

**BY ORDER OF THE COMMANDER
HEADQUARTERS 81ST TRAINING WING
(AETC)**

KEESLER AFB INSTRUCTION 31-206

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Security

CURFEW OF MINORS

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This publication implements AFPD 31-1, Integrated Defense, and prescribes procedures governing the conduct of minors on streets at night, effectively and consistently enforced, for the protection of the younger children in the military community during the nighttime hours, the enforcement of parental responsibility and control of their children, the protection of the public from nocturnal mischief by minors, and reduction in incidents of juvenile criminal activity for the safety and welfare of Keesler residents. This instruction requires collecting and maintaining information protected by the Privacy Act of 1974 authorized by 10 U.S.C. 8013; 18 U.S.C. 1382; 44 U.S.C. 3103; and E.O. 9397. Systems of Records Notices F031 AF SP C, Complaint/Incident Reports, and F031 AF SP D, Field Interview Card, apply. Ensure that all records created as a result of processes prescribed in this publication are maintained in accordance with Air Force Manual (AFMAN) 33-363, *Management of Records*, and disposed of in accordance with Air Force Records Information Management System (AFRIMS) Records Disposition Schedule (RDS) located at <https://www.my.af.mil/afirms/afirms/afirms/rims.cfm>. Refer recommended changes and questions about this publication to the Office of Primary Responsibility (OPR) using the AF Form 847, *Recommendation for Change of Publication*; route AF Form 847s from the field through the appropriate functional's chain of command.

This instruction sets the hours of curfew and applies to all Keesler personnel, and minors with or without military affiliation including the Air Force Reserve Command (AFRC) Units but does not include the Air National Guard (ANG). Attachment 1 is a glossary of references and supporting information.

SUMMARY OF CHANGES

This document is substantially revised and must be completely reviewed. Support Group Commander has been changed to 81st Mission Support Group Commander. Added specific times for “during the summer” and “during the school year”. Dates have been changed for curfew dates in para 2.1. and 2.2.. New procedures have been put in place for curfew violations in 2.7.1..

1. Terms.

1.1. Facilities - Refers to any and all areas of Keesler AFB designed for the conduct of military business, recreation, or training, other than that designed for vehicular/pedestrian traffic. Facilities will include, parks, playgrounds, and houses and yards other than those where the minor resides.

1.2. Keesler AFB - Refers to Keesler Air Force Base and the Federal jurisdiction of Keesler AFB and its assigned military housing areas.

1.3. Minor - Any person under the age of 17 or, in equivalent phrasing often employed in this policy, any person 16 or less years of age. Minors (ages 10 and older) of DOD personnel will possess their ID cards at all times.

1.4. Parent - Any person having legal custody of a minor as a:

1.4.1. Natural or adoptive parent;

1.4.2. Legal guardian;

1.4.3. A person who stands in loco parentis; or

1.4.4. A person to whom legal custody has been given by court order.

1.5. Remain - To stay behind, to tarry and to stay unnecessarily upon the streets. To implement this curfew with additional precision and precaution, numerous exceptions are expressly defined in para 2.4.

1.6. Special Designated Area - An area on Keesler and its housing areas in which there exists the presence of special aggravating circumstances, such as theft or vandalism, high crime rates, a greater than average drug or alcohol arrest rate, or a greater than average number of crimes committed by minors necessitating hours of curfew that are more strict in character than those warranted in other areas. On recommendation of the Chief, Security Forces, the 81st Mission Support Group Commander may designate such areas and a stricter curfew may be imposed for whatever period is necessary to ensure good order and discipline has returned to the area.

1.7. Street - A way or place, of whatever nature, open to the use of the public as a matter of right for purposes of recreation, vehicular travel, or in the case of a sidewalk, for pedestrian travel. The term “street” includes the legal right-of-way, including but not limited to the traffic lanes, the curb, the sidewalks whether paved or unpaved, and any grass plots or other grounds found within the legal right-of-way of the street. The term “street” applies irrespective of what the street is called or formerly named, whether alley, avenue, court, road or other name.

1.8. Time of Night - Based upon the prevailing standard of time, whether Central Standard Time or Central Daylight Savings Time, generally observed at that hour by the public.

1.9. Year of Age - Continues from one birthday, such as the 16th, to but not including the day of the next, such as the 17th birthday, making it clear that the phrase "16 or less years of age" is treated for purposes of this section as equivalent to the phrase "prior to 17th birthday."

2. General Curfew.

2.1. During the Summer. For the period of 1 June through 31 August of each year, it shall be unlawful for any person 16 or less years of age (prior to 17th birthday) to be or remain in or upon the streets of Keesler AFB, or other base facilities, during the period of 2300 hrs to 0500 hrs.

