

ORDINANCE NO. 2-70

AN ORDINANCE PROHIBITING A CHILD UNDER THE AGE OF 18 YEARS FROM RUNNING AWAY FROM HIS PARENTS, GUARDIAN OR OTHER LEGAL CUSTODIAN, OR FROM ATTEMPTING TO SO RUN AWAY AND MAKING SUCH ACTS UNLAWFUL; PROVIDING THAT IT SHALL BE UNLAWFUL FOR A CHILD UNDER THE AGE OF 18 YEARS TO BE OR REMAIN A PERSON WHO HAS RUN AWAY FROM HIS PARENTS, GUARDIAN OR OTHER LEGAL CUSTODIAN; PROVIDING THAT IT SHALL BE UNLAWFUL FOR A CHILD UNDER THE AGE OF 18 YEARS TO COMMIT ANY ACT OR ACTS PLACING HIM BEYOND THE CONTROL OF HIS PARENTS, GUARDIAN OR OTHER LEGAL CUSTODIAN; PROVIDING THAT IT SHALL BE UNLAWFUL FOR ANY PERSON BY ANY ACT OR NEGLIGENCE TO ENCOURAGE, AID OR CAUSE ANY CHILD UNDER THE AGE OF 18 YEARS TO COME WITHIN THE PURVIEW OF THIS ORDINANCE; PROVIDING THAT THE PROVISIONS OF THIS ORDINANCE SHALL HAVE NO APPLICATION WITHIN THE LIMITS OF ANY INCORPORATED CITY WITHIN ELMORE COUNTY, IDAHO; PROVIDING FOR UNLAWFUL ACTS; PROVIDING FOR A PENALTY; PROVIDING FOR A REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FURTHER FOR A SAVINGS CLAUSE AND EFFECTIVE DATE.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ELMORE COUNTY, IDAHO, IN LAWFUL MEETING ASSEMBLED:

Section 1. For the purpose of preventing persons in Elmore County under the age of 18 years from running away or attempting to run away from home, and in order to promote the safety and welfare of the residents of Elmore County, State of Idaho, this Ordinance is hereby enacted.

Section 2. UNLAWFUL ACTS: It shall be unlawful for any person under the age of 18 years, living or found in Elmore County, State of Idaho, to attempt to run away or to run away from his parents, guardian or other legal custodian, or to be or remain a person who has run away from his parents, guardian or other legal custodian or to be a person who commits or has committed any act or acts placing him beyond the control of his parents, guardian or other legal custodian.

Section 3. UNLAWFUL ACTS: It shall be unlawful for any person by any act or neglect to encourage, aid or cause any person under the age of 18 years to come within the purview of Section 2 of this Ordinance.

Section 4. PENALTIES: A violation of this Ordinance shall be punishable by imprisonment in the Elmore County Jail for a period of not to exceed 30 days or by a fine not to exceed \$100.00, or by both such fine and imprisonment.

Section 5. The provisions of this Ordinance shall not apply within the incorporated limits of any city in Elmore County, Idaho, and shall apply only to those transactions arising outside of the incorporated limits of any city located in Elmore County, Idaho.

Section 6. REPEAL OF CONFLICTING ORDINANCES: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

Section 7. SAVINGS CLAUSE: In the event any of the above entitled Sections are declared unconstitutional and unlawful, each Section thereof shall be declared independent of the other.

Section 3. EFFECTIVE DATE: This Ordinance shall be in full force and effect from and after its passage, approval and publication.

PASSED, under suspension of the rules at a regular meeting of the Elmore County Board of County Commissioners in the City of Mountain Home, County of Elmore, State of Idaho, held on the 26th day of January, 1970, upon which a roll call vote was duly taken and said Board duly enacted as an Ordinance of Elmore County, Idaho.

APPROVED this 26th day of January, 1970.

MAURICE A. RIDDLE  
Chairman, Board of County  
Commissioners, Elmore County,  
Idaho.

ATTEST:

W. H. TRAIL  
Clerk of the Board of County  
Commissioners

STATE OF IDAHO        )  
                          ) ss.  
County of Elmore     )

I hereby certify the foregoing to be a full, true and correct copy of the said Ordinance duly made and entered in Commissioner's Minutes on the 26<sup>th</sup> day of January, 1970, and entered in Book of Commissioner's Minutes, records of Elmore County, Idaho.

W. H. Trail  
Clerk of the Board of County  
Commissioners, Elmore County,  
Idaho.