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 DIGEST

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## DIGEST

Martiny (SB 114)

Present law authorizes any parish coroner or judge of a court of competent jurisdiction to order a person to be taken into protective custody and transported to a treatment facility or to the office of the coroner for immediate examination when a peace officer or other credible person executes a statement under private signature specifying that, to the best of his knowledge and belief and personal observations, the person is mentally ill or suffering from substance abuse and is in need of immediate treatment to protect the person or others from physical harm.

Proposed law retains present law and further authorizes a statement to be made by video conferencing in Jefferson Parish between an affiant who is present at a law enforcement agency physically located in Kenner, Jean Lafitte, or Grand Isle and the coroner's office. Provides that if the affiant is credible, a qualified staff of the coroner's office shall complete the order for protective custody form and fax it to the law enforcement agency. Provides that if the statement meets the affiant's approval, the affiant sign the statement which shall be witnessed on video and by a peace officer and immediately faxed to the coroner's office for the coroner's signature. Requires the original signed form to be sent to the coroner's office.

Present law provides that a petition to obtain an order authorizing involuntary outpatient treatment may be initiated by certain persons.

Proposed law retains present law and adds to the list of persons who may initiate such a petition any interested person through counsel when there is written concurrence by the coroner in the jurisdiction in which the person is found.

Effective August 1, 2013.

(Adds R.S. 28:53.3 and 67(4))

Summary of Amendments Adopted by Senate
Committee Amendments Proposed by Senate Committee on Judiciary B to the original bill

1. Added qualification that the video conference be between a police station in Kenner, Jean Lafitte, or Grand Isle and the Jefferson Parish coroner's office.
2. Added requirement for coroner staff to complete form and fax to police station.
3. Added requirement for original signed form to be sent to coroner's office.

Summary of Amendments Adopted by Senate
Senate Floor Amendments to engrossed bill

1. Made Legislative Bureau changes.

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Civil Law and Procedure to the reengrossed bill.

1. Deleted duplicative provisions found in present law.
2. Added any interested person through counsel as a party who may file a petition for an order authorizing involuntary outpatient treatment when there is written concurrence of the coroner.
3. Made technical changes.