

SENATE BILL NO. 96

BY SENATOR MORRISH

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AN ACT

To amend and reenact R.S. 40:2852, relative to judicial agency referral residential facilities; to provide for inspection and certification of judicial agency referral residential facilities; to provide for accreditation; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

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

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

A. Any facility, including pretrial diversion facilities, not otherwise required to be licensed by the Department of Health and Hospitals or the Department of Social Services, that provides housing or temporary residence for individuals who have been arrested for the commission of a crime **and** who are referred by any judicial agency, including the District Attorney's office, shall be regulated by rules adopted and enforced by the Department of Public Safety and Corrections for the operation of such facilities.

B. The rules shall include, but not be limited to, providing for the construction, standards of operation, and services provided for such facilities. **All rules shall be adopted in accordance with the Administrative Procedure Act.**

C. No facility shall provide housing or temporary residence to any individual and no judicial agency shall refer any individual to a facility providing housing or temporary residence until the Department of Public Safety and Corrections has adopted rules **and has inspected the facility and certified that the facility is in compliance with such rules** as provided for by this Section.

1 D. All ~~rules shall be adopted in accordance with the Administrative~~
2 ~~Procedure Act, and all~~ facilities shall be accredited by the American Correctional
3 Association within ~~eighteen~~ **twenty-four** months of opening ~~as~~ a judicial agency
4 referral residential facility **and shall maintain accreditation by the American**
5 **Correctional Association at all times thereafter.**

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____