

2025 Regular Session

LSLI Disposition Sheet for Title 46

Effective date is August 1, 2025 unless otherwise noted

<u>LSA-R.S.</u>	<u>Effect</u>	<u>Act No.</u>	<u>Section</u>	<u>Sp. Eff. Dt.</u>
√ 46:1(2)	Amend	478	13	10/01/2027 ✓
√ 46:1(4)	Amend	478	13	10/01/2027 ✓
√ 46:1(6)	Amend	478	13	10/01/2027 ✓
√ 46:18(A)	Amend	478	12	10/01/2025 ✓
√ 46:51(Intro.Par.)	Amend	477	15	10/01/2027 ✓
√ 46:51(2)	Repeal	477	18	10/01/2027 ✓
√ 46:51(14)	Repeal	477	18	10/01/2027 ✓
√ 46:51.2(A)(1)(b)	Amend	409	6	✓
√ 46:51.2(C)(1)(a)	Amend	261	4	✓
√ 46:51.3	Amend	477	15	10/01/2027 ✓
√ 46:52.1(A)	Amend	478	12	10/01/2025 ✓
√ 46:52.1(B)(1)(Intro.Par.)	Amend	478	12	10/01/2025 ✓
√ 46:52.1(B)(2)	Amend	478	12	10/01/2025 ✓
√ 46:52.1(B)(3)	Amend	478	12	10/01/2025 ✓
√ 46:52.1(C)	Repeal	478	17	10/01/2027 ✓
√ 46:52.1(D)	Repeal	478	17	10/01/2027 ✓
√ 46:52.1(E)	Repeal	478	17	10/01/2027 ✓
√ 46:52.1(F)	Repeal	478	17	10/01/2027 ✓
√ 46:54	Amend	478	13	10/01/2027 ✓
√ 46:55	Repeal	478	17	10/01/2027 ✓
√ 46:56(A)	Amend	478	13	10/01/2027 ✓
√ 46:56(B)(1)	Amend	478	13	10/01/2027 ✓
√ 46:56(F)(1)	Amend	409	6	✓
√ 46:56(F)(4)(c)	Amend	409	6	✓
√ 46:56(F)(10)(b)(i)	Amend	409	6	✓
√ 46:56(F)(11)	Amend	409	6	✓

✓	46:59	Amend	478	13	✓	10/01/2027	✓	
✓	46:60	Amend	478	13	✓	10/01/2027	✓	
✓	46:102	Repeal	478	17	✓	10/01/2027	✓	
✓	46:103	Repeal	478	17	✓	10/01/2027	✓	
✓	46:107(A)(1)	Amend	478	13	✓	10/01/2027	✓	
✓	46:107(E)	Enact	478	13	✓	10/01/2027	✓	
✓	46:112	Repeal	478	17	✓	10/01/2027	✓	
✓	46:114(A)	Amend	478	13	✓	10/01/2027	✓	
✓	46:114(B)	Amend	478	13	✓	10/01/2027	✓	
✓	46:114(C)(1)(Intro.Par.)	Amend	478	13	✓	10/01/2027	✓	
✓	46:114(C)(2)	Amend	478	13	✓	10/01/2027	✓	
✓	46:114(D)	Amend	478	13	✓	10/01/2027	✓	
DUAL PRINT	✓	46:114(E)(1)(Intro.Par.)	PRINT1 Amend	478	12	✓	<u>10/01/2025</u>	✓
	✓	46:114(E)(1)(Intro.Par.)	PRINT2 Amend	478	13	✓	<u>10/01/2027</u>	✓
	✓	46:114(E)(3)	Amend	478	12	✓	10/01/2025	✓
✓	46:114.1	Amend	478	12	✓	10/01/2025	✓	
✓	46:114.2	Amend	478	13	✓	10/01/2027	✓	
✓	46:114.3(A)	Amend	478	13	✓	10/01/2027	✓	
✓	46:114.3(B)	Amend	478	13	✓	10/01/2027	✓	
✓	46:114.4(D)	Amend	478	12	✓	10/01/2025	✓	
DUAL PRINT	✓	46:114.4(E)	Amend	478	12	✓	10/01/2025	✓
	✓	46:116	PRINT1 Amend	478	12	✓	<u>10/01/2025</u>	✓
✓	46:116	PRINT2 Amend	478	13	✓	<u>10/01/2027</u>	✓	
✓	46:121(1)(a)	Amend	137	6	✓			
✓	46:121(4)(Intro.Par.)	Amend	137	6	✓			
✓	46:122(B)(7)	Enact	241	1				
✓	46:122(B)(8)	Enact	241	1				
✓	46:122(C)	Enact	241	1				
✓	46:230.1(A)	Amend	478	13	✓	10/01/2027	✓	
✓	46:230.1(B)	Amend	478	13	✓	10/01/2027	✓	
✓	46:230.1(C)	Repeal	478	17	✓	10/01/2027	✓	

✓46:231(11)	-----Amend-----	478	-----13✓-----	10/01/2027✓
✓46:231(24)	-----Amend-----	478	-----13✓-----	10/01/2027✓
✓46:231.4(A)	-----Amend-----	478	-----13✓-----	10/01/2027✓
✓46:231.4(D)	-----Amend-----	478	-----13✓-----	10/01/2027✓
✓46:231.14(G)(3)	-----Repeal-----	478	-----17✓-----	10/01/2027✓
✓46:233.1(A)	-----Repeal-----	477	-----18✓-----	10/01/2027✓
✓46:233.1(B)	-----Repeal-----	477	-----18✓-----	10/01/2027✓
✓46:233.1(C)(Intro.Par.)	-----Amend-----	477	-----15✓-----	10/01/2027✓
✓46:233.1(D)(Intro.Par.)	-----Amend-----	477	-----15✓-----	10/01/2027✓
✓46:233.4	-----Enact-----	351	-----1-----	
✓46:234	-----Amend-----	478	-----12✓-----	10/01/2025✓
✓46:236	-----Amend-----	478	-----13✓-----	10/01/2027✓
✓46:236.1.1(3)	-----Amend-----	477	-----15✓-----	10/01/2027✓
✓46:236.1.4(E)	-----Amend-----	477	-----15✓-----	10/01/2027✓
✓46:236.1.8(D)	-----Amend-----	477	-----15✓-----	10/01/2027✓
✓46:236.3(A)(2)	-----Amend-----	477	-----15✓-----	10/01/2027✓
✓46:236.10(A)	-----Amend-----	477	-----15✓-----	10/01/2027✓
✓46:236.11(C)	-----Amend-----	477	-----15✓-----	10/01/2027✓
✓46:236.12(B)(1)	-----Amend-----	477	-----15✓-----	10/01/2027✓
✓46:236.14(D)(1)(Intro.Par.)	-----Amend-----	477	-----15✓-----	10/01/2027✓
✓46:236.15(A)(1)	-----Amend-----	477	-----15✓-----	10/01/2027✓
✓46:236.16	-----Amend-----	477	-----15✓-----	10/01/2027✓
✓46:237(A)	-----Amend-----	478	-----13✓-----	10/01/2027✓
✓46:237(E)	-----Amend-----	478	-----13✓-----	10/01/2027✓
✓46:237(F)	-----Amend-----	478	-----13✓-----	10/01/2027✓
✓46:237(G)	-----Amend-----	478	-----13✓-----	10/01/2027✓
✓46:238(B)	-----Amend-----	477	-----15✓-----	10/01/2027✓
✓46:238(C)	-----Amend-----	477	-----15✓-----	10/01/2027✓
✓46:238(D)	-----Amend-----	477	-----15✓-----	10/01/2027✓
✓46:238(E)(Intro.Par.)	-----Amend-----	477	-----15✓-----	10/01/2027✓
✓46:238(E)(7)	-----Amend-----	477	-----15✓-----	10/01/2027✓

√ 46:238(F)	-----Amend-----	477	----- 15-√-----	10/01/2027√
√ 46:281	-----Amend-----	477	----- 15-√-----	10/01/2027√
√ 46:301(A)(1)	-----Amend-----	478	----- 12-√-----	10/01/2025√
√ 46:301(A)(2)	-----Amend-----	478	----- 12-√-----	10/01/2025√
√ Heading, Subpt.E-4, Pt.II, Chpt.3	-----Amend-----	478	----- 12-√-----	10/01/2025√
√ 46:321(2)	-----Amend-----	478	----- 12-√-----	10/01/2025√
√ 46:321(3)	-----Amend-----	478	----- 12-√-----	10/01/2025√
√ 46:321(4)	-----Amend-----	478	----- 12-√-----	10/01/2025√
√ 46:321(5)	-----Amend-----	478	----- 12-√-----	10/01/2025√
√ 46:322(2)	-----Amend-----	478	----- 12-√-----	10/01/2025√
√ 46:322(3)	-----Amend-----	478	----- 12-√-----	10/01/2025√
√ 46:322(4)	-----Amend-----	478	----- 12-√-----	10/01/2025√
√ 46:322(5)	-----Amend-----	478	----- 12-√-----	10/01/2025√
√ 46:322(6)	-----Amend-----	478	----- 12-√-----	10/01/2025√
√ 46:323(Intro.Par.)	-----Amend-----	478	----- 12-√-----	10/01/2025√
√ 46:323(3)	-----Amend-----	478	----- 12-√-----	10/01/2025√
√ 46:323(4)	-----Amend-----	478	----- 12-√-----	10/01/2025√
√ 46:324(A)	-----Amend-----	478	----- 12-√-----	10/01/2025√
√ 46:324(B)	-----Amend-----	478	----- 12-√-----	10/01/2025√
√ 46:324(C)	-----Amend-----	478	----- 12-√-----	10/01/2025√
√ 46:324(D)	-----Amend-----	478	----- 12-√-----	10/01/2025√
√ 46:324(E)(Intro.Par.)	-----Amend-----	478	----- 12-√-----	10/01/2025√
√ 46:324(E)(1)	-----Amend-----	478	----- 12-√-----	10/01/2025√
√ 46:324(E)(2)(Intro.Par.)	-----Amend-----	478	----- 12-√-----	10/01/2025√
√ 46:325(Intro.Par.)	-----Amend-----	478	----- 12-√-----	10/01/2025√
√ 46:326	-----Amend-----	478	----- 12-√-----	10/01/2025√
√ 46:327	-----Amend-----	478	----- 12-√-----	10/01/2025√
√ 46:328	-----Amend-----	478	----- 12-√-----	10/01/2025√
√ 46:331(A)(1)	-----Amend-----	478	----- 12-√-----	10/01/2025√
√ 46:331(A)(2)	-----Amend-----	478	----- 12-√-----	10/01/2025√
√ 46:331(A)(3)	-----Amend-----	478	----- 12-√-----	10/01/2025√

✓	46:332	-----Amend-----	478	-----12	-----	10/01/2025	✓
✓	46:352(1)(a)	-----Amend-----	478	-----13	-----	10/01/2027	✓
✓	46:352(1)(b)	-----Amend-----	478	-----12	-----	10/01/2025	✓
✓	46:431	-----Amend-----	478	-----12	-----	10/01/2025	✓
✓	46:433(A)	-----Amend-----	478	-----12	-----	10/01/2025	✓
✓	46:434	-----Amend-----	478	-----12	-----	10/01/2025	✓
✓	46:437.3(Intro.Par.)	-----Amend-----	206	-----1	-----		
✓	46:437.3(7)	-----Repeal-----	206	-----2	-----		✓
✓	46:437.3(10)	-----Repeal-----	206	-----2	-----		✓
R ✓	46:437.3 ⁽⁹⁾ (11)	-----Amend-----	206	-----1	-----		
R ✓	46:437.3 ⁽¹³⁾ (14)	-----Amend-----	206	-----1	-----		
✓	46:437.3(15)	-----Repeal-----	206	-----2	-----		✓
✓	46:437.3(19)	-----Repeal-----	206	-----2	-----		✓
✓	46:437.3(24)	-----Repeal-----	206	-----2	-----		✓
R ✓	46:437.3 ⁽²⁵⁾ (29)	-----Amend-----	206	-----1	-----		
R ✓	46:437.1 ⁽¹⁰⁾ (31)	-----Enact-----	206	-----1	-----		
✓	46:437.5(B)	-----Amend-----	206	-----1	-----		
✓	46:437.6(D)	-----Enact-----	206	-----1	-----		
✓	46:437.7(E)	-----Enact-----	206	-----1	-----		
✓	46:438.1(A)	-----Amend-----	206	-----1	-----		
✓	46:438.1(C)(1)(a)	-----Amend-----	206	-----1	-----		
✓	46:438.1(C)(1)(b)	-----Amend-----	206	-----1	-----		
✓	46:438.3	-----Amend-----	206	-----1	-----		
✓	46:438.5(F)	-----Enact-----	206	-----1	-----		
✓	46:438.6(A)(2)	-----Repeal-----	206	-----2	-----		✓
✓	46:438.6(A)(3)	-----Repeal-----	206	-----2	-----		✓
✓	46:438.6(D)(3)	-----Amend-----	206	-----1	-----		
✓	46:438.7(3)	-----Amend-----	206	-----1	-----		
✓	46:438.8(B)(3)	-----Enact-----	206	-----1	-----		
✓	46:438.8(D)(2)	-----Repeal-----	206	-----2	-----		✓
✓	46:439.1(A)	-----Amend-----	206	-----1	-----		

