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WRITTEN NOTICE OF COMPLAINT ALLEGING MATERIAL HARMFUL TO MINORS

Pursuant to Idaho Code § 18-1517B, the “Children’s School and Library Protection Act,” this form can be used to allege that the title you are submitting is Material Harmful to Minors. Filling out and submitting this form will constitute the Written Notice required by Idaho Code § 18-1517B(3). Only a minor who obtained Material Harmful to Minors from the Boise Public Library or their parent or legal guardian can submit a Written Notice.

A completed Written Notice can be submitted by the following means. Only one means of submission is required.

A. Physical mail to:

Boise Public Library  
ATTN: Acquisitions Manager – Material  
Challenge 715 S. Capitol Blvd.  
Boise, ID 83702

B. E-mail to:

[materialchallenge@cityofboise.org](mailto:materialchallenge@cityofboise.org)

C. Facsimile to:

1 (208) 384-4025

D. To submit in-person, the completed Written Notice can be given to a Library staff member at any service desk at all Boise Public Library locations.

Upon submission of this form, it will become a public record. The Boise Public Library will evaluate if any redactions to personal information contained in the form are required by Idaho law prior to making the completed form publicly available.

**FILLING OUT AND SUBMITTING THIS FORM CONSTITUTES WRITTEN NOTICE PURSUANT TO THE “CHILDREN’S SCHOOL AND LIBRARY PROTECTION ACT.”**

[ ] Initial this box and fill out this section if you intend for this form to constitute Written Notice pursuant to Idaho Code § 18-1517B(3). By initialing this box, you affirm your belief that the Materials are Materials Harmful to Minors as defined by Idaho Code and Boise Public Library policy, and you request the Materials be relocated to a section designated for adults only within sixty (60) days of the Boise Public Library’s receipt of this notice.

Idaho Code defines material harmful to minors as:

(a) “Harmful to minors” means the quality of any material when it:

(i) Taken as a whole, appeals to the prurient interest of adolescent minors as judged by the average person, applying contemporary community standards; and

(ii) Depicts or describes representations or descriptions of nudity, sexual conduct, sexual excitement, or sado-masochistic abuse which are patently offensive to prevailing standards in the adult community with respect to what is suitable material for adolescent minors and includes, but is not limited to, patently offensive representations or descriptions of:

1. Intimate sexual acts, normal or perverted, actual or simulated; or
2. Masturbation, excretory functions or lewd exhibition of the genitals or genital area.

(b) “Harmful to minors” shall not include material that, when considered as a whole, possesses serious literary, artistic, political or scientific value for adolescent minors.”

Idaho Code § 18-1514(7).

Idaho Code defines “sexually explicit” as “the quality of any material when it contains erotic depictions of nudity, depicts sexual conduct or sado-masochistic abuse, or contains any explicit and detailed description or narrative account of sexual excitement, sexual conduct, or sado-masochistic abuse. “Sexually explicit” shall not include diagrams about anatomy for scientific education, religious books such as the Bible and the Torah, or content relating to classical works of art.” Idaho Code § 18-1514(12).

Idaho Code defines “adolescent minor” as “any person thirteen (13) years of age or older but less than eighteen (18) years of age.” Idaho Code § 18-1514(1).

a. Complainant’s Information.

- i. Name: \_\_\_\_\_
- ii. Address: \_\_\_\_\_
- iii. Email Address: \_\_\_\_\_
- iv. Telephone Number: \_\_\_\_\_
- v. Preferred means of contact: \_\_\_\_\_
- vi. Are you a minor? Y / N
- vii. Are you filing this request on behalf of a dependent minor? Y / N
- viii. Do you represent an organization? Y / N
  - a. If so, which organization? \_\_\_\_\_
- ix. Do you have legal representation? Y / N
  - a. If so, who are they and how do we contact them? \_\_\_\_\_
- x. Are you a Boise Public Library cardholder? Y / N
- xi. Did you obtain the material from the Boise Public Library? Y / N
- xii. Did you check out, request, or use the material that is the subject of this request? Y / N
- xiii. How did you, or your dependent minor, obtain the material? Please include the format of the material and the Boise Public Library location the material was obtained.

b. Information about the material:

- i. Did you read, view or listen to the entire material? \_\_\_\_\_
- ii. If not, what parts did you read, view or listen to? \_\_\_\_\_
- iii. Are you aware of judgments of this material by professional critics? \_\_\_\_\_
- iv. In what ways do you believe the challenged material meets the definition of sexually explicit or Material Harmful to Minors? Please state the basis of the claims and provide all explanation that may be helpful.

