

2018 Regular Session

HOUSE BILL NO. 110

BY REPRESENTATIVES HORTON AND STEFANSKI

CHILDREN/CUSTODY: Provides relative to the placement of children in the custody of the Dept. of Children and Family Services

1 AN ACT

2 To amend and reenact Children's Code Article 672(A), relative to the placement of children  
3 in custody of the Department of Children and Family Services; to provide relative  
4 to placement authority; to provide for a hearing; to provide relative to evidence; to  
5 provide for factors used in determining placement; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. Children's Code Article 672(A) is hereby amended and reenacted to read  
8 as follows:

9 Art. 672. Care and treatment by department

10 A.(1) Whenever custody of a child is assigned to the Department of Children  
11 and Family Services, ~~the child shall be assigned to the custody of the department~~  
12 ~~rather than to a particular placement setting.~~ ~~The department shall have sole~~  
13 ~~authority over the placement within its resources and sole authority over the~~  
14 ~~allocation of other available resources within the department for children judicially~~  
15 ~~committed to its custody~~ upon motion of a person with standing, the court shall  
16 conduct a hearing to determine the placement of the child.

17 (2) After a motion for a hearing is filed, it shall be heard within thirty days  
18 of filing but may be continued with good cause for up to an additional thirty days.  
19 The department shall make recommendations for the placement and may present  
20 evidence in support of a preferred placement. Other potential placements may be

