutory sections whenever used in this ordinance, shall mean Wisconsin Statutes as amended, modified, repealed or otherwise altered by the State Legislature.

Severability

If any of this Ordinance be declared invalid or unconstitutional by a court of competent jurisdiction, such a decision shall not affect the validity of any other provisions of this ordinance.