
–City of Clayton Ordinances–

Curfew– Clayton Ordinance Sec. 17-37
(Ord. No. 4784, § 1, 10-9-90)

A. *Minors under 17* Curfew is midnight to 6:00 a.m. on Friday and Saturday and 11:00 p.m. to 6:00 a.m. on all other days unless accompanied by his/her parent or guardian, it is an emergency or legitimate business directed by his/her parent or guardian, going to or from a job, or returning from a school function, or minor can give a satisfactory reason. If a minor violates this ordinance, the police officer will take them home to their parents/guardian. If a parent/guardian is not available, the minor with stay in custody until they are located. The officer will also report the violation to the juvenile officer who will send a written notice to the parents/ guardian.

DUI/DWI Missouri Statutes– 577.020. 1.

Police officers will test drivers under 21 years old if they have reasonable grounds to believe they have a blood alcohol content of .02 or more. If that person refuses, their license shall immediately be revoked for one year.

Fake ID- Clayton Ordinance Sec. 3-16. (Code 1947, Å 10-36(k)(2)) Age misrepresentation by minor. The minor will be prosecuted in the municipal court. If the minor is under the age of seventeen, he/she may be considered a delinquent child and may be dealt with in accordance with Missouri laws for children under 17 years old.

Duty to Supervise Parties with Minors-

Clayton Ordinance

- In your home, it is unlawful to permit the consumption of alcohol or controlled substance by a minor unless it is for religious purposes, under direct supervision of the minor's parent, or by prescription 17-123
- It is unlawful for an adult to leave their home when it is reasonable to believe that the premises will be used for gathering of minors with alcohol or controlled substances (Duty to Supervise) 17-124
- Any person convicted of violating the provisions shall be fined an amount not to exceed \$500 for each offense; except that for third and subsequent violations by the same person, the fine shall be not less than \$500 for each offense

–School District of Clayton Policies–

Student Tobacco, Alcohol and Other Drug Use at School or a School-Sponsored Event

No student will possess, consume, purchase, transfer, distribute, or be under the influence of illegal drugs, alcoholic beverages or other intoxicants, or use tobacco on school property; at any place where an interscholastic athletic contest is taking place or in route to such place; during a field trip; or any trip or activity sponsored by or under the supervision of the Board of Education.

Penalties for Students in Possession or Under the Influence at School or a School-Sponsored Event

NOTE- The police will be informed of all offenses.

- **First Violation:** A student will receive a minimum of five days of suspension from school, which may be an out-of-school suspension or a combination of out-of-school and in-school suspension. The number of days may be reduced, at the discretion of the building administrator, if the family voluntarily agrees to have the student go through a drug/alcohol assessment through the National Council on Alcohol and Drug Abuse (NCADA) or an agency mutually agreed upon by the family and the principal.
- **Second Violation:** A student will receive a minimum of 10 days of suspension from school, which may be an out-of-school suspension or a combination of out-of-school and in-school at the discretion of the principal. The family will be encouraged to have the student go through drug/alcohol assessment through the NCADA or an agency mutually agreed upon by the family and the principal. At the discretion of the principal and following the drug/alcohol assessment, the 10-day suspension may be reduced. Prior to the student's re-entry into school, a meeting with the principal, student, his/her parents/guardians, and representatives from the School District will be held.
- **Third Violation:** A student will receive a 10-day suspension and a recommendation for further action/consequences to be determined by the Superintendent.

Penalties for Students Selling Drugs or Alcohol at School or a School-Sponsored Event

A student will receive a 10-day suspension and a recommendation for further action/consequences determined by the Superintendent. Police will be informed.

Know the Facts

Important Laws for Clayton Teens and Their Parents



This information was edited and provided by The Community Alliance for Healthy Kids in an effort to keep our families informed about the community's legal expectations for our parents and youth. Please see www.clayton.ci.mo.us, www.clayton.k12.mo.us, and "Clayton Schools 101" for complete information.

November 2007

–Missouri’s Graduated Driver License–

Missouri’s Graduated Driver License law requires that all first-time drivers between 15 and 18 years old complete a period of driving with a licensed driver (instruction permit), and restricted driving (intermediate license), before getting a full driver license.