2.2. During the School Year. For the period of 1 September through 31 May, the following curfew regulations shall apply:

2.2.1. It shall be unlawful for any person 16 or less years of age (prior to 17th birthday) to be or remain in or upon the streets, or facilities of Keesler AFB, on Sunday through Thursday nights during the period beginning at 2200 and ending at 0500 the following morning and,

2.2.2. It shall be unlawful for any person 16 or less years of age (prior to 17th birthday) to be or remain in or upon the streets or facilities on Keesler AFB on Friday and Saturday nights from 2300 to 0500 the following morning.

2.3. Special Designated Areas. It shall be unlawful for any person 16 years of age or less (prior to 17th birthday) to be in a special designated area as defined in para 1.6. during the period beginning at 2200 hrs and ending at 0500 hrs.

2.4. Exceptions. A minor may be allowed on Keesler streets during the curfew when:

2.4.1. Accompanied by a parent of such minor.

2.4.2. Accompanied by an adult authorized by a parent of such minor to take the parent's place in accompanying the minor for a designated period of time and purpose within a specified area.

2.4.3. The minor is on the sidewalk of the place where such minor resides, or on the sidewalk of either next door neighbor if that neighbor does not communicate an objection to Security Forces personnel.

2.4.4. Returning home by a direct route from and within 30 minutes of the termination of the day's employment, a school activity, an MWR activity, or an activity of a religious or other voluntary association, or other activities in which prior notice, indicating the place, time and description of event and probable time of termination, has been given in writing to and approved by the Chief, Security Forces.

2.4.5. With parental consent, in a motor vehicle.

2.5. Parental Responsibility. It is unacceptable behavior for a parent having legal custody of a minor normally to permit or by inefficient control to allow such minor to be or remain upon any Keesler street under circumstances not constituting an exception to these curfew policies.

For purposes of this paragraph, the term “knowingly” includes: knowledge which a parent should reasonably be expected to have concerning the whereabouts of a minor in that parent’s legal custody. Parents not exercising appropriate control of their children will be reported to Family Advocacy for an assessment of the family’s needs.

2.6. Police Procedures.

2.6.1. Any member of the Security Forces, upon finding or having attention called to any minor on Keesler AFB, shall take appropriate action to detain, identify, and verify authenticity of a minor’s presence during the hours of curfew. All measures will be adhered to regarding laws and regulations that afford the parent and the minor due process under the law.

2.6.2. Upon contact with a minor violating curfew regulations, immediate efforts will be made by Security Forces to contact the minor’s sponsor, or other responsible adult who is authorized to exercise supervision over the minor. Depending upon the circumstances of the encounter with the minor, the Security Forces personnel may detain the minor and transport the minor to the Security Forces Control Center, or to the minor’s place of residence if the parent is present to accept responsibility for the minor.

2.6.3. All curfew violations verified by Security Forces will be reported in the daily blotter in accordance with other regulations regarding such entries.

2.7. Results of Curfew Violations.

2.7.1. Security Forces will prepare an AF IMT 3907, Security Forces Field Interview Data, and accomplish a blotter entry. The sponsor’s First Sergeant and Family Advocacy will also be notified. Per agreement with Harrison County Family Court, the minor’s record will be forwarded for a hearing to determine alternatives and assessment of a trend when a third curfew violation, or a curfew violation in conjunction with a crime, occurs.

2.7.2. A genuine attempt will be made to contact the parents of a minor not identified as a dependent of military/civilian personnel assigned to, and residing on, Keesler AFB. As a last resort, the juvenile will be transported to the Security Forces Control Center and charged with curfew violation in the presence of at least two Security Forces members. An AF IMT 3545, Incident Report, will be completed. The juvenile will be transported to the Harrison County Detention Facility.

2.7.3. Contingent with other family issues, and/or continued curfew violations, commanders may determine the necessity to cause the member to vacate military housing.

2.8. Commander Directed Exceptions. The Wing Commander will be the authority to approve/disapprove these curfew policies, and allow exceptions for extenuating circumstances when deemed appropriate with maintaining good order and discipline.

3. Forms Adopted. AF IMT 3545, Incident Report; AF IMT 3907, Security Forces Field Interview Data.

PAUL F. CAPASSO, Brigadier General, USAF
Commander
81st Training Wing

Attachment 1**GLOSSARY OF REFERENCES AND SUPPORTING INFORMATION*****References***

AFPD 31-1, Integrated Defense, 28 Oct 2011

AFMAN 33-363, Management of Records, 1 March 2008

Prescribed Forms

No prescribed forms.

Adopted Forms

AF Form 847, *Recommendation to Change Publication*

Abbreviations and Acronyms

DoD—Department of Defense

Terms

Loco parentis— in the place of a parent