✓46:439.1(D)	-----Amend-----	206	-----	1	
✓46:439.1(F)	-----Repeal-----	206	-----	2	✓
✓46:439.1(G)	-----Amend-----	206	-----	1	
✓46:439.2(A)(1)	-----Amend-----	206	-----	1	
✓46:439.2(A)(2)	-----Amend-----	206	-----	1	
✓46:439.2(A)(3)	-----Amend-----	206	-----	1	
✓46:439.2(A)(4)(b)	-----Amend-----	206	-----	1	
✓46:439.2(B)(1)	-----Amend-----	206	-----	1	
✓46:439.2(B)(2)	-----Amend-----	206	-----	1	
✓46:439.2(B)(3)	-----Amend-----	206	-----	1	
✓46:439.2(B)(4)(a)	-----Amend-----	206	-----	1	
✓46:439.2(B)(5)	-----Amend-----	206	-----	1	
✓46:439.2(E)	-----Amend-----	206	-----	1	
✓46:439.2(F)	-----Repeal-----	206	-----	2	✓
✓46:439.4(A)(1)	-----Amend-----	206	-----	1	
✓46:439.4(C)(2)	-----Amend-----	206	-----	1	
✓46:439.4(F)	-----Amend-----	206	-----	1	
✓46:439.4(G)	-----Amend-----	206	-----	1	
✓46:440.1(B)	-----Amend-----	401	-----	1	-----07/01/2025 ✓
✓46:440.1(C)	-----Amend-----	401	-----	1	-----07/01/2025 ✓
✓46:440.1(D)	-----Amend-----	401	-----	1	-----07/01/2025 ✓
✓46:440.1(E)	-----Amend-----	401	-----	1	-----07/01/2025 ✓
✓46:440.3	-----Repeal-----	206	-----	2	✓
✓46:440.21 (Subpt.F, Pt. VI-A, Chpt.3)	-----Enact-----	427	-----	1	-----06/20/2025 ✓
✓46:441	-----Amend-----	478	-----	13	-----10/01/2027 ✓
✓46:443	-----Amend-----	478	-----	13	-----10/01/2027 ✓
✓46:444	-----Amend-----	478	-----	13	-----10/01/2027 ✓
✓46:447	-----Amend-----	478	-----	13	-----10/01/2027 ✓
✓46:447.4	-----Enact-----	410	-----	2	✓

DUAL PRINT

✓46:450.1(A) --- PRINT1	Amend	478	12	✓	10/01/2025 ✓
✓46:450.1(A) --- PRINT2	Amend	478	13	✓	10/01/2027 ✓
✓46:450.1(B)(4)	Amend	478	12	✓	10/01/2025 ✓
✓46:450.1(B)(5)	Amend	478	12	✓	10/01/2025 ✓
✓46:450.1(C)(1)	Amend	478	12	✓	10/01/2025 ✓
✓46:450.1(C)(2)	Amend	478	12	✓	10/01/2025 ✓
✓46:460.1	Amend	478	13	✓	10/01/2027 ✓
✓46:460.4(A)	Amend	478	12	✓	10/01/2025 ✓
✓46:460.5(A)	Amend	478	13	✓	10/01/2027 ✓
✓46:460.7(A)	Amend	478	13	✓	10/01/2027 ✓
✓46:460.7(C)	Amend	478	13	✓	10/01/2027 ✓
✓46:460.8(A)(1)	Amend	478	13	✓	10/01/2027 ✓
✓46:460.8(B)	Amend	478	13	✓	10/01/2027 ✓
✓46:460.10	Amend	478	13	✓	10/01/2027 ✓
✓46:460.71(E)	Enact	293	1		06/11/2025 ✓

R

✓46:460.76.3	Enact	293	1		06/11/2025 ✓
✓46:460.76.7	Enact	440	1		
✓46:460.77.4	Enact	417	1		07/01/2025 ✓

DUAL PRINT

✓46:932(12) --- PRINT1	Amend	478	12	✓	10/01/2025 ✓
✓46:932(12) --- PRINT2	Amend	478	13	✓	10/01/2027 ✓

TRIPLE PRINT

✓46:936 --- PRINT1	Amend	478	12	✓	10/01/2025 ✓
✓46:936 --- PRINT2	Amend	478	13	✓	10/01/2027 ✓
✓46:936 --- PRINT3	Amend	478	14	✓	See Act ✓

✓46:977.24(A)(6)	Amend	294	1		
✓46:977.41 thru 977.43 (Pt. V, Chpt. 8)	Enact	228	1		
✓46:1002(A)	Amend	477	15	✓	10/01/2027 ✓
✓46:1002(B)(Intro. Par.)	Amend	477	15	✓	10/01/2027 ✓
✓46:1002(C)	Amend	477	15	✓	10/01/2027 ✓
✓46:1053(K)(1)	Amend	430	1		
✓46:1053(L)(1)	Amend	430	1		
✓46:1414.1(A)	Amend	409	6	✓	

√ 46:1606(A)	----- Amend -----	348	----- 1 -----	See Act
√ 46:1606(B)(1)	----- Amend -----	348	----- 1 -----	See Act
√ 46:1844(W)(2)(a)	----- Amend -----	230	----- 3 ✓	
√ 46:1847	----- Enact -----	370	----- 2 ✓	06/20/2025 ✓
√ 46:1848	----- Enact -----	370	----- 2 ✓	06/20/2025 ✓
√ 46:2136.2(F)	----- Amend -----	477	----- 15 ✓	10/01/2027 ✓
√ 46:2168.1	----- Enact -----	267	----- 2 ✓	
√ 46:2191 thru 2196 (Chpt.28-E)	----- Enact -----	225	----- 2 ✓	
√ 46:2592(1)	----- Amend -----	146	----- 2 ✓	06/08/2025 ✓
√ 46:2593	----- Amend -----	146	----- 2 ✓	06/08/2025 ✓
√ 46:2693 (Chpt.54-A)	----- Enact -----	392	----- 1 -----	06/20/2025 ✓

Approved by JJB on 8-6-25
(Attorney)

YW on 10/8/2025
(Revisor)

ACT 478
2025 Regular Session
Edit Sheet

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Classification RS 14

- NOTE §§ 18-21, 23-26
- COPY PGS 1-5, 58-63

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Classification RS 15

- NOTE §§ 18-21, 23-26
- COPY PGS. 1-3, 5-6, 58-63

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Classification RS 11

- NOTE §§ 18-21, 23-26
- COPY PGS. 1-4, 58-63

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Classification RS 23

- MERGE w/ACT 151
- NOTE §§ 18-22(A), 23-26,
+ 27(B)
- COPY PGS 1-3, 7-21, 58-63

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Edits To: RS 46 Pgs. 38, 42-44, 49, 51, 56

Note: -DUAL PRINTS IN §§ 12113

- NOTE §§ 18-21, 22(B), 23-26, + 27(B)
- COPY PGS. 1-3, 25-63

ACT 478

ENROLLED

2025 Regular Session

HOUSE BILL NO. 624

BY REPRESENTATIVES BERAULT, AMEDEE, BACALA, BAMBURG, BILLINGS, BOYER, BRYANT, BUTLER, CARLSON, CARRIER, CARVER, CHENEVERT, COATES, COX, DEWITT, DICKERSON, DOMANGUE, ECHOLS, EDMONSTON, EGAN, FIRMENT, FISHER, FREIBERG, GLORIOSO, HEBERT, HENRY, HORTON, ILLG, JACKSON, MIKE JOHNSON, KERNER, MANDIE LANDRY, TERRY LANDRY, LARVADAIN, MACK, MCMAKIN, MELERINE, OWEN, ROMERO, SCHAMERHORN, SCHLEGEL, SPELL, ST. BLANC, STAGNI, TAYLOR, THOMPSON, VENTRELLA, VILLIO, WALTERS, WILDER, WRIGHT, AND WYBLE AND SENATORS BASS, CARTER, CATHEY, EDMONDS, JENKINS, MCMATH, MIZELL, MYERS, OWEN, PRESSLY, WHEAT, AND WOMACK

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Edits To: ALL Pgs. _____

Note: - SEE ATTACHED EDIT SHEET

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18

AN ACT

To amend and reenact R.S. ~~11~~⁴⁷780(C)(3)(a)(i), R.S. ~~14~~⁴⁷68.2.1(A) and 74(D)(2), R.S. ~~15~~⁴⁷933.1, R.S. ~~17~~⁴⁷14.1(B)(1) and (C)(5), 3047.6(A), and 3914(M)(1), the heading of Chapter 1 of Title 23 of the Louisiana Revised Statutes of 1950, R.S. ~~23~~⁴⁷1, 2, 3, 6(introductory paragraph), (1), (2), (3), (7), and (15), 7, 12, 14, 17, 73(A)(1)(introductory paragraph), (a) through (c), and (d)(introductory paragraph) and (ii), (C), and (E)(2), 74, 75(A), (B), (C)(1), (D)(3)(a) and (b), and (E), 76(A), (B), and (C)(1), (2), and (8)(a), 78(introductory paragraph), (1), and (5), 1600(2) and (3)(a), 1693(I)(1)(introductory paragraph), (a), and (b)(introductory paragraph), (i), and (ii), (2), and (3) and (J), R.S. ~~36~~⁴⁷3(3), 4(A)(introductory paragraph) and (6), the heading of Chapter 7 of Title 36 of the Louisiana Revised Statutes of 1950, 301, 308(A) and (B), and 309 (A)(introductory paragraph), (B)(introductory paragraph), (C)(introductory paragraph), (D), and (E)(introductory paragraph), R.S. ~~46~~⁴⁷1(2), (4), and (6), 18(A), 52.1(A) and (B)(1)(introductory paragraph), (2), and (3), 54, 56(A) and (B)(1), 59, 60, 107(A)(1), 114(A), (B), (C)(1)(introductory paragraph) and (2), (D), and (E)(1)(introductory paragraph) and (3), 114.1, 114.2, 114.3(A) and (B), 114.4(D) and (E), 116, 230.1(A) and (B), 231(11) and (24), 231.4(A) and (D), 234, ~~the heading of Subpart E-4 of Part II of Chapter 3 and~~ 236, 237(A),(E),(F), and (G), 301(A)(1) and (2), 321(2) through (5), 322(2) through

1 (6), 323(introductory paragraph), (3), and (4), 324(A), (B), (C), (D), and
 2 (E)(introductory paragraph), (1), and (2)(introductory paragraph), 325(introductory
 3 paragraph), 326 through 328, 331(A)(1) through (3), 332, 352(1)(a) and (b) and
 4 ~~(2)(a)~~, 431, 433(A), 434, 441, 443, 444, 447, 450.1(A), (B)(4) and (5), and (C)(1)
 5 and (2), 460.1, 460.4(A), 460.5(A), 460.7(A) and (C), 460.8(A)(1) and (B), 460.10,
 6 932(12), and 936, and R.S. ~~49:191~~191(1)(f) and 1402(1)(d), to enact R.S. 36:309(F) and
 7 R.S. 46:107(E), and to repeal R.S. 23:18 and 34, R.S. 36:308(E), R.S. 46:52.1(C)
 8 through (F), 55, 102, 103, 112, 230.1(C), and 231.14(G)(B), and R.S. 49:1402(1)(a),
 9 relative to the reorganization and restructure of the Louisiana Workforce
 10 Commission and the Department of Children and Family Services; to provide for
 11 certain family and support programs in the Department of Children and Family
 12 Services (DCFS) being transferred to the Louisiana Workforce Commission (LWC)
 13 and the Louisiana Department of Health (LDH); to replace the Department of
 14 Children and Family Services with Louisiana Works or LDH in certain provisions
 15 in Titles 11, 14, 15, 23, and 46 of the Louisiana Revised Statutes of 1950 that
 16 reference DCFS programs that will be transferred to Louisiana Works or LDH; to
 17 change the name of the Louisiana Workforce Commission to Louisiana Works; to
 18 establish the purpose of Louisiana Works; to establish additional duties and powers
 19 of Louisiana Works; to provide for the powers and duties of the secretary of
 20 Louisiana Works; to provide definitions; to provide for integrated case management
 21 and service integration of social service and workforce programs; development
 22 programs; to provide for grants to local workforce development areas; to provide for
 23 SNAP Nutrition Education; to provide for the SNAP Workforce Training and
 24 Education Program; to provide for duties of LDH in regards to administering SNAP;
 25 to provide for SNAP work requirements; to provide for aid to needy families, such
 26 as the Temporary Assistance for Needy Families (TANF) and subsidiary programs
 27 within TANF, such as the Family Independence Temporary Assistance Program
 28 (FITAP), the Kinship Care Subsidy Program, and other educational, employment,
 29 training, and related services programs; to provide for the submission of certain
 30 federal quarterly reports to the legislature; to provide for the Incentive Award

1 Program; to provide for the administration of public assistance benefits payable to
 2 mentally incapable individuals; to add certain functions to the office of workforce
 3 development; to transfer certain powers, duties, functions, and responsibilities
 4 relating to certain programs within the office of family support of DCFS into
 5 Louisiana Works and LDH; to make technical corrections; to authorize the Louisiana
 6 State Law Institute to make certain requested changes to references concerning
 7 LWC; to authorize the office of state register to make all necessary changes for
 8 applicable references to DCFS and Louisiana Works or LDH; to provide for the
 9 transfer of monies related to the transferred programs from DCFS to Louisiana
 10 Works and LDH; to provide for the monies held in the state treasury for the Fraud
 11 Detection Fund to be transferred to LDH; to provide for the continuity of programs
 12 and contracts transferred from DCFS to Louisiana Works and LDH; to provide for
 13 effective dates; and to provide for related matters.

