

Regular Session, 2010

SENATE BILL NO. 137

BY SENATOR QUINN

CRIME/PUNISHMENT. Provides with respect to the crime of neglect of family. (8/15/10)

1 AN ACT

2 To amend and reenact R.S. 14:74(A)(3), relative to criminal neglect of family; to provide
3 for the definition of "necessitous circumstances" and to provide for related matters.

4 Be it enacted by the Legislature of Louisiana:

5 Section 1. R.S. 14:74(A)(3) is hereby amended and reenacted to read as follows:

6 §74. Criminal neglect of family

7 A.(1) * * *

8 (3) For purposes of this Subsection, the factors considered in determining
9 whether "necessitous circumstances" exist are food, shelter, clothing, health, and
10 with regard to minor children only, **the failure to pay child support obligation in**
11 **accordance with law for a period longer than six months,** adequate education,
12 including but not limited to public, private, or home schooling, and comfort.

13 * * *

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Michael Bell.

DIGEST

Present law considers the following factors whether "necessitous circumstances" exist are food, shelter, clothing, health, and with regard to minor children only, adequate education, including but not limited to public, private, or home schooling, and comfort.

Proposed law maintains present law factors and adds failure to pay child support obligation in accordance with law for a period longer than six months as a factor to consider as a "necessitous circumstance" with regard to minor children only.

Effective August 15, 2010.

(Amends R.S. 14:74(A)(3))