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The original instrument was prepared by Thomas L. Tyler. The following digest, which does not constitute a part of the legislative instrument, was prepared by McHenry Lee.

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DIGEST

SB 54 Reengrossed 2017 Regular Session Mizell

Present law (Ch.C. Art. 116) provides definitions.

Proposed law retains present law and expands the definition of "shelter care facility" to include temporary care or a safe house for sexually exploited children.

Present law (Ch.C. Art. 606) provides the grounds for a child in need of care proceeding.

Present law (Ch.C. Art. 622(B)) provides for the placement of children pending a custody hearing.

Proposed law provides for shelter care facilities for children who are victims of human trafficking or trafficking of children for sexual purposes.

Present law (Ch.C. Art. 725.1) provides definitions.

Proposed law revises definitions, including defining "department" from DPSC to DCFS.

Present law (Ch.C. Art. 725.2) provides safe houses for sexually exploited children.

Proposed law provides that the department shall identify and maintain a current listing of safe houses which are licensed residential homes that specialize in the provision of services to sexually exploited children, whether or not those facilities receive taxpayer funding. This listing shall be made available to courts, prosecutors, and other stakeholders involved in proceedings pertaining to an exploited child.

Present law (Ch.C. Art. 725.3) requires the department to develop protocols for delivery of services to victims.

Proposed law adds that a child who is a victim of human trafficking is a child in need of care.

Proposed law (Ch.C. Art. 725.4) provides for duties of law enforcement.

Proposed law (Ch.C. Art. 725.5) provides that DCFS shall be responsible for investigating reports of abuse or neglect where the abuser is believed to be a parent or caretaker, a person who maintains an interpersonal dating or engagement relationship with the parent or caretaker, or a person living in the same residence with the parent or caretaker as a spouse whether married or not. Further provides that the department must fully cooperate with law enforcement, prosecutors, and court staff in the investigation and prosecution of child sexual exploitation, including ensuring that all state,

federal, and community-based resources for sexually exploited children are known and available to the child.

Proposed law further provides that the department shall maintain a current listing of licensed residential homes that specialize in the provision of services to exploited children. This listing shall be made available to courts, prosecutors, law enforcement, and other stakeholders involved in proceedings pertaining to an exploited child.

Proposed law (Ch.C. Art. 725.6) requires all reports and records of exploitation to be kept confidential with a few exceptions.

Effective on August 1, 2017.

(Amends Ch.C. Arts. 116(25), 606(A)(intro para), 606(A)(7), 622(B)(intro para), and 725.1-725.3; adds Ch.C. Arts. 622(B)(5), and 725.4-725.6)

#### Summary of Amendments Adopted by Senate

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

1. Makes substantial revision of definitions and requirements.
2. Adds revision to R.S. 46:1403.1.

##### Senate Floor Amendments to engrossed bill

1. Makes revisions of definitions.
2. Removes exceptions to certain crimes for children who are victims of trafficking or exploitation.
3. Removes certain duties of law enforcement.
4. Removes protective custody provisions.
5. Changes the duties of DCFS.
6. Removes provision providing for the expungement of adjudications involving human trafficking victims.