14 Be it enacted by the Legislature of Louisiana:

15 Section 1. R.S. 11:780(C)(3)(a)(i) is hereby amended and reenacted to read as
 16 follows:

17 §780. Reexamination of disability retirees; modification of benefits; restoration to
 18 active service

19 * * *

20 C.

21 * * *

22 (3)(a) If, pursuant to the provisions of this Subsection, the board of trustees
 23 reduces the pension of any disability retiree of this system who retired pursuant to
 24 a reciprocal agreement between this system and any other state or statewide public
 25 retirement system, the reduction shall be subject to Subparagraph (b) of this
 26 Paragraph, provided the retiree satisfies all of the following provisions of this
 27 Subparagraph:

28 (i) The vocational rehabilitation program within ~~the Department of Children~~
 29 ~~and Family Services~~ Louisiana Works furnishes the retiree with durable medical

1 D. The powers, duties, functions, and responsibilities relating to Louisiana
2 Rehabilitation Services (R.S. 23:3001 et seq.) are hereby transferred to the Louisiana
3 ~~Workforce Commission~~ Louisiana Works to be exercised and performed by the
4 ~~executive director~~ secretary, in accordance with the provisions of R.S. 36:921 et seq.

5 E. The following agencies are transferred to and hereafter shall be within the
6 ~~Louisiana Workforce Commission~~ Louisiana Works and shall perform and exercise
7 their powers, duties, functions, and responsibilities as provided by law:

8 * * *

9 ~~Section 11. R.S. 36:309(F) is hereby enacted to read as follows:~~

10 §309. Transfer of agencies to ~~Louisiana Workforce Commission~~ Louisiana Works

11 * * *

12 F. The powers, duties, functions, and responsibilities related to the
13 Temporary Assistance for Needy Families (TANF) program, including employment
14 and training programs, are hereby transferred to Louisiana Works to be exercised and
15 performed by the secretary, in accordance with the provisions of Part II of Chapter
16 22 of Title 36. R.S. 36:851 et seq.

17 Section 12. R.S. 46:18(A), 52.1(A) and (B)(1)(introductory paragraph), (2), and (3),
18 114(E)(1)(introductory paragraph) and (3), 114.1, 114.4(D) and (E), 116, 234, 301(A)(1) and
19 ~~the heading of Subpart E-4 of Part II of Chapter 3 and~~
20 (2), 321(2) through (5), 322(2) through (6), 323(introductory paragraph), (3), and (4),
21 324(A), (B), (C), (D), and (E)(introductory paragraph), (1), and (2)(introductory paragraph),
22 325(introductory paragraph), 326 through 328, 331(A)(1) through (3), 332, 352(1)(b), 431,
23 433(A), 434, ^{450.1}~~460.1~~(A), (B)(4) and (5), and (C)(1) and (2), 460.4(A), 932(12), and 936 are
hereby amended and reenacted to read as follows:

24 §18. Health care records; copies

25 A. The provider of health care shall furnish to the claimant, the person
26 appointed to represent the claimant in his dealings with the Social Security
27 Administration, or an agent with written authorization made pursuant to 45 CFR
28 164.508, upon request, a copy of any records that are necessary to support his filing
29 for social security disability benefits or supplemental security income benefits under
30 any provision of the Social Security Act. Cost of each photocopy shall not exceed

fifty cents per page for the first five pages and twenty-five cents for each additional page except that the amount due shall not be less than the amount paid by the ~~Department of Children and Family Services~~ Louisiana Department of Health for such copies. Payment for any copies made in connection with disability determinations shall be made to the health care provider's agent instead of the health care provider when the agent makes the copies.

* * *

§52.1. Integrated case management; ~~"No Wrong Door"~~ service integration of various social service programs

A. The legislature recognizes that the ~~department provides~~ Louisiana Department of Health, Department of Children and Family Services, and Louisiana Works provide services to individuals with multiple needs; ~~however. However,~~ the conventional service delivery system of requiring individuals to access various offices within the ~~department state~~ to address those multiple needs creates a barrier ~~barriers~~ to the delivery of those services and entry into the workforce. ~~Additionally, these~~ These needs can be better met, more efficiently and less costly, through integrated case management at a ~~"no-wrong-door"~~ single service location with a single case worker. It is the intent of the legislature to ~~provide a social services department that is streamlined in~~ streamline the delivery of services and ~~incorporates~~ incorporate integrated case management models for clients and families served by multiple departments and programs.

B. For purposes of this Section:

(1) "Integrated case management" means ~~a team approach to accessing the needs of a client and, if applicable, the family, establishing a comprehensive plan for addressing all those needs, and utilizing service integration to deliver required services. An integrated case management model includes:~~ an accessible, customer-centered approach that coordinates the necessary services that meet the needs of each individual or family which, if applicable, establishes a comprehensive, integrated service plan that addresses all of those needs and outcomes, which is continually monitored and updated as necessary.

* * *

1 (2) ~~"Multidisciplinary team" or "team" means a team comprised of~~
 2 ~~appropriate department program staff members, regardless of their title or office~~
 3 ~~assignment. It shall also include staff of the Louisiana Department of Health,~~
 4 ~~Louisiana Workforce Commission, and Department of Public Safety and Corrections~~
 5 ~~and local community organizations. "Integrated service plan" means a plan that is~~
 6 ~~based on the client's strengths, risks, service needs, and improvement plan.~~

7 (3) "Service integration" means a process by which a range of social,
 8 education, and workforce employment and training services are delivered in a
 9 coordinated and seamless manner to provide client-oriented services, increase early
 10 intervention and prevention opportunities, improve ~~client~~ outcomes, and establish
 11 provider accountability through performance measures. Service integration includes:

12 (a) A ~~"No Wrong One Door" site~~ business model which ~~requires co-location~~
 13 ~~of a multidisciplinary team to make~~ makes it easier for the client to obtain ~~service~~
 14 ~~services~~ and ~~to allow the team to learn~~ allows various programs to work well
 15 seamlessly together. ~~In the event co-location is not physically possible, the team~~
 16 ~~members shall provide a seamless link with the other team members and resources.~~

17 (b) Cross-training among the ~~multidisciplinary team, various program staff~~
 18 to ensure a general understanding of ~~each other's services and processes~~ all programs
 19 that a client may require.

20 (c) Flexible use of funding among the ~~offices and, if applicable, departments~~
 21 ~~and community programs, comprising the multidisciplinary team~~ to ensure that the
 22 client receives services for which he is eligible.

* * *

23 §114. Fraud in obtaining assistance; withholding information concerning property,
 24 income or beneficiary, or personal circumstances

* * *

27 E.(1) Persons receiving food stamps or Aid to Families with Dependent
 28 Children, or a successor of either program, who have been determined by the
 29 Department of Children and Family Services or the Louisiana Department of Health
 30 in an administrative hearing, or a court of competent jurisdiction after final appeal,

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1 to have fraudulently obtained such food stamps or Aid to Families with Dependent
2 Children, or benefits or assistance from a successor of either program, shall be
3 ineligible for further participation in the program in accordance with the following
4 schedule:

5 * * *

6 (3) Persons receiving medical assistance under provisions of Title XIX of the
7 Social Security Act who have been determined by the ~~Department of Children and~~
8 ~~Family Services~~ or the Louisiana Department of Health to have fraudulently obtained
9 such medical assistance may be suspended from the medical assistance program for
10 twelve months.

11 §114.1. Public Assistance Fraud Hot-Line

12 To encourage the reporting of incidents of public assistance fraud, the
13 ~~Department of Children and Family Services, office of children and family services,~~
14 ~~through its fraud detection section,~~ Louisiana Department of Health shall provide a
15 statewide, toll-free telephone service, known as the Public Assistance Fraud Hot-
16 Line, when sufficient funds are made available by the legislature for such purpose,
17 or when funds are available from any other source.

18 * * *

19 §114.4. Fraud Detection Fund

20 * * *

21 D. The monies in the fund may be appropriated by the legislature to the office
22 ~~of children and family services of the Department of Children and Family Services~~
23 Louisiana Department of Health for the enhancement of fraud detection and recovery
24 activities in an amount not to exceed the balance on hand in the fund at the end of the
25 previous calendar year. These funds shall not be used to replace, displace, or
26 supplant state general funds appropriated for daily operation of any regional fraud
27 detection activities of the ~~office of children and family services~~ Louisiana
28 Department of Health.

1 E. All unexpended and unencumbered monies in the fund at the end of each
2 fiscal year shall remain in the fund to the credit of the ~~office of children and family~~
3 ~~services~~ Louisiana Department of Health.

4 * * *

5 §116. Prima facie proof of pleadings

6 Pleadings filed on behalf of the Department of Children and Family Services
7 or the Louisiana Department of Health in actions to recover the value of ineligible
8 public financial assistance payments or benefits shall be accompanied by an itemized
9 statement of the amount of overissuance or overpayment together with the amount
10 to which the recipient was entitled, if any. When accompanied by an affidavit of the
11 assistant secretary of the office administering such payments or benefits to the
12 correctness thereof as to the truth of the facts alleged to the best of the affiant's
13 knowledge and belief, such itemized statement shall be accepted as prima facie proof
14 of the disbursement and receipt of said payments and the amount thereof.

15 * * *

16 §234. Judicially appointed curator

17 In lieu of selecting a payee to receive assistance, the ~~Department of Children~~
18 ~~and Family Services~~ department, pursuant to federal regulations, may require the
19 referral of the case to the district court for a judicially appointed curator. The court
20 is authorized to appoint a capable, interested, and willing third person, irrespective
21 of whether he is related to the child within any of the degrees of relationship set forth
22 in Section 406(a) of Title IV of the Social Security Act, to receive the payments and
23 use them in the best interest of the child. The curator shall be accountable at
24 whatever intervals are specified by the court and the court shall require a bond or
25 whatever other security is deemed necessary by the court to ensure the faithful
26 performance of the curator's duties. The curator, upon being appointed, shall take the
27 oath and letters of authority may be issued to him. In those instances in which the
28 department requires the case be referred to the court for the appointment of a curator,
29 each local governing authority shall have the option in any case to provide
30 compensation to the curator.

31 * * *

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1 §301. Legislative findings; Supplemental Nutrition Assistance Program educational
2 component; reporting requirements

3 A. The legislature finds and declares the following:

4 (1) The program formerly known as "food stamps" was renamed the
5 Supplemental Nutrition Assistance Program (SNAP) in October 2008. SNAP is
6 administered at the federal level by the United States Department of Agriculture
7 Food and Nutrition Service (FNS) and at the state level by the Louisiana Department
8 of ~~Children and Family Services~~ Health, hereafter referred to as the "department".

9 (2) SNAP is the cornerstone of the federal food assistance programs and
10 provides crucial support to needy households and to those making the transition from
11 welfare public assistance to work.

12 * * *

13 SUBPART E-4. SNAP WORKFORCE TRAINING AND EDUCATION

14 ~~PILOT INITIATIVE~~

15 §321. Findings

16 The legislature hereby finds and declares the following:

17 * * *

18 (2) The Supplemental Nutrition Assistance Program, formerly known as
19 "food stamps" and referred to hereafter in this Subpart as "SNAP", provides crucial
20 support to needy households and to persons making the transition from welfare
21 public assistance to work.

22 (3) Pursuant to the federal Food Security Act of 1985, states are required to
23 provide employment and job training services to SNAP ~~recipients~~ customers who are
24 not exempt from the mandatory work registration requirements of the program.

