



MAYORAL CURFEW ORDER CITY OF JACKSON, MISSISSIPPI

WHEREAS, on February 3, 2021, I, Chokwe Antar Lumumba, Mayor of the City of Jackson, pursuant to Section 45-17-3 of the Mississippi Code of 1972, as amended, declared and issued a Proclamation of Civil Emergency in the wake of an uptick in violent crime within the City of Jackson, and said Civil Emergency is still effective; and

WHEREAS, I, Chokwe Antar Lumumba, Mayor of the City of Jackson, Mississippi, pursuant to Section 45-17-7(e) of the Mississippi Code of 1972, as amended, have the authority to issue such other orders as are necessary for the protection of life and property and in the interest of public safety and welfare, after proclamation of a civil emergency; and

WHEREAS, I, Chokwe Antar Lumumba, Mayor of the City of Jackson, Mississippi, pursuant to Section 45-17-5 of the Mississippi Code of 1972, as amended, have the authority to order a general curfew applicable to the City of Jackson as a whole, and applicable during such hours of the day or night as I deem necessary in the interest of the public safety and welfare, after proclamation of a civil emergency; and

WHEREAS, in the month of January 2021, the City of Jackson experienced thirteen (13) homicides which involved eleven (11) firearms and the death of two (2) minor children; eight (8) aggravated assaults, with two (2) minor children arrested in connection therewith; and fifty-two (52) aggravated assaults, involving forty-six (46) different firearms; and

WHEREAS, as Mayor, I am concerned that without a Curfew Order, the City of Jackson will experience increased rates of crime, particularly those involving children; and

WHEREAS, in consideration of the health, safety, and welfare of the City's residents, and in the public interest, all extraordinary efforts must be taken to reduce instances of crime within the City of Jackson, especially those involving children as they are our most vulnerable and visionary residents; and

WHEREAS, I, Chokwe Antar Lumumba, Mayor of the City of Jackson, Mississippi, in the wake of crime experienced in the City of Jackson during the month of January 2021, and pursuant to the authority vested in me by Sections 45-17-5 and 45-17-7(e) of the Mississippi Code of 1972, as amended, and in the public interest and for the general welfare of the City of Jackson, issued a Mayoral Order of Curfew on Wednesday, February 3, 2021, effective Thursday, February 4, 2021 for a five-day period; and

WHEREAS, I, Chokwe Antar Lumumba, Mayor of the City of Jackson, Mississippi, in the wake of crime experienced in the City of Jackson during the month of February 2021, and pursuant to the authority vested in me by Sections 45-17-5 and 45-17-7(e) of the Mississippi Code

of 1972, as amended, and in the public interest and for the general welfare of the City of Jackson, issued a Mayoral Order of Curfew on Tuesday February 9, 2020, effective Tuesday, February 9, 2021 for a five-day period; and

WHEREAS, I, Chokwe Antar Lumumba, Mayor of the City of Jackson, Mississippi, in the wake of continued crime experienced in the City of Jackson during the month of February 2021, and pursuant to the authority vested in me by Sections 45-17-5 and 45-17-7(e) of the Mississippi Code of 1972, as amended, and in the public interest and for the general welfare of the City of Jackson, issued a Mayoral Order of Curfew on Monday, February 15, 2020, effective Monday, February 15, 2021 for a five-day period; and

WHEREAS, I, Chokwe Antar Lumumba, Mayor of the City of Jackson, Mississippi, in the wake of continued crime experienced in the City of Jackson during the month of February 2021, and pursuant to the authority vested in me by Sections 45-17-5 and 45-17-7(e) of the Mississippi Code of 1972, as amended, and in the public interest and for the general welfare of the City of Jackson, issued a Mayoral Order of Curfew on Friday, February 19, 2021, effective Friday, February 19, 2021 for a five-day period.

NOW, THEREFORE, I, Chokwe Antar Lumumba, Mayor of the City of Jackson, Mississippi, pursuant to the authority vested in me by Sections 45-17-5 and 45-17-7(e) of the Mississippi Code of 1972, as amended, and in the public interest and for the general welfare of the City of Jackson, do hereby issue this Mayoral Order of Curfew.

IT IS ORDERED that it shall be unlawful for any minor under the age of eighteen (18) years, unmarried and not emancipated by removal of minority disability by order of the court, to remain in or upon any public street, highway, park, vacant lot, establishment or other public place within the city during the time frame from 10 p.m. until 5:00 a.m., commencing on Thursday, February 25, 2021 for a period of five days.

IT IS FURTHER ORDERED the following are valid exceptions to the operation of the curfew: (1) at any time, if a minor is accompanied by the minor's parent or guardian; (2) when accompanied by an adult authorized by a parent or guardian of the minor to take the parent or guardian's place in accompanying the minor for a designated period of time and purpose within a specified area; (3) if the minor is legally employed, for the period from forty-five (45) minutes before to forty-five (45) minutes after work, while going directly between the minor's home and place of employment. This exception shall also apply if the minor is in a public place during the curfew hours in the course of the minor's employment. To come within this exception, the minor must be carrying written evidence of employment that is issued by the employer; (4) in the case of a medical emergency; (5) and when exercising First Amendment rights protected by the United States Constitution, such as the free exercise of religion, freedom of speech and the right of assembly. A minor shall show evidence of the good faith of the exercise and provide notice to the city officials by first delivering to the appropriate law enforcement authority a written communication, signed by the minor, with the minor's home address and telephone number, addressed to the mayor or chief administrative officer, where and in what manner the minor will be on the streets at night during hours when the curfew is still otherwise applicable to the minor in the exercise of a First Amendment right specified in the communication; any exception outlined in Section 45-17-11 of the Mississippi Code of 1972, as amended.

IT IS FURTHER ORDERED that when any minor child is believed to be in violation of this Order, the responding officer shall act in accord with the Mississippi youth court statutes, the Juvenile Justice and Delinquency Prevention Act, as amended, the Uniform Youth Court Practice Rules, and any and all applicable state and federal consent decrees.

IT IS FURTHER ORDERED that this Order be: (1) promptly filed with the Municipal Clerk; (2) distributed to the news media and other organizations calculated to bring its content to the attention of the general public; and (3) distributed to others as necessary to ensure proper implementation of this Order.

IT IS FINALLY ORDERED that any variance or exception to the prohibitions and/or restrictions set forth herein shall be valid only when stated in writing signed by me or under my authority.

WITNESS MY HAND, on this the 26th day of February, 2021 at 10:45 am/pm.



**CHOKWE ANTAR LUMUMBA, MAYOR
CITY OF JACKSON, MISSISSIPPI**

ATTEST:



MUNICIPAL CLERK