

ACT No. 642

2016 Regular Session

HOUSE BILL NO. 719

BY REPRESENTATIVE HODGES

1 AN ACT

2 To amend and reenact Children's Code Article 1431(D) and to enact Children's Code Article
3 1427(C), relative to minors who are mentally ill or suffering from substance abuse
4 and in need of immediate medical treatment; to provide relative to procedures
5 pursuant to issuance of a physician's emergency certificate for treatment of a minor;
6 to provide relative to transportation of a child in whose name an emergency
7 certificate has been issued; to authorize certain persons to accompany the child
8 during such transportation; and to provide for related matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. Children's Code Article 1431(D) is hereby amended and reenacted and
11 Children's Code Article 1427(C) is hereby enacted to read as follows:

12 Art. 1427. Authority to transport and detain

13 * * *

14 C.(1) In addition to other persons authorized by this Article to transport to
15 a treatment facility a child in whose name an emergency certificate has been issued,
16 any of the following persons may also accompany the child during such
17 transportation:

18 (a) A parent, including a foster parent, subject to the conditions of
19 Subparagraph (2) of this Paragraph.

20 (b) A legal guardian.

21 (c) A Department of Children and Family Services case worker.

1 (2) A biological parent of a child in foster care shall accompany the child
2 only if approved by the Department of Children and Family Services.

3 * * *

4 Art. 1431. Coroner's examination; emergency certificate

5 * * *

6 D. If the examining physician determines that the provisions of this Article
7 are met, he shall execute an emergency certificate and shall transport or cause to be
8 transported the minor named in the emergency certificate to a treatment facility in
9 accordance with the provisions of Article 1427.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____