

Human Rights Commission Recommendation 20170925-1b: Evening Juvenile Curfew

# Exhibit A

**Human Rights Commission of the City of Austin**  
**Evening Curfew Working Group**

**Bibliography<sup>1</sup>**

***Austin-Specific Data Sources:***

Austin Police Department, *Juvenile Curfew Report: 2014-2016*, Research and Planning Unit (June 5, 2017), available online at <http://www.austintexas.gov/edims/document.cfm?id=279036>.

Supplemental data relating to 2014-2016 Juvenile Curfew citations by race of recipient, prepared by Austin Police Department and provided to Austin City Council members on June 6, 2017; City of Austin Demographic Data by Age and Race 2014; and supplemental data prepared by Austin Police Department to the Human Rights Commission relating to Juvenile arrests/victim reports 2005-2013. All discussed at Human Rights Commission's August 25, 2017 meeting and available online at <http://www.austintexas.gov/edims/document.cfm?id=282867>.

*Austin's Nighttime Juvenile Curfew Ordinance*, August 25, 2017 Presentation by City of Austin Municipal Court to Human Rights Commission, available online at <http://www.austintexas.gov/edims/document.cfm?id=282876>.

General Information regarding the City of Austin Municipal Court's Youth Diversion Program and its Curfew Class (for eligible children), is available online at <http://www.austintexas.gov/page/youth-services-juvenile-program>.

***Austin-Specific Advocacy Documents:***

Texas Appleseed, *Issues Brief*, submitted to Human Rights Commission for August 28, 2007 meeting, available online at <http://www.austintexas.gov/edims/document.cfm?id=282806>.

***Texas Publications and Data Sources:***

There is no statewide juvenile curfew ordinance. Upon information and belief, juvenile curfew laws exist in Houston, Dallas, Ft. Worth, San Antonio, El Paso, and other Texas cities. Upon further information and belief, the City of Waco, Texas rescinded its juvenile curfew ordinance in 2014. The Working Group is not aware of any comprehensive list of Texas cities that have

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<sup>1</sup> The working group uses the term "bibliography" loosely. Documents originated from separate sources across multiple disciplines which typically employ distinct citation formats. Minimal effort was made to check citation formats and/or integrate them. Please refer to the appropriate guide when citing any work.

adopted curfew ordinances and has not located any city-specific juvenile crime data (other than Austin's).

Texas Juvenile Justice Department, *Texas Juvenile Justice System Files and Records, A Juvenile's Guide to Understanding Sealing and Restricted Access* (October 2015 pamphlet), available online at [https://www.tjjd.texas.gov/services/JCMS\\_Training/LegalBrochure\\_Sealing.pdf](https://www.tjjd.texas.gov/services/JCMS_Training/LegalBrochure_Sealing.pdf).

Texas State Bar Young Lawyers Assn., *Expunctions in Texas*, (2010 pamphlet), available online at [https://www.texasbar.com/AM/Template.cfm?Section=Our\\_Legal\\_System1&Template=/CM/ContentDisplay.cfm&ContentID=23459](https://www.texasbar.com/AM/Template.cfm?Section=Our_Legal_System1&Template=/CM/ContentDisplay.cfm&ContentID=23459).

Tex. Code. Crim. Proc. §§ 25.0217, 44.2811, 45.0216, and 45.0541.

Tex. Gov't Code §411.082.

### ***Federal Publications and Data Sources:***

Juvenile Justice Reform, 'Curfew' (1994-1996), Washington D.C.: Office of Juvenile Justice and Delinquency Prevention, available online at [https://www.ojjdp.gov/pubs/reform/ch2\\_c.html](https://www.ojjdp.gov/pubs/reform/ch2_c.html).

Martha Yeide, "Curfew Violation Literature Review." Washington D.C.: Office of Juvenile Justice and Delinquency Prevention (2009), available online at <http://www.curfewclass.com/Curfew%20Violation%20Literature%20Review.pdf>.

### ***International Instruments Addressing Children's Human Rights:***

UN General Assembly, *Declaration of the Rights of the Child*, 20 November 1959, A/RES/1386(XIV), available at <http://www.refworld.org/docid/3ae6b38e3.html>.

UN General Assembly, *Convention on the Rights of the Child*, 20 November 1989, United Nations, Treaty Series, vol. 1577, available at <http://www.refworld.org/docid/3ae6b38f0.html>.

UN General Assembly, *United Nations Guidelines for the Prevention of Juvenile Delinquency, resolution adopted by the General Assembly*, 14 December 1990, A/RES/45/112, available at <http://www.refworld.org/docid/3b00f21d1c.html>.

### ***Secondary Sources Addressing Children's Civil Rights and Liberties:***

Anne C. Dailey, *Children's Constitutional Rights*, 95 Minn. L. Rev. 2099 (June 2011), available online at [http://www.minnesotalawreview.org/wp-content/uploads/2011/06/Dailey\\_PDF.pdf](http://www.minnesotalawreview.org/wp-content/uploads/2011/06/Dailey_PDF.pdf).

Barbara J. Elias-Perciful, *The Constitutional Rights of Children*, Texas Bar Journal Vol. 73, No. 9 (Oct. 2010), available online at [https://www.texasbar.com/AM/Template.cfm?Section=Texas\\_Bar\\_Journal&Template=/CM/ContentDisplay.cfm&ContentID=11375](https://www.texasbar.com/AM/Template.cfm?Section=Texas_Bar_Journal&Template=/CM/ContentDisplay.cfm&ContentID=11375).

