

SENATE BILL NO. 403

BY SENATOR MORRISH

AN ACT

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To amend and reenact R.S. 40:2852(D) and to repeal R.S. 40:2852(E), relative to facilities providing housing or temporary residence for individuals arrested for commission of a crime; to remove accreditation requirement; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 40:2852(D) is hereby amended and reenacted to read as follows:

§2852. Facilities providing housing or temporary residence to individuals referred by judicial agencies

* * *

~~D. All facilities shall be accredited by the American Correctional Association within twenty-four months of opening as a judicial agency referral residential facility and shall maintain accreditation by the American Correctional Association at all times thereafter.~~

E. For the purposes of this Chapter, "judicial agency" means the district court and officers thereof, including the district judge, the prosecutor and district attorneys. However, no sheriff or sheriff's department of any parish in this state shall be deemed to be a judicial agency pursuant to this Chapter. Judicial agency referral residential facilities shall not participate in sheriffs' work release programs nor shall they receive funding from the state. **The owner of a facility providing housing or temporary residence to individuals referred by judicial agencies shall not employ any person referred by a judicial agency to any temporary housing or residence facility, including his own.**

Section 2. R.S. 40:2852(E) is hereby repealed in its entirety.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____