STATE OF LOUISIANA

ACTS OF THE LEGISLATURE

VOLUME II

REGULAR AND EXTRAORDINARY SESSIONS OF 1977
SECOND EXTRAORDINARY SESSION OF 1976

Published by Authority of the State of Louisiana

PAUL J. HARDY
Secretary of State
State of Louisiana

Baton Rouge, Louisiana
1977
§3053. Health Education Authority of Louisiana; creation; domicile; membership; terms; vacancies; quorum; staff

A. There is hereby created in the Office of Management and Finance of the Department of Health and Human Resources the Health Education Authority of Louisiana, which is hereby declared to be a body corporate and public, constituting an instrumentality of the state of Louisiana exercising public and essential governmental functions.

* * *

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 All laws or parts of laws in conflict herewith are hereby repealed.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 25, 1977.

Published in the Official Journal of the State: August 17, 1977.

A true copy:

PAUL J. HARDY
Secretary of State.

ACT No. 726

By: Mr. Barthelemy.

Senate Bill No. 93.

AN ACT

To amend and reenact Paragraph (11) of Section 1569 of Title 13 of the Louisiana Revised Statutes of 1950, relative to definitions, by allowing the state of Louisiana to give consent for major medical treatment for those minor children in its custody.

Be it enacted by the Legislature of Louisiana:

Section 1. Paragraph (11) of Section 1569 of Title 13 of the Louisiana Revised Statutes of 1950 is hereby amended and reenacted to read as follows:

§1569. Definitions

When used in this part, unless the context otherwise requires:

* * *

(11) “Legal custody” means a legal status created by court order which vests in a custodian the right to have physical custody of the
child or minor and to determine, where and with whom he shall live within or without the state, and the right and duty to protect, train, and discipline him and to provide him with food, shelter, education and ordinary medical care, all subject to the powers, right, and duties and responsibilities of the guardian of the person of the child and subject to any residual parental rights and responsibilities; provided that when the state of Louisiana is the party to whom custody is given, the state may authorize emergency major medical treatment, if the attending physician certifies the health problem as an emergency medical situation. An individual granted legal custody shall exercise the rights and responsibilities personally unless otherwise authorized by the court.

* * *

Section 2. If any provision or item of this Act or any 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.

Approved by the Governor: July 25, 1977.

Published in the Official Journal of the State: August 17, 1977.

A true copy:

PAUL J. HARDY
Secretary of State.

ACT No. 727

Senate Bill No. 623.

By: Messrs. Mouton, Brown, Kiefer, Brinkhaus, Decuir, Doucet, Duval, Eagan, Gerald, Gibbs, Lauricella, Nunez, O'Keefe, Rayburn, Tiemann and Windhorst and Representatives Freeman, Tausin, Leach, Ackal, Alario, Brady, Chabert, Charbonnet, Delpit, D'Gerolamo, Downer, Dupuis, Fowler, Hogan, A. Jackson, J. Jackson, John, Kimball, S. LeBlanc, R. Laborde, Long, LaPlante, Leithman, Miller, Patti, Rice, Shannon, Strain, F. Thomp-