
DIGEST

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HB 373 Original

2018 Regular Session

Johnson

Abstract: Authorizes the Dept. of Children and Family Services to seek judicial review of certain administrative decisions.

Present law (R.S. 49:950 et seq.—Administrative Procedure Act) provides procedures and requirements for adjudication proceedings by state agencies. Present law (R.S. 49:964) authorizes a person who is aggrieved by a final decision or order in an adjudication proceeding to seek judicial review. However, prohibits an agency from seeking judicial review pursuant to present law.

Proposed law retains present law, but provides an exception to authorize the Dept. of Children and Family Services to seek judicial review in appeals brought pursuant to present law (Ch. C. Art. 616.1.1) involving review by the division of administrative law of determinations by the department regarding reports alleging abuse or neglect.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 49:964(A)(2))