

**VILLAGE CODE AMENDMENT
VILLAGE OF CAMPTON HILLS
ADD A NEW SECTION 3-1-21 OF THE VILLAGE CODE
(SOCIAL HOSTING)**

WHEREAS, Public Act 097-1049 of the Illinois Legislature became effective January 1, 2013 and is commonly referred to as the "Social Hosting" Act:

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF CAMPTON HILLS, KANE COUNTY, ILLINOIS AS FOLLOWS:

SECTION 1: The Village Code is hereby amended to add a new Section 3-1-21, as follows:

3-1-21: It is unlawful for any parent or guardian to knowingly permit his or her residence, or any other private property under his or her control, to be used by an invitee of the parent's child or the guardian's ward, if the invitee is under the age of 21, in a manner that constitutes a violation of a State of Illinois Statute relating to alcoholic beverage. A parent or guardian is deemed to have knowingly permitted his or her residence, or any other private property under his or her control, to be used in violation of this Section of the Village Code if he or she knowingly authorizes or permits consumption of alcoholic liquor by underage invitees. Any person who violates this Section of the Village Code shall be punished by a fine of not less than \$500, nor more than \$750.

Where a violation of this Section directly or indirectly results in great bodily harm or death to any person, the person violating this Section shall be prosecuted pursuant to State Statute in lieu of this Section. Nothing in this Section shall be construed to prohibit the giving of alcoholic liquor to a person under the age of 21 years in the performance of a religious ceremony or service in observation of a religious holiday.

Any person who knowingly authorizes or permits a residence which he or she occupies to be used by an invitee under 21 years of age and: (1) the person occupying the residence knows that any such person under the age of 21 is in possession of or is consuming any alcoholic beverage; and (2) the possession or consumption of the alcohol by the person under 21 is not otherwise permitted by law.

For the purposes of this Section where the residence has an owner and a tenant or lessee, there is a rebuttable presumption that the residence is occupied only by the tenant or lessee. A person shall not be in violation of this Section if (A) he or she requests assistance from the police department or other law enforcement agency to either (i) remove any person who refuses to abide by the person's performance of the duties imposed by this Section or (ii) terminate the activity because the person has been unable to prevent a person under the age of 21 years from consuming alcohol despite having taken all reasonable steps to do so and (B) this assistance is requested before any other person makes a formal complaint to the police department or other law enforcement agency about the activity.

SECTION 2: Any motion, order, resolution or ordinance in conflict with the provisions of this Ordinance is, to the extent of such conflict, hereby superseded and waived.

SECTION 3. This Ordinance shall take full force and effect upon its passage, approval and publication as provided by law. This Ordinance shall be published in pamphlet form.

Passed this 7th day of May, 2013 by roll call vote:

	AYES	NAYES	ABSENT	ABSTAIN
Trustee Laura B. Andersen	X _____	_____	_____	_____
Trustee Susan P. George	X _____	_____	_____	_____
Trustee James W. Kopec	X _____	_____	_____	_____
Trustee Albert Lenkaitis	X _____	_____	_____	_____
Trustee Mike D. Millette	X _____	_____	_____	_____
Trustee John Strauss	X _____	_____	_____	_____
President Patsy J. Smith	X _____	_____	_____	_____


APPROVED THIS 9th DAY OF May, 2013



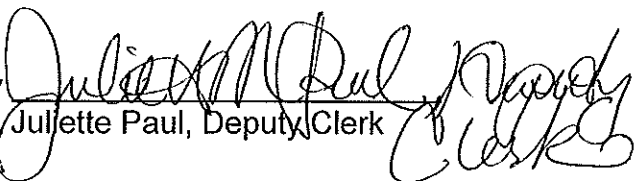
Patsy J. Smith, Village President

(SEAL)

ATTEST:


Carolyn Higgins, Village Clerk

By


Juliette Paul, Deputy Clerk