

ACT No. 84

2016 Regular Session

HOUSE BILL NO. 237

BY REPRESENTATIVES WILLMOTT, AMEDEE, BACALA, BAGNERIS, BARRAS, BILLIOT, BOUIE, BROADWATER, CHAD BROWN, TERRY BROWN, CARPENTER, ROBBY CARTER, STEVE CARTER, CHANEY, COX, DAVIS, DEVILLIER, EDMONDS, FALCONER, GISCLAIR, LANCE HARRIS, HILL, HOFFMANN, HOWARD, HUNTER, JACKSON, JEFFERSON, MIKE JOHNSON, NANCY LANDRY, LEBAS, LEGER, LYONS, MAGEE, MARCELLE, MIGUEZ, NORTON, POPE, PUGH, REYNOLDS, RICHARD, SCHRODER, SMITH, WHITE, AND ZERINGUE AND SENATOR BARROW

1 AN ACT

2 To enact Children's Code Articles 1160(A)(1)(c) and 1161, relative to duties of the
3 Department of Children and Family Services with respect to the Safe Haven Law;
4 to establish and provide for an official Safe Haven symbol; to provide for purposes
5 and uses of the symbol; to provide for promulgation of rules; and to provide for
6 related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. Children's Code Articles 1160(A)(1)(c) and 1161 are hereby enacted to
9 read as follows:

10 Art. 1160. Additional regulations; Administrative Procedure Act; reporting

11 A. The department, in accordance with the Administrative Procedure Act,
12 shall promulgate all rules and regulations necessary to carry out the provisions of this
13 Chapter, including but not limited to the following:

14 (1) Notice to the public of the existence of designated emergency care
15 facilities and the use of safe havens through the following actions:

16 * * *

17 (c)(i) Promulgation of the image that shall constitute the official Safe Haven
18 symbol in accordance with Article 1161 of this Chapter.

19 (ii) Transmittal of an electronic version of the Safe Haven symbol to any
20 designated emergency care facility upon request.

1 (iii) Production and distribution to designated emergency care facilities of
 2 signage bearing the Safe Haven symbol, subject to availability of funding for this
 3 purpose.

4 * * *

5 Art. 1161. Official Safe Haven symbol

6 A. The legislature hereby creates an official Safe Haven symbol for use in
 7 identifying to the public those sites which are classified as designated emergency
 8 care facilities pursuant to the provisions of this Chapter, and for any other use which
 9 the department deems necessary or advantageous in fulfilling the purposes set forth
 10 in this Chapter. The design and promulgation of the symbol shall be in accordance
 11 with the provisions of this Article.

12 B.(1) The general design of the Safe Haven symbol shall be as follows: Two
 13 solid lines, each oriented diagonally, meeting to form an apex in the style of a gable
 14 roof; superimposed upon and just underneath the image of the roof being a stylized
 15 figure symbolic of an infant, oriented almost horizontally, consisting of a circle
 16 representing the infant's head proximate to or adjoining an oval representing the
 17 infant's body; superimposed upon and just underneath the figure of the infant being
 18 a stylized figure symbolic of the lower two-thirds of an arm and a hand of a person,
 19 oriented almost horizontally and opposite the direction in which the infant's head
 20 lies, with the figure of the arm bent in curvilinear form upward from the position of
 21 the elbow in a cradling posture; the design elements, collectively, giving the
 22 appearance of an infant cradled in the arm of a person under the shelter of a roof. The
 23 color of these design elements shall be black.

24 (2) The department shall promulgate in rule the image that shall constitute
 25 the official Safe Haven symbol.

26 C. The department is hereby authorized, but is not required, to produce
 27 electronic and physical copies of the Safe Haven symbol with any of the following
 28 features individually or in any combination:

29 (1) Text reading "SAFE BABY SITE" in all capital letters appearing above
 30 the symbol.

1 (2) A background that is either white or a shade of yellow typically used for
2 traffic warning signs indicating necessity of caution.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____