ACT No. 641

Senate Bill No. 209.  
By: Mr. Tiemann and Representatives Leithman and Ullo.

AN ACT

To amend and reenact Section 1598 of Title 13 of the Louisiana Revised Statutes of 1950, relative to the proper person to preside over the Juvenile Court for the Parish of Jefferson in the absence of the judge of that court, to provide that any judge of the Twenty-Fourth Judicial District Court may preside; to provide that the absent judge may appoint an attorney who has the requisite qualifications for a juvenile judge; to provide that if the absent judge from an incapacity is unable to appoint an attorney, the judge or judges of the juvenile court shall appoint one; to provide that an attorney so appointed shall serve during the entire absence and shall receive the same salary as the absent judge; to provide that the absent judge shall continue to receive all salary and other benefits, and otherwise to provide with respect thereto.

Be it enacted by the Legislature of Louisiana:

Section 1. Section 1598 of Title 13 of the Louisiana Revised Statutes of 1950 is hereby amended and reenacted to read as follows:

§1598. Absence of juvenile judge

Whenever a judge of the Juvenile Court for the Parish of Jefferson is on vacation or for any other reason is absent or prevented from performing his duties as judge for any cause, any judge of the Twenty-Fourth Judicial District Court may preside over the juvenile court and discharge the duties of the juvenile judge. In addition, if any judge of the juvenile court is going to be on vacation or is absent or unable to discharge his duties as a juvenile court judge for any other reason, then the judge that is to be absent may appoint an attorney having the requisite qualifications for the office of juvenile court judge to act in his stead and discharge all of the duties incumbent upon a juvenile court judge. If a judge of juvenile court is absent or unable to perform his duties because of an incapacity and this incapacity makes it impossible for that judge to appoint an attorney to serve in his place, then the judge or judges of juvenile court shall appoint an attorney of appropriate qualifications to serve for the incapacitated judge. Any attorney appointed as judge ad hoc of the juvenile court shall serve during the entire absence of the judge he represents and shall be paid the same salary as the judge he is replacing, it being understood that the absent judge will continue to receive his normal salary and economic benefits set forth by law.

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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.

Approved by the Governor: July 18, 1979.
Published in the Official Journal of the State: August 13, 1979.

A true copy:

PAUL J. HARDY
Secretary of State.

ACT No. 642
Senate Bill No. 218.
By: Messrs. Jumonville, Gerald, Sevario and Landry and Representative Kimball.

AN ACT

To amend Title 45 of the Louisiana Revised Statutes of 1950 by adding thereto a new Section to be designated as R.S. 45:793.1, relative to storage and maintenance of toxic gases, to require plants and industrial facilities storing or maintaining toxic substances on their premises to submit emergency plans; to provide penalties for noncompliance; and otherwise to provide with respect thereto.

Be it enacted by the Legislature of Louisiana:

Section 1. Section 793.1 of Title 45 of the Louisiana Revised Statutes of 1950 is hereby enacted to read as follows:

§793.1. Submission of emergency plans; penalties

A. Each plant or industrial facility located within the state of Louisiana wherein any toxic substance is regularly manufactured, stored or maintained in quantities capable of escaping the boundaries or perimeters of such plant or industrial facility in sufficient concentrations to cause death or serious bodily harm to persons outside said boundaries or perimeters shall prepare and submit an emergency plan for immediate notification of the proper public safety authority. Said plan shall be put into effect upon the release of such toxic substance beyond said boundaries or perimeters. The plan shall be submitted to the secretary of the Department of Public Safety...