

SENATE BILL NO. 326

BY SENATOR BARROW

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AN ACT

To enact R.S. 9:335(A)(2)(c), relative to children; to provide relative to custody and visitation; to provide relative to declared disasters; to provide relative to joint custody decrees and implementation orders; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 9:335(A)(2)(c) is hereby enacted to read as follows:

§335. Joint custody decree and implementation order; **custody during an emergency or disaster**

A. * * *

(2) * * *

(c) The implementation order shall include a provision that when either party is required to evacuate this state with a minor child because of an emergency or disaster declared under the provisions of R.S. 29:721 et seq., or declared by federal authority and it becomes impossible for the parties to exercise custody as provided in the judgment, the parties shall engage in continuous communication regarding the safe evacuation of the child, the location of the child during and after the emergency or disaster, and an interim custody plan for the child until the custody provisions of the judgment can be resumed.

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Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If

1 vetoed by the governor and subsequently approved by the legislature, this Act shall become
2 effective on the day following such approval.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____