

2024 Regular Session

SENATE BILL NO. 414

BY SENATORS BASS AND TALBOT

CHILDREN. Authorizes the installation and use of newborn safety devices at infant relinquishment sites designated in the Safe Haven Law. (8/1/24)

1 AN ACT

2 To amend and reenact Children's Code Art. 1151(A)(1) and 1152(A)(2), relative to the
3 installation and use of newborn safety devices at infant relinquishment sites; to
4 authorize the installation of the devices at certain sites; to provide for requirements
5 for use of the devices; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. Children's Code Art. 1151(A)(1) and 1152(A)(2) are hereby amended and
8 reenacted to read as follows:

9 Art. 1151. Relinquishment of infants; defense to prosecution

10 A.(1) If a parent wishes to relinquish his infant, he may leave the infant in the
11 care of any employee of a designated emergency care facility or in a newborn safety
12 device that **is located in a designated emergency care facility that is staffed**
13 **continuously on a twenty-four hour basis, seven days a week, and three hundred**
14 **sixty-five days a year and** meets the specifications provided in Subparagraph (2) of
15 this Paragraph ~~and is physically located inside of a facility which is licensed as a~~
16 ~~hospital in accordance with the Hospital Licensing Law, R.S. 40:2100 et seq., and~~
17 ~~has an emergency department that is staffed twenty-four hours per day.~~

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Art. 1152. Designated emergency care facility, emergency medical service provider, firefighter, and law enforcement officer responsibilities; newborn safety devices authorized

A. * * *

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~~(2)(a) A designated emergency care facility that is a hospital licensed in accordance with the Hospital Licensing Law, R.S. 40:2100 et seq., which has an emergency department that is staffed twenty-four hours per day may install on its premises a newborn safety device in accordance with the requirements and specifications of Article 1151(A).~~

~~(b) A~~ **Each** designated emergency care facility that installs a newborn safety device as authorized by this Subparagraph shall be:

(a) Be responsible for the cost of the installation.

~~(b)(c) Each designated emergency care facility that installs a newborn safety device as authorized by this Subparagraph shall install~~ **Install** an adequate dual alarm system connected to the physical location of the newborn safety device. The facility shall ensure all of the following with respect to the alarm system:

(i) The system generates an audible alarm at a central location within the facility sixty seconds after the opening of the access door to the newborn safety device.

(ii) The system generates an automatic call to 911 if the alarm is activated and not turned off from within the facility less than sixty seconds after the commencement of the initial alarm.

(iii) The alarm system is tested at least one time per week to ensure that it is in working order.

(iv) The alarm system is visually checked at least two times per day to ensure that it is in working order.

~~(c)(d) Each designated emergency care facility that installs a newborn safety~~

