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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Jerry G. Jones.

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DIGEST

SB 9 Original

2021 Regular Session

Price

Present law (Ch.C. Art. 603) provides definitions of "abuse".

Proposed law revises present law to incorporate into the definition of "abuse" allegations of grounds that a child is in need of care.

Present law (Ch.C. Art. 680) provides for the evidence a court shall consider at a child in need of care disposition hearing.

Proposed law retains present law and additionally provides for the due process rights of the parties at a child in need of care disposition hearing.

Present law (Ch.C. Arts. 1022 and 1226) requires service on nonresident parents to be made by registered mail.

Proposed law retains present law and also authorizes service on nonresident parents to be made by certified mail.

Present law (R.S. 13:1139 and 1587.1(C), R.S. 15:1082, 1098.1(A), and 1099.1, R.S. 24:175(B) and 176(B), R.S. 44:3(A)(6), and R.S. 46:1251(B), 1901(B), 2411, and 2417(C)) refers to the Code of Juvenile Procedure.

Proposed law updates outdated references to the Code of Juvenile Procedure with correct references to the Children's Code and makes other technical corrections.

Present law (Ch.C. Art. 606) sets forth the grounds for a child to be determined to be in need of care.

Proposed law repeals certain grounds under present law as duplicative of the definition of "abuse" and directs the Law Institute to print an explanatory Comment.

Effective August 1, 2021.

(Amends Ch.C. Arts. 603(2)(e), 680, 1022, and 1226, R.S. 13:1139 and 1587.1(C), R.S. 15:1082, 1098.1(A), and 1099.1, R.S. 24:175(B) and 176(B), R.S. 44:3(A)(6), and R.S. 46:1251(B), 1901(B), 2411, and 2417(C); repeals Ch.C. Art. 606(A)(6)-(8))