

CITY OF GRAMBLING

ORDINANCE NO. 0126012-2

AN ORDINANCE OF THE CITY OF GRAMBLING TO TO PROVIDE FOR THE CRIME OF INDECENT EXPOSURE/SAGGING AND ESTABLISH PENALTIES FOR VIOLATIONS THEREOF.

WHEREAS, the proposed ordinance must be introduced by its title and a public hearing must be held prior to its adoption; and

WHEREAS, the title of the proposed ordinance must be published in the official journal and the notice shall provide for the time and place where the Board will consider its adoption; and

WHEREAS, the Board of Aldermen in the City of Grambling finds that it is in the interest of the citizens of the City of Grambling that provisions regarding the crime of indecent exposure and sagging be defined and that penalties for violations thereof be enforced;

NOW THEREFORE, BE IT ORDAINED that the following ordinance be and it is hereby adopted by the Board of Aldermen of the City of Grambling:

- (a) It shall be unlawful for any person in any public place or in view of the public, to be found in a state of Nudity or partial Nudity, or in any indecent exposure of his or her person or under garments or be guilty of any indecent or lewd behavior.**
- (b) Wearing lingerie, teddies, see through night gowns, or undergarments as outer garments, including bras, panties, and underwear, shall be considered a form of partial Nudity in violation of this ordinance.**
- (c) Any person violating any provisions of this ordinance shall, upon conviction thereof, be fined not more than one-hundred-fifty dollars (\$150.00) plus court costs AND imprisoned for no more than 15 days or imposition of up to 24 hours of court ordered community service activities, at least half of which will consist of participation in a litter abatement or collection program.**
- (d) Upon a second conviction, any person who violates this ordinance shall be fined not more than two-hundred-fifty dollars(\$250.00) plus court costs**

AND imprisoned for no more than 30 days, or imposition of up to 48 hours of court ordered community service activities, at least half of which will consist of participation in a litter abatement or collection program.

- (e) Upon a third or any subsequent conviction, any person who violates this ordinance shall be fined not more than five hundred dollars (\$500.00) plus court costs AND imprisoned for no more than 60 days or imposition of up to 96 hours of court ordered community service activities , at least half of which will consist of participation in a litter abatement or collection program.
- (f) An offender who participates in a litter abatement or collection program pursuant to this section shall have no cause of action for damages against the entity conducting the program or supervising his participation therein, including the city, or the parish, marshal, court system or other entity nor against any official employee or agent of such entity for injury or loss suffered by him during or arising out of his participation in the program, if such injury or loss is a direct result of the lack of supervision or act or omission of the supervisor, unless the injury or loss was caused by intentional or grossly negligent act or omission of the entity or its official, employee or agent.

BE IT FURTHER ORDAINED that this ordinance shall become effective after its promulgation all in the manner and form prescribed by law.

This Ordinance was duly introduced, the title of this ordinance was duly published in accordance with law, and then duly read and adopted by the following votes:

___ YEAS ___ NAYS ___ ABSENT ___ ABSTAIN.

This ordinance was adopted on the ___ day of _____, 2013 and presented to the Mayor for his signature on the ___ day of _____, 2013 (which is less than 3 days from the date the ordinance was adopted).

CITY CLERK

Approved by the Mayor on this ___ day of _____, 2013.

MAYOR