

**CLARK COUNTY, IDAHO  
ORDINANCE 05-01**

AN ORDINANCE MAKING IT UNLAWFUL FOR ANY PERSON UNDER THE AGE OF (18) YEARS, LIVING OR FOUND IN CLARK COUNTY, TO ATTEMPT TO RUN AWAY OR TO RUN AWAY FROM HIS/HER PARENTS.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF CLARK, IDAHO.

**Section 1. Runaways:** It shall be unlawful for any person under the age of (18) years, living or found in Clark County to attempt to run away or to run away from his/her parents, guardian or other legal custodian, or to be or remain a person who has run away from his/her parents, guardian or legal custodian.

**Section 2. Uncontrollable Children:** Any person under the age of eighteen (18) may be declared beyond the control of his/her parents, guardians or legal custodian who persistently or habitually refuses to obey reasonable and proper orders or directions of his/her parents, guardians or legal custodians, where that specific conduct may place him/her in danger to himself/herself or others or becomes so unreasonably disruptive that it jeopardizes the family unit. A person under the age of eighteen (18) may be taken into custody by a peace officer if the peace officer has reason to believe that the child's continued liberty poses an imminent danger to that child or to others, as evidenced by a threat of substantial physical harm or upon complaint by the person's parent, guardian or legal custodian that said person's specific conduct is so unreasonably disruptive that it jeopardized the family unit. Whenever a child is taken into custody under this Section without court order, the evidence supporting the claim of imminent danger must be presented to a duly authorized court on or before the next judicial day.

**Section 3. Encourage Delinquency:** It shall be unlawful for any person by any act or neglect to encourage, aid or cause any person under the age of eighteen (18) years to come within the purview of this Section.

**Section 4. Enticing of Children:** It shall be unlawful for any person who attempts to persuade, or persuades, whether by words or actions or both, a minor child under the age of eighteen (18) years to either;

- (a) Leave the child's home or school; or
- (b) Enter a vehicle or building; or
- (c) Enter a structure or enclosed area, or alley, with the intent that the child shall be concealed from public view;

While the person is acting without the authority of (i) the custodial parent of the child, (ii) the state of Idaho or a political subdivision thereof or (iii) on having legal custody of the minor child. Nothing contained in this section shall be construed to prevent the lawful detention of a minor child or the rendering of aid or assistance to a minor child.

**Section 5 Penalty:** Violation of any of the provision of this Ordinance shall be punishable by imprisonment in the Clark County Jail for a period not to exceed six (6) months or by a fine not to exceed three hundred dollars (\$300.00), or by both such imprisonment and fine.

**Section 6 Effective Date:** This ordinance shall be in full force and effect from and after its passage by the governing boards, and publication as required by law.

DATED this 11<sup>th</sup> day of April, 2005.

BOARD OF COMMISSIONERS OF CLARK COUNTY, IDAHO



  
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Gregory A. Shenton, Chairman

  
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Ted Edwards, Member

  
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Michael Leonardson, Member

ATTEST:

  
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Conni Owen  
Clerk to the Board of Commissioners