25 (4) Federal regulations (~~7 CFR 273.24~~), 7 CFR 273.24, limit the duration of
26 receipt of SNAP benefits by nonworking, able-bodied adults without dependents who
27 do not qualify for certain exemptions to a total of three months in any three-year
28 period. However, states may submit to the federal government applications,
29 commonly known as "waivers", to have this three-month limit waived. If approved,
30 such waivers allow able-bodied, nonworking, nonexempt adults to receive SNAP

1 benefits for an unlimited duration ~~provided that~~ if those persons meet other eligibility
 2 standards of the program. Nationally, waivers of this type have become the standard
 3 in SNAP rather than the exception, as forty states and territories, including
 4 Louisiana, had a statewide or territory-wide waiver in effect and six other states and
 5 territories had a partial-state or partial-territory waiver in effect as of January 1,
 6 2014.

7 (5) When coordinated and delivered in an effective manner, workforce
 8 training services for public assistance recipients customers can be of great value to
 9 persons who desire to become self-sufficient and to businesses that strive for greater
 10 competitiveness through employing an improved workforce.

11 §322. Definitions

12 As used in this Subpart, the following terms have the meaning ascribed to
 13 them in this Section:

14 * * *

15 (2) "Customer" means a recipient of SNAP benefits who participates in the
 16 program provided for in this Subpart.

17 (2) (3) "Department" means the Louisiana Department of ~~Children and~~
 18 ~~Family Services~~ Health.

19 (3) (4) "FNS" means the Food and Nutrition Service of the United States
 20 Department of Agriculture, the office of the federal government that administers
 21 SNAP.

22 (4) ~~"Participant"~~ means a recipient of SNAP benefits who participates in the
 23 ~~pilot initiative provided for in this Subpart~~.

24 (5) ~~"Pilot initiative"~~ "Program" means the workforce training and education
 25 ~~pilot initiative~~ program provided for in this Subpart.

26 (6) "SNAP" means the Supplemental Nutrition Assistance Program
 27 administered at the federal level by the Food and Nutrition Service of the United
 28 States Department of Agriculture and at the state level by the Louisiana Department
 29 of ~~Children and Family Services~~ Health.

1 §323. Goals

2 The goals of the ~~pilot initiative shall~~ program include, without limitation, the
3 following:

4 * * *

5 (3) To provide support to SNAP ~~recipients~~ customers who choose to further
6 their education.

7 (4) To yield a model for incentivizing training and education for public
8 assistance ~~recipients~~ customers that can be replicated throughout the state.

9 §324. Workforce training and education ~~pilot initiative~~ program; creation; functions

10 A. A workforce training and education ~~pilot initiative~~ program is hereby
11 created within SNAP for the purpose of improving employment opportunities for
12 nonworking SNAP ~~recipients~~ customers and enhancing workforce readiness. The
13 department shall administer the ~~pilot initiative~~ program in accordance with the
14 provisions of this Subpart.

15 B. The department shall establish the ~~pilot initiative~~ program in a parish with
16 a population of more than one hundred thousand and less than one hundred fifty
17 thousand according to the latest federal decennial census and in which is located the
18 main campus of a public four-year college or university.

19 C. ~~Participants~~ Customers to be served by the ~~pilot initiative~~ program shall
20 include, exclusively, all ABAWDs residing in the parish who are not exempted by
21 any federal or state policy, other than through a waiver of such a policy, from the
22 limitation on SNAP benefits established pursuant to 7 CFR 273.24.

23 D.(1) As a necessary precondition for implementing the ~~pilot initiative~~ program,
24 the department shall ensure that the limitation on duration of the receipt of
25 SNAP ~~benefit recipience~~ benefits by nonexempt ABAWDs provided in 7 CFR
26 273.24 is effective in the parish in which the ~~pilot initiative~~ program is established.

27 (2) If nonexempt ABAWDs in the parish in which the ~~pilot initiative~~ program
28 program is established are not subject to any limitation on duration of eligibility for
29 receipt of SNAP benefits as a result of a waiver granted to the state by FNS, then the
30 department shall cause ~~such~~ the waiver to be rescinded, cancelled, or otherwise
31 rendered null and without effect for that parish.

1 (3) Nothing in this Subsection shall be construed to require or prohibit the
2 continuation or cancellation of any waiver granted to the state by FNS in any parish
3 other than the parish in which the pilot initiative program is established.

4 E. As its essential function, the pilot initiative program shall provide to each
5 participant customer, at the time of benefits eligibility redetermination, a six-month
6 extension of SNAP benefits conditioned upon submission of sufficient
7 documentation, as determined by the department, of ~~one or more~~ any of the
8 following:

9 (1) The participant customer meets ~~one or more~~ any of the following criteria
10 relative to educational advancement:

11 (a) In the previous six months, the participant customer satisfied
12 requirements established by the department in rule relative to enrollment in an
13 accredited postsecondary ~~educational~~ education institution that grants associate or
14 baccalaureate degrees.

15 (b) In the previous six months, the participant customer satisfied
16 requirements established by the department in rule relative to enrollment in a ~~a~~ an
17 educational program designed to lead to a high school diploma.

18 (c) In the previous six months, the participant customer satisfied
19 requirements established by the department in rules relative to enrollment in a
20 general education development test preparation course.

21 (d) The participant customer earned a high school diploma or a general
22 education development certificate.

23 (2) The participant customer meets criteria relative to workforce readiness
24 as required by the department in rule. Such criteria may include but shall not be
25 limited to the following:

26 * * *

27 §325. Duties of participants customers

28 Each participant customer in the pilot initiative program shall do all of the
29 following:

30 * * *

1 §326. Duties of the department

2 A. The department shall submit to FNS applications for any waiver,
3 exemption, or other formal authorization and any state plan amendment as may be
4 necessary to implement the ~~pilot initiative~~ program provided for in this Subpart. ✓
5 Such submissions by the department to FNS shall provide for all of the following:

6 (1) Reinstatement in the parish ~~in which the pilot initiative~~ where the
7 program is established of the limit on receipt of SNAP benefits of three months in
8 a three-year period for ABAWDs.

9 (2) Establishment of benefit extensions in six-month increments for
10 ~~participants~~ customers who meet workforce training or education requirements of the
11 ~~pilot initiative~~ program.

12 (3) Any other functions as may be necessary for the department to establish
13 and operate the ~~pilot initiative~~ program in a manner ~~which~~ that conforms with
14 applicable federal and state laws and regulations.

15 B. The department shall enter into any cooperative endeavor agreements,
16 contracts, and other arrangements with ~~the Louisiana Workforce Commission~~, any
17 other government agency, ~~and or~~ or any community partner as may be necessary to
18 ensure adequate availability of workforce training to ~~participants~~ customers in the
19 parish in which the ~~pilot initiative~~ program is established.

20 C. The department shall institute all departmental policies and procedures
21 necessary to ensure that the process for SNAP benefits eligibility redetermination in
22 the parish ~~in which the pilot initiative~~ where the program is established meets all of
23 the following requirements:

24 (1) Eligibility redetermination for each ~~participant~~ customer occurs no less
25 frequently than once every six months.

26 (2) Eligibility redetermination for each ~~participant~~ customer shall
27 include a procedure for collecting and verifying documentation from the ~~participant~~
28 customer of his engagement in a workforce training or education activity as provided
29 in R.S. 46:324. ✓

1 D.(1)(a) ~~Prior to commencement of the pilot initiative, the~~ The department
 2 shall transmit notice in writing to all ABAWDs in the parish ~~in which the pilot~~
 3 ~~initiative where the program~~ is established indicating that continuation of benefits
 4 beyond the three-month limit that is to be reinstated will be conditioned upon
 5 engagement by ~~participants~~ customers in acceptable workforce training or education
 6 activities.

7 (b) ~~On separate days prior to commencement of the pilot initiative, the~~ The
 8 department may transmit to ABAWDs in the parish ~~in which the pilot initiative~~
 9 ~~where the program~~ is established duplicates of the notice provided for in
 10 Subparagraph (a) of this Paragraph, and may take any other actions it deems
 11 necessary to provide ABAWDs with adequate notification of the changes in SNAP
 12 benefits eligibility to be instituted through the ~~pilot initiative~~ program.

13 (2) ~~Within two weeks of commencement of the pilot initiative, the~~ The
 14 department shall transmit to each ~~participant~~ customer a form that provides a clear
 15 description of requirements for continuation of benefits eligibility to be instituted
 16 through the ~~pilot initiative~~ program, and a space in which the ~~participant~~ customer
 17 may affirmatively acknowledge that he understands these requirements.

18 (3) During the operation of the ~~pilot initiative~~ program, the department shall
 19 promptly notify each ~~participant~~ customer of any decision concerning his eligibility
 20 for SNAP benefits made pursuant to the redetermination process provided for in
 21 Subsection C of this Section.

22 E. The secretary of the department shall promulgate all rules and regulations
 23 in accordance with the Administrative Procedure Act as ~~may be~~ necessary to
 24 implement the provisions of this Subpart.

25 §327. Notification to legislative committees; reporting

26 A. After receiving federal approval as provided in R.S. 46:328 and before
 27 commencement of the ~~pilot initiative~~, the department shall transmit to the members
 28 of the House Committee on Health and Welfare and to the members of the Senate
 29 Committee on Health and Welfare a written notice that addresses the purpose and
 30 function of the ~~pilot initiative~~ and indicates the commencement date of the initiative

1 program. The department may transmit the notice required by this Subsection via
 2 electronic mail.

3 B. ~~No later than twelve months after commencement of the pilot initiative,~~
 4 ~~and at least annually thereafter, the~~ The department shall annually submit a written
 5 report providing a summary and evaluation of outcomes of the ~~pilot initiative~~
 6 program to the House Committee on Health and Welfare and the Senate Committee
 7 on Health and Welfare. The department may include the report with its submission
 8 of any other report pertaining to SNAP, including without limitation any report
 9 required by Subpart E-2 of this Part.

10 §328. ~~Effectiveness contingent upon federal approval, termination~~ Termination of
 11 the program

12 A. ~~Implementation of the pilot initiative shall be contingent upon approval~~
 13 ~~by FNS.~~

14 B.(1) Subject to legislative oversight as provided in the Administrative
 15 Procedure Act, R.S. 49:950 et seq., the department may terminate the ~~pilot initiative~~
 16 program by emergency rule if the secretary of the department determines that
 17 workforce participation outcomes or educational attainment have not improved to
 18 a satisfactory degree as a result of the initiative program.

19 (2) ~~The secretary of the department is hereby authorized and directed to~~
 20 ~~collaborate with the secretary of the Louisiana Workforce Commission in workforce~~
 21 ~~participation outcomes evaluation prior to issuing any emergency rule to terminate~~
 22 ~~the pilot initiative.~~

23 SUBPART E-5. SNAP WORK REQUIREMENTS

24 §331. Findings and intent

25 A. The legislature hereby finds and declares the following:

26 (1) It is the policy of this state to encourage self-sufficiency so that
 27 Louisianians may reduce dependence on public ~~benefits~~ assistance to meet basic
 28 needs and become economically self-reliant.

29 (2) The Supplemental Nutrition Assistance Program, formerly known as
 30 "food stamps" and referred to hereafter in this Subpart as "SNAP", provides support

1 to needy households and to persons making the transition from welfare public
2 assistance to work.

3 (3) Federal regulations provided for in 7 CFR 273.24 limit the duration of
4 receipt of SNAP benefits by nonworking, able-bodied adults without dependents
5 (ABAWD) who do not qualify for certain exemptions to a total of three months in
6 any three-year period. However, states may submit to the federal government
7 applications, commonly known as "waivers", to have this three-month limit waived.
8 If approved, such waivers allow able-bodied, nonworking, nonexempt adults to
9 receive SNAP benefits for an unlimited duration if those persons meet other
10 eligibility standards of the program. Louisiana has long used these waivers to exempt
11 the majority of able-bodied adults without dependents from the federal work
12 requirement.

13 * * *

14 §332. Supplemental Nutrition Assistance Program work requirements; restriction
15 on waivers and exemptions

16 A. Unless expressly required by federal law, the Louisiana Department of
17 ~~Children and Family Services~~ Health shall not seek, apply for, accept, or renew any
18 waiver of work requirements established by the Supplemental Nutrition Assistance
19 Program under 7 U.S.C. 2015(o).

20 B. The Louisiana Department of ~~Children and Family Services~~ Health shall
21 not exercise the state's option to provide any exemptions from the work requirement
22 under 7 U.S.C. 2015(o)(6)(F).

23 * * *

24 §352. Definitions

25 As used in this Part, the following definitions apply:

26 (1) "Public assistance" means any of the following:

27 * * *

28 (b) Nutrition assistance benefits of the Supplemental Nutrition Assistance
29 Program administered by the Louisiana Department of ~~Children and Family Services~~
30 Health.

31 * * *

§431. Curator for receipt and administration of welfare benefits

Any mentally incompetent person who is entitled to public assistance or who has the right to apply for public assistance but cannot make application because of his incompetency and who does not have a duly appointed and qualified legal representative, may have a curator appointed for him solely for the purpose of representing his interest in qualifying for, receiving and administering welfare public assistance benefits. The appointment shall be made by any court of competent jurisdiction, subject to the proceedings hereinafter outlined.

