

Regular Session, 2014

HOUSE BILL NO. 228

BY REPRESENTATIVE JEFFERSON

CHILDREN/FOSTER CARE: Relative to criminal history of an adult living in a foster home

1 AN ACT

2 To amend and reenact R.S. 46:51.2(C), relative to criminal history; to provide for
3 consideration of criminal history of certain persons living in a foster home; to limit
4 consideration of certain drug-related convictions of adults living in a foster home to
5 those committed within the past five years; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 46:51.2(C) is hereby amended and reenacted to read as follows:

8 §51.2. Criminal history and central registry information

9 * * *

10 C. No child shall be newly placed in a foster home for temporary care,
11 except for emergency placement, or for adoption until it is determined that no adult
12 living in such home has been convicted of or pled nolo contendere to a crime listed
13 in R.S. 15:587.1(C); however, consideration of convictions under R.S. 40:966(A),
14 967(A), 968(A), 969(A), and 970(A) shall be limited to those committed within the
15 past five years.

16 * * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Jefferson

HB No. 228

Abstract: Limits consideration of certain drug-related convictions of persons living in a foster home to those committed within the past five years.

Present law (R.S. 46:51.2(C)) prohibits a child from being placed in a foster home for temporary care if an adult living in the home has been convicted of certain crimes.

Present law (R.S. 15:587.1(C)) provides a list of convictions of certain crimes to be considered relative to the care of children by certain persons, including convictions for the production, manufacturing, distribution, dispensing, or possession with the intent to produce, manufacture, distribute, or dispense a Schedule I, II, III, IV, or V controlled dangerous substance.

Proposed law retains present law but limits consideration of those drug convictions to those committed within the past five years.

(Amends R.S. 46:51.2(C))