

**ORDINANCE NO. 2025-16**

**AN ORDINANCE OF THE HUNTINGTON COUNTY BOARD OF COMMISSIONERS  
PROVIDING FOR ENHANCED PUBLIC HEALTH, SAFETY, AND WELFARE AMID  
LOCAL HALLOWEEN FESTIVITIES.**

**WHEREAS**, Indiana Code Section 36-1-3 *et seq.* grants a county the authority to exercise any powers for the effective operation of government as to local affairs;

**WHEREAS**, Indiana Code Section 36-8-2-4 provides that a county may regulate conduct, or use or possession of property, that might endanger the public health, safety, or welfare;

**WHEREAS**, Indiana Code Section 36-8-2-11 provides that a county may regulate solicitation by persons offering goods or services to the public or solicitation for charitable causes;

**WHEREAS**, the County of Huntington, Indiana (“County”) desires to further cultivate a safe and secure local community for all of its citizens, especially those who are most vulnerable, such as minor children;

**WHEREAS**, the health, safety, and welfare of all citizens in the County are best served by adopting an Ordinance that further limits and/or prevents registered sex offenders, violent offenders, and/or sexually violent predators from interacting with minor children in the County;

**WHEREAS**, the County desires to establish by Ordinance certain rules and regulations related to a registered sex offender’s, violent offender’s, and/or sexually violent predator’s offering of goods and/or items related to trick-or-treating activities on October 30<sup>th</sup> and October 31<sup>st</sup> of each calendar year, or on any other date designated for trick-or-treating in the County; and

**WHEREAS**, upon the adoption, facilitation of notice pursuant to Indiana Code Section 36-2-4-8(b), and subsequent effectiveness of the County’s Ordinance Establishing Fines and Penalties for Infringement Upon Public Health, Safety, and Welfare Amid Local Halloween Festivities, this Ordinance NO. 2025-16 shall become ineffective, null, and void.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS  
AS FOLLOWS:**

**Section I. Definitions:** The following definitions shall apply throughout this Ordinance:

- a) “Sex offender” shall have the meaning defined in Indiana Code Section 11-8-8-4.5.
- b) “Sex or violent offender” shall have the meaning defined in Indiana Code Section 11-8-8-5.
- c) “Sexually violent predator” shall have the meaning defined in Indiana Code Section 35-38-1-7.5.
- d) “Trick-or-Treating” shall refer to the act of passing out goods and/or items at an individual’s dwelling, in participation of activities related to the celebration of the

Halloween holiday, such celebration occurring on October 30<sup>th</sup> and October 31<sup>st</sup> of each calendar year, or on any other date scheduled for such celebration in the County.

- e) “Dwelling” shall have the meaning defined in Indiana Code Section 35-31.5-2-107.
- f) “Local Law Enforcement Authority” shall have the meaning defined in Indiana Code Section 11-8-8-2.

## **Section II. General Provisions:**

- a) Between the hours of 4:00 p.m. and 11:00 p.m. on October 30<sup>th</sup> and October 31<sup>st</sup> of each calendar year, or on any other date designated for trick-or-treating in the County, a sex offender, violent offender, and/or sexually violent predator shall not leave an exterior porch light on at their premises of dwelling or otherwise solicit the premises, in an effort to offer goods and/or items related to trick-or-treating activities.
- b) Any sex offender, violent offender, and/or sexually violent predator who violates Section II(a) of this Ordinance may be subject to prosecution.
- c) Any sex offender, violent offender, and/or sexually violent predator who violates Section II(a) of this Ordinance may also be subject to prosecution for any offense committed beyond the violation of this Ordinance.
- d) Any sex offender, violent offender, and/or sexually violent predator who refuses to comply with this Ordinance shall be reported to the appropriate local law enforcement authority.

## **Section III. Effective Date:**

This Ordinance shall be in full force and effect after its passage, and after the occurrence of all other actions required by law.

## **Section IV. Sunset:**

Upon the adoption, facilitation of notice pursuant to Indiana Code Section 36-2-4-8(b), and subsequent effectiveness of the County’s Ordinance Establishing Fines and Penalties for Infringement Upon Public Health, Safety, and Welfare Amid Local Halloween Festivities, this Ordinance NO. 2025-16 shall become ineffective, null, and void.

**This Resolution was adopted on October 20, 2025.  
A signed physical copy of this document is  
available by request in the Commissioners’ Office  
located at 201 North Jefferson Street Huntington,  
Indiana**