

ORDINANCE NO. 1503

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 13 OF THE CODE OF THE CITY OF MESQUITE BY ADDING A SECTION 13-17 THERETO PROHIBITING THE INTENTIONAL INHILATION OF CERTAIN TOXIC CHEMICALS; BY PROVIDING A PENALTY NOT TO EXCEED TWO HUNDRED (\$200.00) DOLLARS; BY PROVIDING A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.

WHEREAS, the intentional introduction of toxic chemicals into the respiratory and circulatory system can and does create harmful and often permanent damage to vital human organs, and

WHEREAS, it is vital to the health, safety, and welfare of the inhabitants of the City of Mesquite and particularly those of juvenile age, that such intentional and harmful practice be discouraged and eliminated to the fullest extent possible,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

SECTION 1. That Chapter Thirteen of the Code of the City of Mesquite, Texas be, and is hereby amended by adding a Section 13-17 thereto, said Section to read as follows:

"Sec. 13-17. INHILATION OF CHEMICALS.

(a) It shall be unlawful for any person to intentionally or knowingly inhale or otherwise introduce into his respiratory or circulatory system, with the intent of becoming intoxicated, elated, dazed, paralyzed or irrational, the vapors of any substance which contains any ingredient reasonably calculated to cause such elated, dazed, paralyzed or irrational state including but not limited to the following chemical elements:

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| (1) Acetone | (11) Chloroethene |
| (2) Amyl acetate | (12) Chloroform |
| (3) Aniline | (13) Cresylic acid |
| (4) Aromatic thinners | (14) Cyclohexanone |
| (5) Benzol or Benzene | (15) Diethanolamine |
| (6) Butyl acetate | (16) Ethyl alcohol |
| (7) Butyl alcohol | (17) Ethanol |
| (8) Carbon disulphide | (18) Ethyl acetate |
| (9) Carbon tetrachloride | (19) Ethylene dichloride |
| (10) Chlorinated hydrocarbons | (20) Hexane |

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| (21) Isopropanol | (32) Perchloroethylene |
| (22) Isopropyl alcohol | (33) Phenols |
| (23) Isopropyl acetate | (34) Propylene dichloride |
| (24) Methyl "cellosolve" acetate | (35) Toluol or Toluene |
| (25) Methyl chloroform | (36) Trichlorobenzene |
| (26) Methyl Isobutyl Ketone | (37) Trichloroethylene |
| (27) Methylene chloride | (38) Trichlorotrifluoroethane |
| (28) Monochlorobenzene | (39) Tricresyl phosphate |
| (29) Monoethanolamine | (40) Triethanolamine |
| (30) Napthenes | (41) Xylol or Xylene |
| (31) Orthodichlorobenzene | |

(b) Provided that nothing in this section shall be interpreted as applying to the inhalation of any anesthesia for medical or dental purposes administered by or under the direct supervision of a licensed physician, dentist, anesthesiologist or medical technician."

SECTION 2. That any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction in Municipal Court shall be subject to a fine not to exceed Two Hundred (\$200.00) Dollars for each offense.

SECTION 3. Should any word, phrase, sentence, paragraph, or section of this ordinance be held to be invalid or unconstitutional the remaining provisions of this ordinance shall remain in full force and effect.

SECTION 4. The fact that the City of Mesquite has no ordinance prohibiting the intentional inihilation of certain toxic chemical elements creates an urgency and an emergency for the preservation of the public interest and welfare and requires that this ordinance shall take effect immediately from and after its passage and publication as the law in such cases provides.

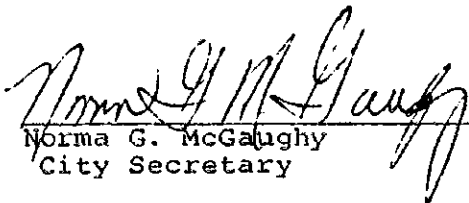
DULY PASSED by the City Council of the City of Mesquite, Texas, on the 7th day of May, A.D., 1979.



 B. J. SMITH
 MAYOR

ATTEST:

APPROVED AS TO FORM:



 Norma G. McGaughy
 City Secretary

 Elland Archer
 City Attorney