- If the permit holder is under age 16, the accompanying licensed driver must be a parent, guardian, grandparent, qualified driving instructor, or in case of disability, their designee.
- At age 16, the driver may apply for an intermediate license. The intermediate license allows the driver to drive alone except during a late night curfew (See Clayton Ordinance). The driver and passengers must use seat belts, be free of alcohol and other drugs, and obey the traffic laws.
- At age 18, or within the 30 days immediately preceding his/her 18th birthday, the intermediate license holder may apply for a full driver license.

Permit Notes:

- Under age 16, you may drive only when accompanied in the front seat by a parent, guardian, grandparent, or qualified driving instructor.
- At age 16 or older, you may drive when accompanied in the front seat by a person who is at least 21 years old and has a valid driver license.
- Seat belts must be worn by the driver and all passengers.

To Graduate to an Intermediate License:

- You must have an instruction permit for a minimum of 182 days.
- You may not have any alcohol-related convictions in the last 12 months and no traffic convictions within the last 6 months.

Effective January 1, 2007, state law requires 40 hours of behind-the-wheel driving instruction, including a minimum of 10 hours of behind-the-wheel driving instruction that occurs during the nighttime hours falling between sunset and sunrise.

Driving Restrictions:

- During the first six months, you may not operate a motor vehicle with more than one passenger who is under 19 years old and who is not a member of your immediate family.
- After the first six months, you may not operate a motor vehicle with more than three passengers who are under 19 years old and who are not members of your immediate family.
- You may not drive alone between 1:00 a.m. - 5:00 a.m. except to and from a school activity, job, or for an emergency, unless accompanied by a licensed driver 21 years old or older.

To Graduate to an Under-21 Driver License:

- Your driving privilege cannot be suspended, revoked, or denied at the time of application.
- You may not have any alcohol related offenses or traffic convictions within the last 12 months.
- You must satisfy the requirements for an Intermediate License, including having no alcohol-related offenses or traffic convictions in the last 12 months.
- You must have a valid intermediate license. Your driving privilege cannot be suspended, revoked, or denied when you apply for a full license.
- You must pass the vision and road sign recognition tests. (You are not required to pass the written and driving tests if already completed.)

–Seatbelt Laws – Missouri Statute–

307.178. 1. Each driver, except persons employed by the United States Postal Service while performing duties and front seat passenger of a passenger car manufactured after January 1, 1968, operated on a street or highway in this state, and persons less than eighteen years of age operating or riding in a truck, as defined in section 301.010, RSMo, on a street or highway of this state shall wear a properly adjusted and fastened safety belt that meets federal National Highway, Transportation and Safety Act requirements.

- No person shall be stopped, inspected, or detained solely to determine compliance with this subsection.
- Each driver of a motor vehicle transporting a child less than 16 years of age shall secure the child in a properly adjusted and fastened restraint under section 307.179.

- All children less than four years of age and all children who weigh less than 40 pounds, shall be secured in a child passenger restraint system appropriate for that child;
- Children at least four years of age but less than eight years of age, who also weigh at least forty pounds but less than eighty pounds, and who are also less than four feet, nine inches tall, shall be secured in a child passenger restraint system or booster seat appropriate for that child;
- Children at least 80 pounds or children more than four feet, nine inches in height shall be secured by a vehicle safety belt or booster seat appropriate for that child.

–Statutory Rape–

Section 566.032 Statutory rape, first degree

- A person commits the crime of statutory rape in the first degree if he has sexual intercourse with another person who is less than 14 years old.
- Statutory rape in the first degree is a felony for which the authorized term of imprisonment is life imprisonment or a term of years not less than five years. If the victim is less than 12 years of age in which case the authorized term of imprisonment is life imprisonment or a term of years not less than 10 years.

Neither force nor lack of consent are required elements of this crime. Sexual intercourse with any minor under fourteen years old is by definition statutory rape.

Section 566.034 Statutory rape, second degree

- A person commits the crime of statutory rape in the second degree if being 21 years of age or older, he has sexual intercourse with another person who is less than 17 years of age.
- Statutory rape in the second degree is a class C felony.

If the offender is over 21 years old and has sexual intercourse with another person who is less than 17, that person commits statutory rape. If the offender has not reached 21, the victim must be at least 14 years old to avoid prosecution under this law.