

SENATE BILL NO. 40

BY SENATORS MCMATH, BARROW, LUNEAU AND MIZELL

1 AN ACT

2 To enact R.S. 46:286.2, relative to protections for foster children; to provide for special
3 identification cards for children in foster care; to provide for an effective date; and
4 to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 46:286.2 is hereby enacted to read as follows:

7 **§286.2. Children in foster care; identification card; photograph**

8 **A. Except as provided in Subsection B of this Section, for a child placed**
9 **into foster care, as defined in Children's Code Article 603, the Department of**
10 **Children and Family Services shall obtain one of the following no later than**
11 **ninety days after the placement of the child in the custody of the state:**

12 **(1) For a child age fourteen or older, a special identification card issued**
13 **for the child pursuant to R.S. 40:1321.**

14 **(2) For a child younger than age fourteen or a child who does not qualify**
15 **for a special identification card, a photograph of the child.**

16 **B. If the Department of Children and Family Services is unable to**
17 **comply with the provisions of Subsection A of this Section due to the child's**
18 **incarceration, elopement, physical or mental disability, or specialized placement**
19 **where the child cannot be transported, or upon approval of the court, the**
20 **department shall obtain the special identification card or photograph no later**
21 **than ninety days from the date the condition preventing compliance ceases to**
22 **exist.**

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

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____