* * *

§433. Bond; account; oath and letters

A. The curator shall be accountable at whatever intervals are specified by the court and the court shall have the right to require a bond or whatever other security is deemed necessary by the court to ensure the faithful performance of the curator's duties; ~~the~~ The curator, upon being appointed, shall take an oath; and letters of authority may be issued to him.

* * *

§434. Final discharge of curator

A. The curator shall be discharged from his duties ~~upon~~ for any of the following reasons:

~~(a)~~ (1) Upon the interdiction of the incompetent person under existing law;

~~(b)~~ (2) Upon proper proof to the court that the incompetent person has become sufficiently competent to administer his welfare public assistance benefits; ~~or.~~

~~(c)~~ (3) Upon the signing of an order by the court that made the original appointment, upon its own motion, or otherwise, terminating the appointment of the curator for any other reason.

B. Upon being discharged, the curator shall render a full and final accounting to the court of his administration; and upon so doing, the curator shall be relieved from any further responsibility and his bond shall be cancelled and whatever other security may have been given shall be released.

* * *

1 §450.1. Electronic authorization and distribution of public assistance benefits and
2 services

3 A. The office of children and family services, Department of Children and
4 Family Services, and the Louisiana Department of Health shall contract for the
5 development and implementation of an electronic issuance system for the
6 authorization and distribution of benefits and services provided by public assistance
7 programs. Such programs shall include but not be limited to issuance of benefits and
8 services of the Supplemental Nutrition Assistance Program and the Family
9 Independence Temporary Assistance Program (FITAP) and shall require that all
10 recipients who participate in programs for which benefits and services are authorized
11 and distributed through the system shall obtain benefits through such the electronic
12 issuance system, subject only to such the exceptions ~~as shall be~~ necessary for the
13 effective functioning of the program programs.

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14 B. The contract program selected to provide the electronic issuance system
15 shall include but not be limited to:

16 * * *

17 (4) ~~Instruction of~~ Instructions for recipients ~~in the on how to use of the~~
18 system.

19 (5) ~~Instruction of~~ Instructions for retailers and other participants in the
20 program ~~in the on how to use of the~~ system.

21 * * *

22 C. The contract program shall also:

23 (1) Provide merchants the option to utilize commercial point of sale terminals
24 provided by a third-party processor to interface with the electronic benefits transfer
25 (EBT) provider selected by the department.

26 (2) Provide for reimbursement by the ~~electronic benefits transfer~~ EBT
27 provider selected by the department of any and all costs incurred by the merchant in
28 the processing of benefits under the electronic issuance system for public assistance
29 programs for telephone monthly service charges and supplies for retailers utilizing
30 the state-provided EBT equipment.

31 * * *

§460.4. Educational opportunities to promote self-sufficiency

A. The legislature hereby finds that an employment-focused program has succeeded in reducing ~~welfare~~ public assistance rolls by focusing on the importance of work as a way of escaping poverty; education and employment can give ~~welfare~~ public assistance recipients the literacy, knowledge, and aptitudes to obtain and retain private career-path employment; that these programs retain their importance in reducing ~~welfare~~ public assistance dependency; that new federal legislation places an increased emphasis on employment and allows the combining of employment-related activities with educational activities and that to the extent that they can be funded under the new federal welfare reform program without hindering the other federally recognized goals, they should be funded.

* * *

§932. Powers and duties

The office shall have the following powers and duties:

* * *

(12) To administer all federal funds appropriated, allocated, or otherwise made available to the state for services to the elderly, whether by block grant or in any other form, with the exception of funds for programs administered by the Department of Children and Family Services or the Louisiana Department of Health, on August 15, 1995, or the Louisiana Department of Health on October 1, 2025, and to distribute those funds in accordance with and consistent with R.S. 46:936.

* * *

§936. Statement of intent

A. It is the intention of the legislature that, insofar as is practical and consistent with the efficient administration of state government, programs and services for the elderly population of Louisiana, with the exception of any program administered by the Department of Children and Family Services or the Louisiana Department of Health on August 15, 1995, or the Louisiana Department of Health on October 1, 2025, shall eventually be consolidated within the office of elderly affairs, to be administered at the local level by the sixty-four parish voluntary councils on aging.

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1 B. It is further the intention of the legislature that the ~~Office of Elderly~~
 2 ~~Affairs~~ office of elderly affairs administer all federal funds appropriated, allocated,
 3 or otherwise made available to the state for services to the elderly, whether by block
 4 grant or in any other form, with the exception of funds for programs administered by
 5 the Department of Children and Family Services or the Louisiana Department of
 6 Health on August 15, 1995, or the Louisiana Department of Health on October 1,
 7 2025. The office of elderly affairs shall distribute such funds in accordance with
 8 appropriate state and federal requirements and consistent with this Section.

9 Section 13. R.S. 46:1(2), (4), and (6), 54, 56(A) and (B)(1), 59, 60, 107(A)(1),
 10 114(A), (B), (C)(1)(introductory paragraph) and (2), (D), and (E)(1)(introductory paragraph),
 11 114.2, 114.3(A) and (B), 116, 230.1(A) and (B), 231(11) and (24), 231.4(A) and (D), 236,
 12 237(A),(E),(F), and (G), 352(1)(a) and ~~(2)(a)~~, 441, 443, 444, 447, 450.1(A), 460.1, 460.5(A),
 13 460.7(A) and (C), 460.8(A)(1) and (B), 460.10, 932(12), and 936 are hereby amended and
 14 reenacted and R.S.46:107(E) is hereby enacted to read as follows:

15 §1. Definitions

16 As used in this Title, the following definitions shall apply:

17 * * *

18 (2) "Department" means the Department of Children and Family Services,
 19 Louisiana Works, or Louisiana Department of Health.

20 * * *

21 (4) "Parish or district office" means parish or district office of the Department
 22 of Children and Family Services, Louisiana Works, or Louisiana Department of
 23 Health.

24 * * *

25 (6) "Secretary" means the secretary of the Department of Children and
 26 Family Services, Louisiana Works, or Louisiana Department of Health.

27 * * *

28 §54. Parish offices

29 A. There shall be in each parish of the state a parish office of the department;
 30 provided that the department may unite two or more parishes and form a district
 31 office. All duties and responsibilities set forth in this Chapter for parish offices shall
 32 also apply to the district offices.

B. Under rules and regulations of the department, the field and district offices shall administer all forms of public assistance within the department's purview in respective parishes.

* * *

§56. Applications and client case records; definitions; confidentiality; waiver; penalty

A. Applications for assistance and information contained in case records of clients of the Louisiana Department of Health, the Department of Children and Family Services, Louisiana Works, or the office of elderly affairs, for the purpose of adult protective services, shall be confidential and, except as otherwise provided, it shall be unlawful for any person to solicit, disclose, receive, make use of, or to authorize, knowingly permit, participate in, or acquiesce in the use of applications or client case records or the information contained therein for any purpose not directly connected with the administration of the programs of the department.

B.(1) For the purposes of this Section, "department" means the Louisiana Department of Health, the Department of Children and Family Services, Louisiana Works, and the adult protection agency as provided in R.S. 15:1503. It is the express intent of this Section that the Louisiana Department of Health, the Department of Children and Family Services, Louisiana Works, and, for the purpose of adult protective services, the office of elderly affairs share access to each other's case records to the extent that such access is not prohibited by any contrary provision of federal law or regulation.

* * *

§59. Welfare demonstration, experimental and other projects

The Department of Children and Family Services, Louisiana Works, and the Louisiana Department of Health are authorized to make use of staff and equipment to carry out experimental and demonstration projects whose costs are otherwise totally financed by the federal government under the provisions of the Social Security Act ^(42 U.S.C. 1315) or any other programs totally financed from federal funds.

1 §60. Educational leaves with pay; federal funds

2 The secretary of the Department of Children and Family Services, Louisiana
3 Works, and Louisiana Department of Health may grant educational leave with pay
4 to an employee of the department in compliance with federal administrative rules
5 and federal laws that allow federal matching funds to be used in further educating
6 employees of the Department of Children and Family Services, Louisiana Works,
7 and Louisiana Department of Health in the various states.

8 * * *

9 §107. Appeal and review; venue for judicial review

10 A.(1) The Department of Children and Family Services, Louisiana Works,
11 and the office of the secretary of the Louisiana Department of Health, through their
12 respective appeal sections, shall provide for a system of hearings and are responsible
13 for fulfillment of all hearing provisions as prescribed under Title I, IV-A, X, XIV,
14 XVI, XIX, or XX of the Social Security Act and under the Food Stamp Act, Public
15 P.L. Law 91-671. Under these provisions, an opportunity for a hearing shall be granted
16 at the state level to any applicant, or recipient, or customer who makes a timely
17 request for a hearing because his claim for assistance, services, or nutrition
18 assistance benefits is denied or is not acted upon with reasonable promptness and to
19 any recipient who is aggrieved by an agency action resulting in suspension,
20 reduction, discontinuance, or termination of benefits.

21 * * *

22 E. For purposes of this Section, "customer" means an applicant or recipient
23 of public assistance benefits and services that fall within the purview of Louisiana
24 Works.

25 * * *

26 §114. Fraud in obtaining assistance; withholding information concerning property,
27 income or beneficiary, or personal circumstances

28 A. No person shall obtain or attempt to obtain assistance from the
29 ~~Department of Children and Family Services~~ Louisiana Works or the Louisiana

1 Department of Health by means of any false statement, misrepresentation, or other
 2 fraudulent device. If during the life, or upon the death, of any person who is
 3 receiving or has received assistance it is found that the recipient is receiving or has
 4 received assistance through misrepresentation, nondisclosure of material facts, or
 5 other fraudulent device, the amount of assistance, without interest, shall be
 6 recoverable from him or his estate as a debt due the state by court action.

7 B. If at any time during the continuance of public assistance to any person,
 8 the recipient thereof, or the husband or wife of the recipient with whom he or she is
 9 living, is possessed or becomes possessed of any property or income in excess of the
 10 amount declared at the time of application or reinvestigation of his case and in such
 11 amount as would affect his needs or right to receive assistance, it shall be the duty
 12 of the recipient, or the husband or wife of the recipient, to notify ~~the Department of~~
 13 ~~Children and Family Services~~ Louisiana Works or the Louisiana Department of
 14 Health of possession of such property or income, and the department shall, after
 15 investigation, either cancel the assistance or alter the amount thereof in accordance
 16 with the circumstances, provided ^gthat such investigation shows that such property
 17 or income does affect the need of the recipient or his right to receive assistance. If
 18 during the life, or upon the death, of any person who is receiving or has received
 19 assistance it is found that the recipient or his spouse was possessed of any property
 20 or income in excess of the amount reported that would affect his need or right to
 21 receive assistance, any assistance paid when the recipient or his spouse was in
 22 possession of such undeclared property or income shall be recoverable, without
 23 interest, from him or his estate as a debt due the state by court action. The possession
 24 of undeclared property by a recipient or his spouse with whom he is living shall be
 25 prima facie evidence of its ownership during the time assistance was granted, and the
 26 burden to prove otherwise shall be upon the recipient or his legal representative.

27 C.(1) If the personal circumstances of the recipient change at any time during
 28 the continuance of assistance, he shall immediately notify ~~the Department of~~
 29 ~~Children and Family Services~~ Louisiana Works or the Louisiana Department of
 30 Health of the change. Personal circumstances shall include:

31 * * *

1 (2) If during the life, or upon the death, of any person who is receiving
 2 assistance it is found that the recipient has received or is receiving assistance of a
 3 greater amount than he is entitled to receive as a result of his failure to notify the
 4 ~~Department of Children and Family Services~~ Louisiana Works or the Louisiana
 5 Department of Health of a change of personal circumstances as set forth in this
 6 Subsection, any assistance paid during the time that the recipient was receiving
 7 assistance of a greater amount than he was entitled to receive as a result of his failure
 8 to notify the department shall be recoverable, with legal interest, from him or his
 9 estate as a debt due the state by court action.

10 D. The federal government shall be entitled to share in any amount recovered
 11 under the provisions of this Section; however, the amount recovered by the federal
 12 government shall not exceed the amount contributed by the federal government in
 13 each case. The amount due the United States shall be promptly paid or credited upon
 14 collection to the designated agency of the federal government by ~~the Department of~~
 15 ~~Children and Family Services~~ Louisiana Works or the Louisiana Department of
 16 Health.

