

Regular Session, 2013

SENATE BILL NO. 114

BY SENATOR MARTINY

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

CORONERS. Provides relative to protective custody orders in Jefferson Parish. (8/1/13)

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AN ACT

To enact R.S. 28:53.3, relative to coroners; to provide relative to protective custody orders executed in Jefferson Parish by video conferencing; to require the signature of the affiant to be witnessed on the video; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 28:53.3 is hereby enacted to read as follows:

§53.3. Order for custody; grounds; teleconference; Jefferson Parish

Any parish coroner or judge of a court of competent jurisdiction may 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. The statement may be made by video conference with the coroner's office if the affiant is physically located in the city of Kenner or the towns of Jean Lafitte or Grand Isle and the signature of the affiant is witnessed

1 **on the video and immediately faxed to the coroner's office at the conclusion of**
2 **the interview.**

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Cathy R. Wells.

DIGEST

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 the statement to be made by video conferencing if the affiant is located in Kenner, Jean Lafitte, or Grand Isle and the signature of the affiant is witnessed on the video and immediately faxed to the coroner's office at the conclusion of the interview.

Effective Aug. 1, 2013.

(Adds R.S. 28:53.3)