

Regular Session, 2011

HOUSE BILL NO. 396

BY REPRESENTATIVE HOFFMANN

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

DISTRICT ATTORNEYS: Authorizes a district attorney to convene a multidisciplinary team in cases of prenatal addiction

1 AN ACT

2 To enact R.S. 40:1094, relative to pregnant women; to provide for the convening of a  
3 multidisciplinary team by a district attorney regarding the disposition of cases  
4 involving pregnant women who are abusing or addicted to alcohol or controlled  
5 dangerous substances; to provide for the makeup of the multidisciplinary team; to  
6 provide for definitions; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 40:1094 is hereby enacted to read as follows:

9 §1094. Prenatal addiction; district attorney multidisciplinary team

10 A. A district attorney may convene a multidisciplinary team to assist in  
11 making a determination of the appropriate disposition of a case where a pregnant  
12 woman is abusing or is addicted to controlled dangerous substances or alcohol to the  
13 extent that the unborn child is at risk of harm.

14 B. The multidisciplinary team shall include at least one person with training  
15 and experience in the treatment of addiction.

16 C. As used in this Section, "appropriate disposition" may include but shall  
17 not be limited to filing a petition for involuntary commitment as provided for in R.S.  
18 28:53 and 53.2 to a public facility or a private facility willing to accept the pregnant  
19 woman for treatment.

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DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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Hoffmann

HB No. 396

**Abstract:** Authorizes a district attorney to convene a multidisciplinary team regarding cases of pregnant women who are abusing alcohol and drugs.

Proposed law provides that a district attorney may convene a multidisciplinary team to assist in making a determination of the appropriate disposition of a case where a pregnant woman is abusing or is addicted to controlled dangerous substances or alcohol to the extent that the unborn child is at risk of harm. Requires at least one member of the team to have training and experience in the treatment of addiction.

Proposed law defines "appropriate disposition".

(Adds R.S. 40:1094)