

SENATE BILL NO. 62

BY SENATOR MIZELL

1 AN ACT

2 To amend and reenact Children's Code Article 616.1.1, relative to appeals of determinations
3 of abuse and neglect; to provide for notice of a determination; to provide for notice
4 of appeal rights; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. Children's Code Article 616.1.1 is hereby amended and reenacted to read
7 as follows:

8 Art. 616.1.1. Appeal and review; correction of central registry entries; procedure

9 A. When a report alleging abuse or neglect is determined to be justified by
10 the department, the individual who is or was the subject of the determination may
11 make a formal written request to the division of administrative law for an
12 administrative appeal of the justified determination, in accordance with the
13 procedures set forth in Title 67 of the Louisiana Administrative Code.

14 **B. The department shall provide a written notice to the individual who**
15 **is or was the subject of the determination in clear, concise, and understandable**
16 **language that is easy to read, containing all of the following:**

17 **(1) An explanation of the determination by the department.**

18 **(2) An explanation of the consequences of the determination.**

19 **(3) The individual's right to an administrative appeal.**

20 **(4) The specific procedure for requesting an appeal, including the**
21 **deadline.**

22 **(5) The name and contact information of a department representative**
23 **the individual may contact for additional information.**

1 B.C. The department shall promulgate, in accordance with the Administrative
2 Procedure Act, all rules and regulations necessary to implement the provisions of this
3 Article.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____