

ACT No. 107

Regular Session, 2004

HOUSE BILL NO. 811

BY REPRESENTATIVE HAMMETT AND SENATORS ADLEY AND MALONE

1 AN ACT

2 To amend and reenact R.S. 32:1510(A)(3), relative to hazardous materials transportation; to
3 exempt oil transporters from reporting certain incidents to the office of state police;
4 and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 32:1510(A)(3) is hereby amended and reenacted to read as follows:

7 §1510. Reporting of incidents, accidents, and cleanups

8 A. Each person involved in an incident, accident, or the cleanup of an
9 incident or accident during the transportation, loading, unloading, or related storage
10 in any place of a hazardous material subject to this Chapter shall report immediately
11 by telephone to the department if that incident, accident, or cleanup of an incident or
12 accident involves:

13 * * *

14 (3)(a) A continuing danger to life, health, or property at the place of
15 the incident or accident under any of the following circumstances:

16 (i) The incident or accident results in the release of a hazardous material, as
17 defined in Title 49 of the Code of Federal Regulations.

18 (ii) As a result of the incident or accident, a bulk package of a regulated
19 hazardous material as defined in Title 49 of the Code of Federal Regulations, comes
20 to rest at an angle forty-five degrees or more from the upright position.

21 (iii) It is deemed necessary to transfer a hazardous material, as defined in
22 Title 49 of the Code of Federal Regulations, from one bulk package to another bulk
23 package on a public highway or within 500 feet of an inhabited building.