17 E.(1) Persons receiving food stamps or Aid to Families with Dependent
 18 Children, or a successor of either program, who have been determined by the
 19 ~~Department of Children and Family Services~~ Louisiana Works or the Louisiana
 20 Department of Health in an administrative hearing, or a court of competent
 21 jurisdiction after final appeal, to have fraudulently obtained such food stamps or Aid
 22 to Families with Dependent Children, or benefits or assistance from a successor of
 23 either program, shall be ineligible for further participation in the program in
 24 accordance with the following schedule:

25 * * *

26 §114.2. Attempting or aiding to obtain assistance fraudulently; penalties

27 Any person who obtains or attempts to obtain or aids and abets anyone to
 28 obtain assistance from ~~the Department of Children and Family Services~~ Louisiana
 29 Works or the Louisiana Department of Health by means of any false statement,

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1 misrepresentation, or other fraudulent device or violates the provisions of R.S.
2 46:114 shall be guilty of theft as provided by R.S. 14:67.

3 §114.3. Regional fraud detection units; investigative subpoenas and subpoenas duces
4 tecum

5 A. ~~The Department of Children and Family Services~~ Louisiana Works shall
6 establish, maintain, and provide for fraud detection functions in order to detect fraud
7 in obtaining public assistance through staff in each region of the state. Each fraud
8 detection unit shall report each incident of public assistance fraud to the fraud
9 detection section of the office of children and family services on a monthly basis by
10 the tenth day of each succeeding month. An annual report of the activities of all fraud
11 detection units within a state fiscal year shall be submitted by the fraud detection
12 section to the Senate and House committees on health and welfare by September
13 first.

14 B. When the secretary of ~~the Department of Children and Family Services~~
15 Louisiana Works or the secretary's designated representative has evidence that any
16 person, business, or other legal entity attempted to obtain or obtained assistance or
17 payment for services or goods from the department by means of any false statement,
18 misrepresentation, or other fraudulent device, the secretary or the designated
19 representative may issue an administrative investigation subpoena for deposition
20 testimony or a subpoena duces tecum to be served upon any person, business, or
21 other legal entity who is believed to have information, material, or physical evidence
22 relative to the alleged or suspected violation, for the purpose of producing, revealing,
23 identifying, or explaining documentary material or other physical evidence. Such
24 deposition or return of subpoena shall take place in the parish in which the person,
25 business, or other legal entity upon whom the subpoena has been served resides or
26 conducts business. The subpoena shall be served by certified mail, return receipt
27 requested, or by any other means authorized by the Code of Civil Procedure or the
28 Code of Criminal Procedure for the service of process. The subpoena shall specify
29 a return date indicating the date by which deposition testimony or information,
30 material, or physical evidence must be received by the department.

31 * * *

§116. Prima facie proof of pleadings

Pleadings filed on behalf of the ~~Department of Children and Family Services~~
Louisiana Works or the Louisiana Department of Health in actions to recover the
 value of ineligible public financial assistance payments or benefits shall be
 accompanied by an itemized statement of the amount of overissuance or
 overpayment together with the amount to which the recipient was entitled, if any.
 When accompanied by an affidavit of the assistant secretary of the office
 administering such payments or benefits to the correctness thereof as to the truth of
 the facts alleged to the best of the affiant's knowledge and belief, such itemized
 statement shall be accepted as prima facie proof of the disbursement and receipt of
 said payments and the amount thereof.

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* * *

§230.1. Legislative intent

A. It is the intent of the legislature that families in Louisiana be strong and
 economically self-reliant so as to minimize their dependence on government benefits
 for basic needs. To accomplish this goal, it is the intent of this Part that the
~~Department of Children and Family Services~~ Louisiana Works ensures that all cash
 assistance recipients, with the exception of persons with disabilities or who are
 incapacitated, are actively and universally engaged in meaningful activities designed
 to enable their transition from cash assistance to self-reliance. It is the further intent
 that cash assistance participants demonstrate and are expected to exercise active and
 diligent personal responsibility in achieving self-reliance through employment and
 increased workplace literacy. All appropriate state agencies responsible for
 employment, training, and educating Louisiana's citizens are expected to cooperate
 in the pursuit of this goal.

B. ~~The Department of Children and Family Services~~ Louisiana Works shall
 submit written reports on the status of implementation of these provisions to the
 Performance Review Subcommittee of the Joint Legislative Committee on the
 Budget in March, 2004 and September, 2004, and thereafter, annually at the same

1 time as the mid-year performance progress report is submitted as provided in R.S.
2 39:87.3(A)(2). Such written reports shall include but not be limited to data providing
3 performance measures assessing the success of performance-based agreements, job
4 readiness, workplace literacy, job development services, and such additional data as
5 may be determined by the committee.

6 * * *

7 §231. Aid to needy families; definitions

8 As used in this Subpart, unless the context clearly requires otherwise:

9 * * *

10 (11) "Department" means the ~~Department of Children and Family Services~~
11 Louisiana Works.

12 * * *

13 (24) "Secretary" means the secretary of the ~~Department of Children and~~
14 ~~Family Services~~ Louisiana Works.

15 * * *

16 §231.4. Immunization compliance; exceptions

17 A. The secretary of the ~~Department of Children and Family Services~~
18 Louisiana Works and the secretary of the Louisiana Department of Health shall
19 require each recipient or customer of public assistance of the programs described
20 herein or his parent or guardian to present to the appropriate local agency issuing the
21 public assistance sufficient evidence of immunity or immunization against vaccine-
22 preventable diseases according to a schedule promulgated by rule by the office of
23 public health of the Louisiana Department of Health. Sufficient evidence that such
24 an immunization program is in progress may be substituted for proof of immunity
25 or immunization.

26 * * *

27 D. ~~The Department of Children and Family Services~~ Louisiana Works and
28 the Louisiana Department of Health shall promulgate rules and regulations in
29 accordance with the Administrative Procedure Act to implement the provisions of

1 this Section for programs under the particular department's jurisdiction. The office
 2 of public health shall develop and promulgate by rule the immunization schedule
 3 required herein.

4 * * *

5 §236. Administration of emergency assistance to needy families with children

6 In order to extend and improve services, aid, and care to needy children and
 7 needy families with children in this state, and in order to take full advantage of
 8 existing federally funded programs on a matched basis, ~~the Department of Children~~
 9 ~~and Family Services~~ Louisiana Works shall be the agency of the state of Louisiana
 10 to cooperate with the United States and to administer Title IV-A, Sections 403 and
 11 406 of the Social Security Act (42 U.S.C. 603 and 606) or any amendments thereto,
 12 relating to emergency assistance to needy families with children, and to receive and
 13 expend federal moneys for these services.

14 * * *

15 §237. Kinship Care Subsidy Program

16 A. Creation. There is hereby established a Kinship Care Subsidy Program in
 17 ~~the office of children and family services of the Department of Children and Family~~
 18 ~~Services~~ Louisiana Works, for the purpose of assisting eligible kinship caregivers,
 19 including grandparents, step-grandparents, or other adult relatives within the fifth
 20 degree who have legal custody or guardianship of their minor relatives.

21 * * *

22 E. Subsidy amounts. ~~The office of children and family services~~ Louisiana
 23 Works shall promulgate rules and regulations to establish the amount of the subsidy
 24 to be awarded on behalf of each minor relative.

25 F. Rules, regulations, and procedures. ~~The office of children and family~~
 26 ~~services~~ Louisiana Works shall promulgate rules and regulations to provide for any
 27 other eligibility requirements which are reasonably necessary to administer the
 28 Kinship Care Subsidy Program in accordance with this Section and any federal
 29 requirements, to promote the safety and well-being of any minor relative for whom
 30 subsidies are issued, and to establish procedures for reconsideration of eligibility of
 31 applicants no less than annually.

1 G. Administration and funding. The subsidy provided for in this Section shall
2 be administered by ~~the office of children and family services~~ Louisiana Works and
3 funded through the TANF block grant.

4 * * *

5 §352. Definitions

6 As used in this Part, the following definitions apply:

7 (1) "Public assistance" means any of the following:

8 (a) Cash benefits of the Family Independence Temporary Assistance
9 Program administered by ~~the Department of Children and Family Services~~ Louisiana
10 Works.

11 * * *

12 §441. Surviving spouse of public assistance recipients; retention of benefits received
13 during month of death

14 A surviving spouse of a ~~general~~ public assistance recipient is hereby
15 authorized to receive and retain any financial assistance paid by ~~the Department of~~
16 ~~Children and Family Services~~ Louisiana Works to or for the benefit of ~~said~~ the
17 recipient during the month of the death of said recipient, whether or not the check
18 covering ~~such~~ the public assistance was actually received prior to the death of the
19 recipient.

20 * * *

21 §443. Exemption of income and resources

22 The secretary of ~~the Department of Children and Family Services~~ Louisiana
23 Works and the secretary of the Louisiana Department of Health are hereby
24 authorized to adopt income and resources exemption policies to the extent necessary
25 to conform with the federal Economic Opportunity Act, any social security
26 provision, and any other laws of congress to obtain federal block grant or matching
27 funds for the state's public assistance program. Such income and resources
28 exemption policies shall prevail in the event they conflict with R.S. 46:151, 153, 154,
29 and 233.

1 §444. Cooperation with administrative agencies relative to interchange of
2 information

3 ~~The Department of Children and Family Services~~ Louisiana Works is hereby
4 authorized to provide for interchange of such information necessary in providing for
5 work training experiences as required by ^{P.L. ✓} Public Law 90-248, as the secretary of the
6 United States Department of Health, Education and Welfare, or its successor
7 department, may require for federal matching purposes.

8 * * *
9 Family Independence Temporary Assistance Program
10 §447. Revision of standard of need, ~~aid to families with dependent children,~~ general
11 assistance

12 A. The Louisiana Department of Health and ~~the Department of Children and~~
13 ~~Family Services~~ Louisiana Works jointly shall revise the standard of need for the
14 Family Independence Temporary Assistance Program and the general assistance
15 program each year, basing such standard on the Annual Update of the Poverty
16 Income Guidelines published by the United States Department of Health and Human
17 Services. The standard shall reflect the higher of the southern and national averages.
18 The departments shall cause such revised standard to become effective on January
19 first of each year.

20 B. Implementation of this provision shall be contingent on the Louisiana
21 Department of Health and ~~the Department of Children and Family Services~~
22 Louisiana Works certifying to the commissioner of the division of administration
23 that the revision will not increase the total state dollar expenditure for the two
24 departments.

25 §450.1. Electronic authorization and distribution of public assistance benefits and
26 services

27 A. ~~The office of children and family services, Department of Children and~~
28 ~~Family Services;~~ Louisiana Department of Health and Louisiana Works shall
29 contract for the development and implementation of an electronic issuance system
30 for the authorization and distribution of benefits and services provided by public
31 assistance programs. Such programs shall include but not be limited to issuance of

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1 benefits and services of the Supplemental Nutrition Assistance Program and the
2 Family Independence Temporary Assistance Program (FITAP) and shall require that
3 all recipients who participate in programs for which benefits and services are
4 authorized and distributed through the system shall obtain benefits through such the
5 electronic issuance system, subject only to such the exceptions ~~as shall be necessary~~
6 for the effective functioning of the program programs.

7 * * *

8 §460.1. Submission of quarterly reports to the legislature

9 ~~The Department of Children and Family Services~~ Louisiana Works shall
10 submit copies of the federal quarterly ACF-196 and ACF-696 reports to the House
11 and Senate committees on health and welfare, the House Committee on
12 Appropriations, and the Senate Committee on Finance at the time these reports are
13 submitted to the federal government. Upon request, the department shall submit
14 copies of any other report the legislature deems necessary.

15 * * *

16 §460.5. Earned income disregards for certain TANF recipients

17 A. In order to promote self-sufficiency, ~~the Department of Children and~~
18 ~~Family Services~~ Louisiana Works shall disregard a recipient's first six months of
19 earnings up to nine hundred dollars of gross earnings per month in determining the
20 amount of his household's benefit under Temporary Assistance for Needy Families,
21 provided that such the recipient is engaged in a work activity which has been
22 approved by the department as part of his work participation requirement under
23 TANF.

24 * * *

25 §460.7. Incentive Award Program; dropout reduction; teen pregnancy reduction

26 A. ~~The Department of Children and Family Services~~ Louisiana Works in
27 consultation with the Department of Education shall develop and implement a
28 special program, the Incentive Award Program, whereby the governing authority of
29 a parish and a parish school system may receive a financial award for reducing the
30 teen pregnancy rate and dropout rate for the parish.

31 * * *

1 C. Through the Incentive Award Program, the department shall provide a
2 financial award to each of the ten parishes identified in the annual progress report
3 ~~which that~~ have demonstrated the most significant reduction in dropout rates, as
4 defined by rule of the Department of Education, and in teen pregnancy rates as
5 defined by rule of ~~the Department of Children and Family Services~~ Louisiana Works.
6 The financial award shall be distributed to ~~such~~ the ten parish school systems. These
7 awards may be expended by the parish school system to implement innovative
8 community-based and school-based programs designed to further reduce the dropout
9 rate and the teen pregnancy rate for the parish and for instructional enhancement
10 programs.

