Act 297

Whoever violates the provisions of this section shall be punished by the same penalties as are fixed for illegal sales of alcoholic beverages by ordinances adopted by the subdivision wherein the offense occurred in accordance with the provisions of R.S. 26:615.

Nothing in this Section shall prohibit the transportation from a political subdivision where the sale of alcoholic beverages is legal to another political subdivisions where the sale of alcoholic beverages is legal or intrastate transportation of alcoholic beverages in political subdivisions where the sale of alcoholic beverages is prohibited under this Part.

Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the constitution.

Section 3. If any provision or item of this Act or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this Act which can be given effect without the invalid provisions, items or applications, and to this end the provisions of this Act are hereby declared severable.

Section 4. All laws or parts of laws in conflict herewith are hereby repealed.

Approved by the Governor: July 17, 1975.

Published in the Official Journal of the State: July 25, 1975.

A true copy:

WADE O. MARTIN, JR.
Secretary of State.

ACT No. 297


AN ACT

To amend and reenact Section 1578.1 of Title 13 of the Louisiana Revised Statutes of 1950, relative to juvenile detention facilities; to limit the children placed therein to those alleged to have committed a delinquent act; to establish further criteria for such detention; to provide the effective date of this Act to be July 1, 1976; and otherwise to provide with respect thereto.

Be it enacted by the Legislature of Louisiana:

Section 1. Section 1578.1 of Title 13 of the Louisiana Revised Statutes of 1950 is hereby amended and reenacted to read as follows:
§1578.1. Detention facilities; placement of children therein; length of detention

On and after July 1, 1976, only children alleged to have committed a delinquent act may be detained in a detention facility.

Detention of a child shall only be for a time considered essential and when there is demonstrable evidence that:

1. There is a serious risk that a child is likely to commit a delinquent act before his return date to court;

2. There is a substantial probability that he will not appear in court on the return date;

3. That, one or more of the above being true, the child is held overnight in transit or for another jurisdiction.

Section 2. If any provision or item of this Act or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this Act which can be given effect without the invalid provisions, items or applications, and to this end the provisions of this Act are hereby declared severable.

Section 3. All laws or parts of laws in conflict herewith are hereby repealed.

Section 4. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution.

Approved by the Governor: July 17, 1975.

Published in the Official Journal of the State: July 25, 1975.

A true copy:

WADE O. MARTIN, JR.
Secretary of State.

ACT No. 298


AN ACT

To amend and reenact the Title and Sections 1 and 3 of Act 657 of