

The following ordinance was presented by Anson Toups, who moved its adoption, and was seconded by Adam Gisclair.

ORDINANCE NO. 17

AN ORDINANCE MAKING IT UNLAWFUL FOR ANYONE TO OPPOSE ANY MEMBER OR OFFICER (AS DEFINED IN THIS ORDINANCE) OF THE HARBOR POLICE (AS DEFINED IN THIS ORDINANCE) IN MAKING AN ARREST, TO MAKE AN ESCAPE FROM SUCH OFFICER, TO RESCUE OR ATTEMPT TO RESCUE ANY PRISONER FROM SUCH OFFICER, TO OBSTRUCT, HINDER OR UNLAWFULLY INTERFERE WITH SUCH OFFICER, OR WANTONLY TO CURSE OR REVILE OR TO USE OBSCENE OR OPPROBRIOUS LANGUAGE TOWARD OR WITH REFERENCE TO ANY OFFICER OR MEMBER OF SAID HARBOR POLICE, AND TO PROVIDE PENALTIES FOR THE VIOLATION THEREOF.

BE IT ORDAINED, by the Board of Commissioners of the Greater Lafourche Port Commission:

Section 1. That whenever in this ordinance the phrase "Harbor Police" is used, it shall be constructed to mean and embrace the Port and Harbor Police of the Board of Commissioners of the Greater Lafourche Port Commission, an Agency of the State of Louisiana.

Section 2. That wherever in this ordinance the word "officer" or "member" is used, it shall be construed to mean and embrace any officer or member of the Port and Harbor Police of the Board of Commissioners of the Greater Lafourche Port Commission, an Agency of the State of Louisiana.

Section 3. That resisting an officer is the intentional opposition, resistance to, or obstruction of, an individual acting in his official capacity and authorized by law to make a lawful arrest or seizure of property or to serve any lawful process or court order, when the offender knows or has reason to know that the person arresting, seizing property or serving process is acting in his official capacity.

Section 4. That it shall be unlawful for any person, by word or action to resist an officer or to incite, induce, suggest or otherwise persuade or attempt to persuade any person to resist an officer.

Section 5. That escape is the intentional departure of a person from lawful custody of any officer or from any place where he is lawfully detained by any officer.

Section 6. That it shall be unlawful for any person under arrest, sentence of court or detained by order of court to escape.

Section 7. That it shall be unlawful and a breach of the peace for any person to rescue or attempt to rescue any prisoner and within the custody of any officer within the terms of this section from the moment that the officer has laid his hands on him with the intention of arresting him.

Section 8. That it shall be unlawful and shall be considered a breach of the peace for any person willfully to obstruct, hinder or unlawfully interfere with any member of the Harbor Police while in the performance of his duty.

Section 9. That it shall be unlawful and breach of the peace for any person wantonly to curse or revile, or to use obscene or opprobrious language toward or with reference to any member of the Harbor Police while in the actual performance of his duty.

Section 10. That any person violating any of the provisions of this ordinance shall on conviction, be fined not more than Five Hundred Dollars (\$500.00), or imprisoned for not more than six (6) months in the Parish Prison, or both, in the discretion of the court having jurisdiction.

Section 11. That this ordinance shall take effect on, and be enforceable on and after 8:00 A.M., August 28, 1972.

Section 12. That if any clause, sentence, paragraph or portion of this ordinance shall, for any reason, be declared illegal or unconstitutional, such declaration shall not affect the validity of any other section, sentence, paragraph or portion of this ordinance, which shall remain in full force and effect.

Section 13. That all ordinances, or parts of ordinances in conflict or inconsistent herewith be, and the same are hereby repealed.

This ordinance having been submitted in writing, having been read and adopted by sections at a public meeting of said Commission was then submitted to an official vote as a whole, the vote thereon being as follows:

Yeas: Antoine Estay, Irvin Melancon, Jr., Harrison Cheramie, Jr.,

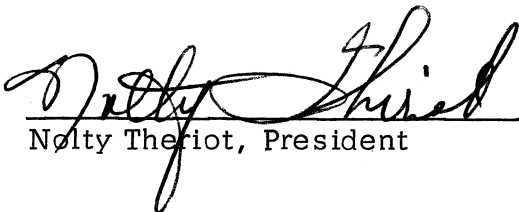
Adam Gisclair, Anson Toups

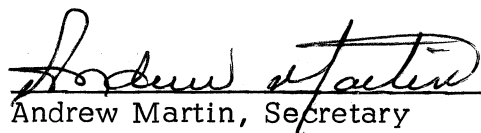
Nays: None

Absent: Nolty Theriot, Andrew Martin, Tomey Doucet, Loyman

Terrebonne

And the ordinance was declared adopted on this 14th day of August, 1972.


Nolty Theriot, President


Andrew Martin, Secretary