11 * * *

12 §460.8. TANF eligibility; teen parent living arrangements; work participation
13 requirements; submission of waiver

14 A.(1)(a) Any recipient of Temporary Assistance for Needy Families Block
15 Grant (TANF) benefits who is less than eighteen years of age, is not married, and is
16 a custodial parent shall live in an approved adult-supervised living arrangement with
17 his ~~or her~~ child, except when evidence is presented to a caseworker of ~~the~~
18 ~~Department of Children and Family Services~~ Louisiana Works that the teen parent,
19 or his ~~or her~~ child, has been subjected to emotional or physical abuse.

20 (b)(i) If the caseworker determines that the teen parent, or his ~~or her~~ child,
21 has been subjected to the abuse of an adult with whom they are living in a primary
22 relationship and that under the circumstances the teen, and his ~~or her~~ child, would be
23 safer living outside the present adult-supervised living arrangement, then the teen
24 parent and child shall be allowed to live outside ~~such~~ the adult-supervised living
25 arrangement temporarily.

26 (ii) If the teen parent leaves ~~his or her~~ ~~such~~ the adult-supervised living
27 arrangement, the caseworker shall monitor the teen's case no less frequently than
28 once a month and shall assist the teen parent in locating another approved adult-
29 supervised living arrangement, taking into consideration the needs and concerns of
30 the teen parent and child.

1 Program. ~~However, no~~ No participant shall be tested if such testing is prohibited by
2 federal law. No sanction shall be imposed on an adult participant if such sanction is
3 prohibited by federal law.

4 (2) The Such testing program shall provide procedural safeguards to ensure
5 the protection of the constitutional rights of the program participants and provide that
6 testing shall be done by state certified laboratories.

7 C.(1) The required drug testing program shall require a participant to
8 complete an education and rehabilitation program upon the initial identification of
9 such the participant as an illegal drug user verified by a positive test result as a
10 prerequisite to continued receipt of benefits. Further, the drug testing program shall
11 provide for the suspension of participation in ~~such entitlement~~ the public assistance
12 program for a participant subsequently identified by a verified positive test result as
13 an illegal drug user, ~~however.~~ However, in no event shall participation in ~~such~~
14 ~~entitlement~~ the public assistance program be suspended while the participant is
15 taking part in the education and rehabilitation program or until an education and
16 rehabilitation program is available to the participant.

17 (2)(a) The secretary of ~~the Department of Children and Family Services~~
18 Louisiana Works, in conjunction with the secretary of the Louisiana Department of
19 Health and the commissioner of administration, shall provide a program of education
20 and rehabilitation for participants so identified as illegal drug users.

21 (b) The Such program shall include regulations governing the reentry of a
22 suspended recipient participant into the ~~entitlement~~ public assistance program based
23 on subsequent testing results and completion of education and rehabilitation
24 programs.

25 (c) The Such program shall also include the provision of inpatient services
26 for any participant identified as an illegal drug user if it is determined that such
27 inpatient services are necessary for successful rehabilitation.

28 D. The secretary of ~~the Department of Children and Family Services~~
29 Louisiana Works, in consultation with the secretary of the Louisiana Department of
30 Health and the commissioner of administration, shall promulgate rules and

1 regulations to implement the provisions of this Section in accordance with the
2 Administrative Procedure Act. Such rules and regulations shall provide that the cost
3 of testing participants for the presence of illegal drugs and the treatment of such
4 participants pursuant to the provisions of this Section shall be borne by the
5 department or departments that grant the applicable public assistance.

6 E. The secretary of Louisiana Works shall prepare a written statistical report
7 on the program and submit the report to the legislature on or before January 1, 1999
8 and annually thereafter.

9 * * *

10 §932. Powers and duties

11 The office shall have the following powers and duties:

12 * * *

13 (12) To administer all federal funds appropriated, allocated, or otherwise
14 made available to the state for services to the elderly, whether by block grant or in
15 any other form, with the exception of funds for programs administered by the
16 Department of Children and Family Services or the Louisiana Department of Health,
17 on August 15, 1995, the Louisiana Department of Health on October 1, 2025, or
18 Louisiana Works on October 1, 2027, and to distribute those funds in accordance
19 with and consistent with R.S. 46:936.

20 * * *

21 §936. Statement of intent

22 A. It is the intention of the legislature that, insofar as is practical and
23 consistent with the efficient administration of state government, programs and
24 services for the elderly population of Louisiana, with the exception of any program
25 administered by the Department of Children and Family Services or the Louisiana
26 Department of Health on August 15, 1995, the Louisiana Department of Health on
27 October 1, 2025, or Louisiana Works on October 1, 2027, shall eventually be
28 consolidated within the office of elderly affairs, to be administered at the local level
29 by the sixty-four parish voluntary councils on aging.

CPRINT 2 OF TRIPLE PRINT w/ §§12 & 14 CPRINT 2 OF DUAL PRINT w/
EFF. 10/1/2027 UNTIL § 27(B) § 12 EFF. 10/1/2027
CONT.]

1 B. It is further the intention of the legislature that the ~~Office of Elderly~~
 2 ~~Affairs~~ office of elderly affairs administer all federal funds appropriated, allocated,
 3 or otherwise made available to the state for services to the elderly, whether by block
 4 grant or in any other form, with the exception of funds for programs administered by
 5 the Department of Children and Family Services or the Louisiana Department of
 6 Health on August 15, 1995, the Louisiana Department of Health on October 1, 2025,
 7 or Louisiana Works on October 1, 2027. The office of elderly affairs shall distribute
 8 such funds in accordance with appropriate state and federal requirements and
 9 consistent with this Section.

* * *

Section 14. R.S. 46:936 is hereby amended and reenacted to read as follows:

§936. Statement of intent

13 A. It is the intention of the legislature that, insofar as is practical and
 14 consistent with the efficient administration of state government, programs and
 15 services for the elderly population of Louisiana, with the exception of any program
 16 administered by the Department of Children and Family Services or the Louisiana
 17 Department of Health on August 15, 1995, the Louisiana Department of Health on
 18 October 1, 2025, or Louisiana Works on October 1, 2027, shall eventually be
 19 consolidated within the ~~office of elderly affairs~~ Department of Elderly Affairs, to be
 20 administered at the local level by the sixty-four parish voluntary councils on aging.

21 B. It is further the intention of the legislature that the ~~Office~~ Department of
 22 Elderly Affairs administer all federal funds appropriated, allocated, or otherwise
 23 made available to the state for services to the elderly, whether by block grant or in
 24 any other form, with the exception of funds for programs administered by the
 25 Department of Children and Family Services or the Louisiana Department of Health
 26 on August 15, 1995, the Louisiana Department of Health on October 1, 2025, or
 27 Louisiana Works on October 1, 2027. The ~~office of elderly affairs~~ Department of
 28 Elderly Affairs shall distribute such funds in accordance with appropriate state and
 29 federal requirements and consistent with this Section.

CPRINT 30F TRIPLE PRINT w/ §§ 12 & 13
EFF. PER § 27(B)

1 Section 15. R.S. 49:191(1)(f) and 1402(1)(d) are hereby amended and reenacted to
2 read as follows:

3 §191. Termination of legislative authority for existence of statutory entities; phase-
4 out period for statutory entities; table of dates

5 Notwithstanding any termination dates set by any previous Act of the
6 legislature, the statutory entities set forth in this Section shall begin to terminate their
7 operations on July first of each of the following years, and all legislative authority
8 for the existence of any statutory entity, as defined in R.S. 49:190, shall cease as of
9 July first of the following year, which shall be the termination date:

10 (1) July 1, 2026:

11 * * *

12 (f) ~~The Louisiana Workforce Commission~~ Louisiana Works and all statutory
13 entities made a part of the department by law.

14 * * *

15 §1402. Definition of terms

16 As used in this Chapter, the following terms have the meanings ascribed to
17 them in this Section unless otherwise clearly indicated by context:

18 (1) "Agency" means any of the following state departments:

19 * * *

20 (d) ~~Louisiana Workforce Commission~~ Louisiana Works.

21 * * *

22 Section 16. R.S. 23:18 and 34 and R.S. 36:308(E) are hereby repealed in their
23 entirety.

24 Section 17. R.S. 46:52.1(C) through (F), 55, 102, 103, 112, 230.1(C), and
25 231.14(G)(3) and R.S. 49:1402(1)(a) are hereby repealed in their entirety.

26 Section 18. The Louisiana State Law Institute is hereby authorized and requested to
27 change all references in the Louisiana Revised Statutes of 1950 to the Louisiana Workforce
28 Commission, whether referred to as the "Louisiana Workforce Commission" or
29 "commission", to "Louisiana Works" or "department" where appropriate. The Louisiana
30 State Law Institute is hereby further authorized and requested to change all references to the

[NOTE: ALL PROVISIONS
IN THIS ACT: SEPARATE DOCUMENT
FORTHCOMING]

1 executive director of the Louisiana Workforce Commission, whether referred to as
2 "executive director of the Louisiana Workforce Commission", "executive director of the
3 commission", "executive of the department", or "executive director", to "secretary".

4 Section 19. The administrative rules contained in the Louisiana Administrative Code
5 promulgated by the Department of Children and Family Services, or a successor department,
6 which govern or are applicable to the programs and operations transferred from the
7 Department of Children and Family Services, or a successor department, to Louisiana Works
8 by this Act ^{✓ [ACTS 2025, No. 478]} shall continue to be effective, and the office of state register shall change all
9 applicable references to the Department of Children and Family Services, or a successor
10 department, to Louisiana Works and redesignate and renumber, as needed, all applicable
11 provisions as are necessary to maintain continuity in the Louisiana Administrative Code.

12 Section 20. All monies held in the state treasury for the Fraud Detection Fund on
13 the effective date of this Section, shall upon that date, be transferred to the Louisiana
14 Department of Health.

15 Section 21.(A) All Department of Children and Family Services, or a successor
16 department, contracts related to the operation and administration of the programs and
17 activities transferred to Louisiana Works by this Act ^{✓ [ACTS 2025, No. 478]} shall be deemed to have been
18 transferred and assigned to Louisiana Works upon the effective date of this Section without
19 the necessity of contractual amendment, and Louisiana Works shall be solely responsible for
20 all related obligations and liabilities arising on or after that effective date.

21 (B) In order to ensure continuity of services during the transition period, any pending
22 or unfinished business of the programs being transferred over shall be taken over and
23 completed by Louisiana Works with the same power and authorization as that of the
24 Department of Children and Family Services, or a successor department.

25 (C)(1) All employees engaged in the performance of duties relating to the functions
26 of the programs and services transferred from the Department of Children and Family
27 Services, or a successor department, to Louisiana Works are hereby transferred to Louisiana
28 Works to carry out the functions of Louisiana Works and its programs and services and shall
29 continue to perform their duties, subject to applicable state civil service laws, rules, and
30 regulations. Subject to such laws, positions in the unclassified service shall remain in the

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1 unclassified service. Upon the transfer of employees to a board, such employees shall
2 immediately have the ability to payroll deduct or direct deposit their payroll earnings in
3 favor of any credit union of which they were members prior to the transfer.

4 (2) The Department of State Civil Service shall assist the Department of Children
5 and Family Services, or a successor department, and Louisiana Works in all human resource
6 activities deemed necessary to make such a transfer. All human resource activities shall
7 include but are not limited to the transfer of personnel files and other related confidential
8 documents, position descriptions, retirement benefits, and related benefits, including but not
9 limited to those offered by the Office of Group Benefits.

10 (D) In order to ensure continuity of services, Louisiana Works shall provide
11 adequate funding from the Temporary Assistance for Needy Families (TANF) program to
12 the Department of Children and Family Services, or a successor department, to run the child
13 protection and child welfare services as set forth in an interagency agreement. The amount
14 and schedule of funding transfers shall be determined based on the agreement between the
15 secretaries of Louisiana Works and the Department of Children and Family Services, or a
16 successor department. Both departments agree to work collaboratively to ensure that
17 adequate financial resources are provided annually. In the event that the secretaries are
18 unable to reach an agreement regarding the funding provisions, either department may
19 request a resolution by the commissioner of administration. The commissioner shall
20 convene a meeting between the secretaries and make a final determination on the proposed
21 allocation of funding to be included in the annual proposed operating budget.

22 Section 22.(A) The provisions of R.S. 23:73(E)(2) as amended and reenacted in
23 Section 8 of this Act ^{✓ [Acts 2025, No. 478]} shall supersede the provisions of R.S. 23:73(E)(2) as amended and
24 reenacted in Section 1 of Act No. 384 of the 2013 Regular Session of the Legislature when
25 Section 1 of Act No. 384 of the 2013 Regular Session of the Legislature becomes effective.

