

2021 Regular Session

HOUSE BILL NO. 383

BY REPRESENTATIVE STAGNI

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

CHILDRENS CODE: Amends the definition of "caretaker" in laws pertaining to child in need of care proceedings

1 AN ACT

2 To amend and reenact Children's Code Article 603(4), relative to child in need of care
3 proceedings; to provide for definitions; and to provide for related matters.

4 Be it enacted by the Legislature of Louisiana:

5 Section 1. Children's Code Article 603(4) is hereby amended and reenacted to read
6 as follows:

7 Art. 603. Definitions

8 As used in this Title:

9 * * *

10 (4)(a) "Caretaker" means any person legally obligated to provide or secure
11 adequate care for a child, including a parent, tutor, guardian, legal custodian, foster
12 home parent, an employee of a ~~public or private day care center~~ or an operator of an
13 early learning center as defined in R.S. 17:407.33, an operator or employee of a
14 registered family child day care home, an operator or employee of a restrictive care
15 facility, or other person providing a residence for the child. "Caretaker" also means
16 an adult who occupies a residence of a child and has a consistent and continuing
17 responsibility for the care of a child. "Caretaker" shall not include an operator or
18 employee of a correctional facility, detention facility, or nonresidential school.

19 (b) For the purposes of this Subparagraph, "restrictive care facility" means
20 a public or private licensed or unlicensed child care facility, group home, emergency

