

2020 Regular Session
HOUSE BILL NO. 453
BY REPRESENTATIVE HILFERTY

ACT No. 106

1 AN ACT

2 To amend and reenact Children's Code Article 910, relative to modification of dispositions;
3 to provide relative to a motion to modify a disposition; to require the motion to be
4 served upon all parties; to provide relative to the circumstances under which a
5 contradictory hearing is required; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. Children's Code Article 910 is hereby amended and reenacted to read as
8 follows:

9 Art. 910. Modification procedure; generally applicable

10 A. Except as specially provided ~~hereinafter~~ in Articles 911 through 916, a
11 motion for modification may be filed by the district attorney, the child, his parents,
12 the custodian of the child, a probation officer, or the court. A motion for
13 modification shall be in writing and shall set forth in plain and concise terms the
14 facts supporting the modification. A motion for modification shall be served upon
15 all parties at least three days prior to the hearing unless waived by the parties.

16 B. Any motion ~~to modify~~ for modification may be denied without a hearing.

17 C. ~~Except as provided in Article 897.1, when the motion to modify seeks the~~
18 ~~imposition of less restrictive conditions, the court may modify a judgment without~~
19 ~~a contradictory hearing.~~ Except as provided by Paragraph B of this Article, a motion
20 for modification shall be tried at a contradictory hearing unless waived by the
21 parties.

1 D. ~~When the motion to modify seeks the imposition of more restrictive~~
2 ~~conditions, the court shall conduct a contradictory hearing, except upon the waiver~~
3 ~~of the parties.~~

4 E. A judgment of disposition shall not be modified to release a child from
5 the custody of a public or private mental institution or an institution for persons with
6 mental illness without three days prior notice to the district attorney and the
7 institution.

8 F.E. If a judgment of disposition is modified, a copy of the minute entry
9 reflecting the modification shall be served upon the district attorney, the child, his
10 parent, and any person, institution, or agency to whom custody of the child is
11 assigned.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____

SENATE BILL NO. 433

BY SENATOR MIZELL AND REPRESENTATIVES AMEDEE, ROBBY CARTER,
ECHOLS, FRIEMAN, HODGES, MIKE JOHNSON, GREGORY
MILLER AND PRESSLY

1 AN ACT

2 To amend and reenact Children's Code Article 609(A)(1), relative to child abuse reporting
3 and investigation; to provide that a mandatory reporter of child abuse has cause to
4 suspect abuse if a child under the age of thirteen is pregnant; and to provide for
5 related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. Children's Code Article 609(A)(1) is hereby amended and reenacted to
8 read as follows:

9 Art. 609. Mandatory and permitted reporting; training requirements

10 A. With respect to mandatory reporters:

11 (1)~~(a)~~ Notwithstanding any claim of privileged communication, any
12 mandatory reporter who has cause to believe that a child's physical or mental health
13 or welfare is endangered as a result of abuse or neglect or that abuse or neglect was
14 a contributing factor in a child's death shall report in accordance with Article 610.

15 **(b) For purposes of this Article, the pregnancy of a child under the age**
16 **of thirteen years shall constitute cause to consider whether the child has been**
17 **abused.**

18 Section 2. This Act shall become effective upon signature by the governor or, if not
19 signed by the governor, upon expiration of the time for bills to become law without signature
20 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If

1 vetoed by the governor and subsequently approved by the legislature, this Act shall become
2 effective on the day following such approval.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____

2020 Regular Session
HOUSE BILL NO. 417
BY REPRESENTATIVE JAMES

ACT No. 146

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AN ACT

To amend and reenact Children's Code Article 406(A), relative to costs and fees in juvenile cases; to provide relative to the authority of the court to waive costs and fees in juvenile cases; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Children's Code Article 406(A) is hereby amended and reenacted to read as follows:

Art. 406. Waiver of court costs and fees

A. In its discretion, the court may waive costs and fees to the extent that a party is unable to pay such costs and fees due to poverty or lack of means or for any other reason determined by the court.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____

ACT No. 272

HOUSE BILL NO. 474

BY REPRESENTATIVES FREEMAN, WRIGHT, BAGLEY, BRYANT, CARPENTER, WILFORD CARTER, COUSSAN, DAVIS, DUPLESSIS, GREEN, TRAVIS JOHNSON, LANDRY, LARVADAIN, MARCELLE, MOORE, NEWELL, PIERRE, SELDERS, STAGNI, THOMPSON, WHITE, AND WILLARD

1 AN ACT

2 To amend and reenact Children's Code Article 603.1, relative to mandatory reporters of
3 child abuse and neglect; to provide relative to the training requirements for certain
4 mandatory reporters; to require teaching and child care providers to complete an
5 annual training on mandatory reporter laws; to provide for the retention of records
6 of completion; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. Children's Code Article 603.1 is hereby amended and reenacted to read
9 as follows:

10 Art. 603.1. Required education; reporting child abuse

11 A. ~~Commencing May 1, 2006, every~~ Every person graduating from any
12 teacher preparation program in Louisiana shall have had in his curriculum instruction
13 on the requirements of and how to report suspected child abuse cases pursuant to
14 Children's Code Article 601 et seq., as well as instruction on how to identify the
15 signs and symptoms of child neglect and abuse, including sexual abuse, in order to
16 receive his teacher certification.

17 B. Teaching or child care providers as defined by Article 603 of this Code
18 shall complete an online training course provided by the Department of Children and
19 Family Services between June first and August thirty-first annually. A record of
20 completion of the course by the teaching or child care provider shall be provided to
21 and retained by each entity at which the teaching or child care provider is employed.
22 The entity at which the teaching or child care provider is employed shall retain a list

1 of all teaching or child care providers who have not complied with the training
2 requirements provided in this Article.

3 Section 2. This Act shall become effective upon signature by the governor or, if not
4 signed by the governor, upon expiration of the time for bills to become law without signature
5 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
6 vetoed by the governor and subsequently approved by the legislature, this Act shall become
7 effective on the day following such approval.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____