### ***Secondary Sources Addressing Constitutional Challenges to Juvenile Curfew Laws:***

Andrew Middleman, *Comment: In the Street Tonight: An Equal Protection Analysis of Baltimore City's Juvenile Curfew*, *U. of Baltimore Law Forum*: Vol. 46 : No. 1 , Art. 3 (Fall 2015), available online at <http://scholarworks.law.ubalt.edu/cgi/viewcontent.cgi?article=2429&context=lf>

Dierdre E. Norton, *Why Criminalize Children? Looking Beyond the Express Policies Driving Juvenile Curfew Legislation*, 4 N.Y.U. J. Legis. & Pub. Pol'y 175 (Jan 1, 2000), available online at <http://www.nyu.edu/wp-content/uploads/2012/11/Deirdre-E.-Norton-Why-Criminalize-Children-Looking-Beyond-the-Express-Policies-Driving-Juvenile-Curfew-Legislation.pdf>.

Cody Stoddard et al. *Assessing the Constitutionality of Juvenile Curfew Laws*, 42 Am. J. Crim. L. 177 (Summer 2015), available online at [https://texashistory.unt.edu/ark:/67531/metaph838609/m2/1/high\\_res\\_d/UNT\\_2016\\_0015\\_0040.pdf](https://texashistory.unt.edu/ark:/67531/metaph838609/m2/1/high_res_d/UNT_2016_0015_0040.pdf).

### ***Social Science Research Assessing Juvenile Curfew Efficacy:***

Kenneth Adams, *The Effectiveness of Juvenile Curfews at Crime Prevention*, *Annals of the Am. Acad. of Pol. and Soc. Science* 587(1): 136-159 (2003), available online at <http://journals.sagepub.com/doi/abs/10.1177/0002716202250944?journalCode=anna>.

E.R. Grossman et al, *Do Juvenile Curfew Laws Reduce Underage Drinking?*, *J. of Studies on Alcohol and Drugs*, 77(4); 589-595 (Jul. 2016), available online at <http://www.jsad.com/doi/pdf/10.15288/jsad.2016.77.589>.

Elyse Grossman and Nancy Miller, *A Systematic Review of the Impact of Juvenile Curfew Laws on Public Health and Justice Outcomes*, *Am. J. of Prev. Med.*, 49(6): 945-951 (December 2015), available online at [http://www.ajpmonline.org/article/S0749-3797\(15\)00411-0/fulltext](http://www.ajpmonline.org/article/S0749-3797(15)00411-0/fulltext).

Patrick Kline, *The Impact of Juvenile Curfew Law*, Ann Arbor, Mich.: U. of Mich. Econ. Dept. (2008, 2011), 2011 version available online at [https://eml.berkeley.edu/~pkline/papers/curfews\\_resubmit.pdf](https://eml.berkeley.edu/~pkline/papers/curfews_resubmit.pdf).

Mike A. Males Dan Macallair, *An Analysis of Curfew Enforcement and Juvenile Crime in California*, *Western Criminology Review* 1(2)(1999), available online at [http://www.cjcj.org/uploads/cjcj/documents/the\\_impact.pdf](http://www.cjcj.org/uploads/cjcj/documents/the_impact.pdf).

Richard D. Sutphen and Janet Ford, *The Effectiveness and Enforcement of a Teen Curfew Law*, *J. of Sociology & Soc. Welfare*: 28(1): 5 (2001), available online at <http://scholarworks.wmich.edu/cgi/viewcontent.cgi?article=2704&context=jssw>.

### ***Research and Advocacy Organization Reports Relating to Juvenile Curfews:***

Jessica Feierman et al., *Debtors Prison for Kids? The High Cost of Fines and Fees in the Juvenile Justice System*, Juvenile Law Center, (2016), available online at <http://debtorsprison.jlc.org/documents/JLC-Debtors-Prison.pdf>.

Mahsa Jafarian and Vidhya Ananthakrishnan, *Just Kids: When Misbehaving is a Crime*, Vera Institute for Justice (August 7, 2017), available online at <https://www.vera.org/when-misbehaving-is-a-crime#introduction>.

Caterina Roman and G.E. Moore, *Evaluation of the Youth Curfew in Prince George's County, Maryland: The Impact on Arrests and Calls for Service*, Urban Institute (2003), available online at <http://www.ncjrs.gov/pdffiles1/nij/grants/200520.pdf>.

Joshua Royner, *Disproportionate Minority Contact in the Juvenile Justice System*, Sentencing Project (May 1, 2014), available online at <http://sentencingproject.org/wpcontent/uploads/2015/11/Disproportionate-Minority-Contact-in-the-Juvenile-Justice-System.pdf>.

Angie Schwartz and Lucy Wang, *Proliferating Curfew Laws Keep Kids at Home but Fail to Curb Juvenile Crime*, Nat. Ctr. for Youth Law (2005), available online at <https://youthlaw.org/publication/proliferating-curfew-laws-keep-kids-at-home-but-fail-to-curb-juvenile-crime/>.

David Wilson et al., *Juvenile Curfew Effects on Criminal Behavior and Victimization: A Systematic Review*, Campbell Systematic Reviews, 12(3) (2016), available online at <https://www.campbellcollaboration.org/library/juvenile-curfew-effects-on-behaviour.html>.