
DIGEST

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HB 373 Engrossed

2018 Regular Session

Johnson

Abstract: Authorizes the Dept. of Children and Family Services to seek judicial review of certain administrative decisions.

Present law (R.S. 49:950 et seq.—Administrative Procedure Act) provides procedures and requirements for adjudication proceedings by state agencies. Present law (R.S. 49:991 et seq.) provides generally that the division of administrative law handles adjudications. Provides procedures, requirements, and exceptions. Present law (R.S. 49:964 and 992) generally authorizes a person who is aggrieved by a final decision or order in an adjudication proceeding to seek judicial review. However, prohibits an agency from seeking judicial review pursuant to present law.

Proposed law retains present law, but provides an exception to authorize the Dept. of Children and Family Services to seek judicial review in appeals brought pursuant to present law (Ch. C. Art. 616.1.1) involving reports alleging abuse or neglect.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 49:964(A)(2) and 992(B)(3))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on House and Governmental Affairs to the original bill:

1. Add an exception to present law (R.S. 49:991 et seq.) to authorize the Dept. of Children and Family Services to seek judicial review in appeals of decisions by the division of administrative law brought pursuant to present law (Ch. C. Art. 616.1.1).