
 DIGEST

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SB 81 Engrossed

2017 Regular Session

Bishop

Proposed law, regarding curatorship proceedings, defines "diligent effort to locate" to be efforts by the curator, under circumstances known to the curator, that are reasonably calculated to locate the absentee. Provides that these efforts may include review of court records, department records, law enforcement records, vital records, military records, directory assistance, internet search sites, and licensing agencies. Provides that publication is not required unless specifically provided in the Children's Code.

Present law (Ch.C. Art. 405) provides for payment of curator fees from the parish or other funds available to the court.

Proposed law delineates responsibility for payment of curator expenses and fees depending upon whether the petitioner is the state or a private party.

Proposed law, relative to procedures for unidentified parents, provides that it is not necessary to appoint a curator ad hoc for an unidentified father, including when no party to the proceedings or the mother, if not a party, is unable to identify the putative father.

Proposed law further provides grounds and procedures relative to termination of parental rights, right to counsel and service, and prehearing and scheduling conferences.

(Amends Ch.C. Arts. 405(A) and (B), 1016(A), and 1025.4(A)(2); Adds Ch.C. Arts. 116(4.1), 643(C), 1004(D)(6), 1015(10), and 1023(C))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Judiciary A to the original bill

1. Added language relative to unidentified parents and termination of parental rights, right to counsel and service, and prehearing and scheduling conferences.

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Civil Law and Procedure to the engrossed bill:

1. Add provisions specifying that it is not necessary to appoint a curator when the mother is unable to provide a first and last name of the putative father.