26 (B) The provisions of R.S. 46:936 as amended and reenacted in Section 14 of this Act ^{✓ [Acts 2025, No. 478]}
27 shall supersede the provisions of R.S. 46:936 as amended and reenacted in Section 5 of Act
28 No. 384 of the 2013 Regular Session of the Legislature when Section 5 of Act No. 384 of
29 the 2013 Regular Session of the Legislature becomes effective.

(NOTE) RS 23:73(E)(2)
(NOTE) RS 46:936

1 Section 23.(A) The workforce development programs administered by the
 2 Department of Children and Family Services shall be administered by Louisiana Works, or
 3 its successors. The workforce program includes those consolidated under Skills Employment
 4 and Training, or "SET for Success", or successor programs, the Child Support Enforcement
 5 Employment and Training Program, or a successor program, and the Strategies to Empower
 6 People (STEP) Program, or a successor program.

7 (B) All employees of the Department of Children and Family Services, or a
 8 successor department, whose duties involve the administration or implementation of the
 9 programs provided for in Subsection A of this Section shall be transferred to Louisiana
 10 Works, or its successors, in accordance with applicable civil service laws and regulations.

11 (C) The Department of Children and Family Services, or a successor department,
 12 and Louisiana Works, or its successors, shall execute an interagency agreement to ensure the
 13 continued funding of these programs in a manner consistent with each program's current
 14 funding sources and mechanisms. The agreement shall provide for the allocation of
 15 resources, personnel, and administrative support necessary to maintain uninterrupted
 16 program operations. Louisiana Works, or its successors, shall provide a monthly report and
 17 invoice to the Department of Children and Family Services, or a successor department,
 18 which shall be paid within thirty days of receipt, and provided in a format prescribed by the
 19 Department of Children and Family Services, or a successor department, for an interagency
 20 transfer of funding to Louisiana Works, or its successors.

21 (D) The secretaries of the Department of Children and Family Services, or a
 22 successor department, and Louisiana Works, or its successor, or their respective designees,
 23 shall take all actions necessary to implement the provisions of this Section, including
 24 transferring and assigning contracts and promulgating rules and regulations in accordance
 25 with the Administrative Procedure Act.

26 Section 24.(A) The Disability Determination Services (DDS) program administered
 27 by the Department of Children and Family Services shall be transferred to and administered
 28 by the Louisiana Department of Health, or its successors.

29 (B) All employees of the Department of Children and Family Services, or a
 30 successor department, whose duties involve the administration or implementation of the
 31 DDS program shall be transferred to the Louisiana Department of Health, or its successors,
 32 in accordance with applicable civil service laws and regulations.

NOTE ALL PROVISIONS
IN THIS ACT

1 (C) Upon transfer, the Louisiana Department of Health, or its successors, shall be
2 the direct recipient of all federal funding for the DDS program from the Social Security
3 Administration.

4 Section 25. To further improve the financial situation of the state and to more
5 efficiently and effectively provide services to the citizens of this state, Louisiana Works shall
6 reduce at least forty employees from its July 1, 2024, employee count through natural
7 attrition no later than July 1, 2027.

8 Section 26.(A) The administrative rules contained in the Louisiana Administrative
9 Code promulgated by the Department of Children and Family Services which govern or are
10 applicable to the programs and operations transferred from the Department of Children and
11 Family Services to the Louisiana Department of Health by this Act shall continue to be
12 effective, and the office of state register shall change all applicable references to the
13 Department of Children and Family Services to the Louisiana Department of Health and
14 redesignate and renumber, as needed, all applicable provisions as are necessary to maintain
15 continuity in the Louisiana Administrative Code.

16 (B) All Department of Children and Family Services contracts related to the
17 operation and administration of the programs and activities transferred to the Louisiana
18 Department of Health by this Act shall be deemed to have been transferred and assigned to
19 the Louisiana Department of Health upon the effective date of this Section without the
20 necessity of contractual amendment, and the Louisiana Department of Health shall be solely
21 responsible for all related obligations and liabilities arising on or after that effective date.

22 (C) In order to ensure continuity of services during the transition period, any pending
23 or unfinished business of the programs being transferred over shall be taken over and
24 completed by the Louisiana Department of Health with the same power and authorization
25 as that of the Department of Children and Family Services.

26 (D)(1) All employees engaged in the performance of duties relating to the functions
27 of the programs and services transferred from the Department of Children and Family
28 Services to the Louisiana Department of Health are hereby transferred to the Louisiana
29 Department of Health to carry out the functions of the Louisiana Department of Health and
30 its programs and services and shall continue to perform their duties, subject to applicable
31 state civil service laws, rules, and regulations. Subject to such laws, positions in the

1 unclassified service shall remain in the unclassified service. Upon the transfer of employees
2 to the Louisiana Department of Health, such employees shall immediately have the ability
3 to payroll deduct or direct deposit their payroll earnings in favor of any credit union of which
4 they were members prior to the transfer.

5 (2) The Department of State Civil Service shall assist the Department of Children and
6 Family Services and the Louisiana Department of Health in all human resource activities
7 deemed necessary to make such a transfer. All human resource activities shall include, but
8 are not limited to the transfer of personnel files and other related confidential documents,
9 position descriptions, retirement benefits, and related benefits, including but not limited to
10 those offered by the Office of Group Benefits.

11 (E) The commissioner of administration is hereby authorized and directed to make
12 necessary adjustments to appropriations for Fiscal Year 2025-2026 to conform with the
13 provisions of this Act. Adjustments shall be through the notification of appropriation
14 process or through approval of mid-year adjustments.

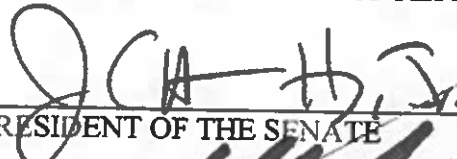
15 Section 27.(A) Sections 1, 2, 4, 6, 7, 9, 10, 12, 15, 16, 18, 20, and 23 through 26 of
16 this Act shall become effective on October 1, 2025.


17 (B) The provisions of Sections 8, 14, and 22 of this Act shall become effective when
18 Act No. 384 of the 2013 Regular Session of the Legislature becomes effective.

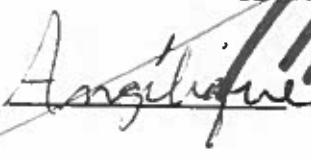
19 (C) Sections 3, 5, 11, 13, 17, 19, and 21 of this Act shall become effective October
20 1, 2027.

NOTE ALL PROVISIONS
IN §§ 8, 14, 22


SPEAKER OF THE HOUSE OF REPRESENTATIVES


PRESIDENT OF THE SENATE


GOVERNOR OF THE STATE OF LOUISIANA

APPROVED:  June 20, 2025

ACT 477
2025 Regular Session
Edit Sheet

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ACT 477

ENROLLED

2025 Regular Session

HOUSE BILL NO. 617

BY REPRESENTATIVES CARVER, AMEDEE, BACALA, BAMBURG, BERAULT, BILLINGS, BOYER, BRAUD, BRYANT, CHENEVERT, COATES, COX, CREWS, DICKERSON, DOMANGUE, EDMONSTON, FIRMENT, FISHER, FREIBERG, GLORIOSO, HEBERT, HENRY, HILFERTY, JACKSON, MIKE JOHNSON, KERNER, LACOMBE, MACK, MCMAKIN, MELERINE, MOORE, NEWELL, OWEN, SCHLEGEL, SPELL, STAGNI, TAYLOR, THOMPSON, WALTERS, WILDER, WRIGHT, AND WYBLE AND SENATORS BASS, BOUDREAUX, CATHEY, CLOUD, CONNICK, HENRY, MCMATH, MILLER, MIZELL, MYERS, REESE, SELDERS, AND WHEAT

L. State Law Institute
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Edits To: ALL Pgs. _____
Note: SEE ATTACHED EDIT SHEET

AN ACT

To amend and reenact ~~Children's Code~~ Articles 509(B)(1), 512(B)(1), 522(A)(2), 1269.3(F), 1270(B), (E), and (F), 1271(A), 1273, 1283.2(H), 1285.2(H), and 1519, ~~Code of Evidence~~ Article 902(10), R.S. ~~6:333(F)(14)~~, R.S. ~~9:315.16(A)~~, 315.40(1) and (3), 399.1(A) and (F)(3) and (4), and 406(B)(2) and (C)(2), R.S. ~~11:441.1(F)~~, R.S. ~~13:998~~ (B) and (E)(1) ^(Intro. Par.) and (3), 1141(B) and (E)(1) ^(Intro. Par.) and (3), 1414(B) and (E)(1) ^(Intro. Par.) and (3), 4291(B)(1), and 5108.2, R.S. ~~15:587(A)(2)(a)~~ and (b), 587.1(D), and 587.5(A)(4), R.S. ~~17:192.1(A)(1)(a)~~ and (3), R.S. ~~23:1605(A)(4)~~, R.S. ~~36:3(7)~~, 8(E)(2)(d), 9(C), 471(B) and (C)(1), 472(A), 475.1(B) and (C), 476, and 477, R.S. ~~40:34.5(E)~~, 46.12(D) and (F) ^(Intro. Par.), and 1061.14(B)(3)(b)(i), R.S. ~~43:111(A)(8)~~, R.S. ~~44:38~~, R.S. ~~46:51~~(introductory paragraph), 51.3, 233.1(C)(introductory paragraph) and (D)(introductory paragraph), 236.1.1(3), 236.1.4(E), 236.1.8(D), 236.3(A)(2), 236.10(A), 236.11(C), 236.12(B)(1), 236.14(D)(1)(introductory paragraph), 236.15(A)(1), 236.16, 238(B), (C), (D), (E)(introductory paragraph) and (7), and (F), 281, 1002(A), (B)(introductory paragraph), and (C), and 2136.2(F), R.S. ~~47:299.11(1)~~, 299.41(B), 463.112(C), and 9027(C)(10)(introductory paragraph) and (c), and R.S. ~~51:1442(4)~~ and to repeal R.S. 36:474(A)(11) and (G) and 477(B)(2) and

1 R.S. 46:51(2) and (14) and 233.1(A) and (B), relative to the organization of the
2 Department of Children and Family Services; to create the office of child support
3 and the office of child welfare; to eliminate the office of children and family
4 services; to transfer the duties of certain offices within the Department of Children
5 and Family Services; to remove outdated provisions; and to provide for related
6 matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. Children's Code Articles 509(B)(1), 512(B)(1), 522(A)(2), 1269.3(F),
9 1270(B), (E), and (F), 1271(A), 1273, 1283.2(H), 1285.2(H), and 1519 are hereby amended
10 and reenacted to read as follows:

11 Art. 509. Development of interagency protocols; drafting committee membership;
12 meetings; compliance deadline

13 * * *

14 B. At a minimum, each committee shall include the following members:

15 (1) A representative of the office of ~~children and family services~~, child
16 welfare, Department of Children and Family Services.

17 * * *

18 Art. 512. Composition of the multidisciplinary investigative team

19 * * *

20 B. Governmental entities that have responsibilities imposed by law for the
21 investigation of child abuse include:

22 (1) The office of ~~children and family services~~, child welfare, Department of
23 Children and Family Services.

24 * * *

25 Art. 522. Applicability

26 A. A child advocacy center is established and becomes subject to the
27 provisions of this Chapter when all of the following have been accomplished:

28 * * *

29 (2) An agreement to use the services of a child advocacy center has been
30 executed by representatives of the district attorney, the office of ~~children and family~~

1 court has issued a standing order authorizing same and the circumstances fit the
2 criteria of the standing order therefor.

3 * * *

4 Section 13. R.S. 43:111(A)(8) is hereby amended and reenacted to read as follows:

5 §111. Advertising; when prohibited and when authorized

6 A. The state, or any department, officer, board, or commission shall not
7 expend any public funds for advertising in any newspaper, book, pamphlet,
8 periodical, or radio and television stations except as follows:

9 * * *

10 (8) Advertising by the ~~office of children and family services in the~~
11 Department of Children and Family Services for the recruitment of foster or adoptive
12 parents.

13 * * *

14 Section 14. R.S. 44:38 is hereby amended and reenacted to read as follows:

15 §38. Access to records involved in legislative studies

16 Notwithstanding any other law to the contrary, the custodian of records of the
17 Department of Children and Family Services ~~Services, office of children and family~~
18 ~~services~~; and the custodian of records of each juvenile court or any court which hears
19 and decides juvenile matters shall grant access to a percentage, as specified by the
20 legislative committee, of the total records of defined classes of children in state
21 custody or in foster care to any committee of the legislature acting pursuant to an
22 appropriate legislative instrument directing the committee to study procedures or
23 outcomes of cases involving children in state custody or in foster care. The size of
24 the specific group to be studied shall be large enough to preserve the anonymity of
25 individual children. Such access shall be limited to that purpose, and all information
26 regarding names or other identifiers shall be removed. Information pertaining to
27 children who have been adopted shall be strictly confidential and shall be released
28 only in accordance with existing laws.

29 Section 15. R.S. 46:51(introductory paragraph), 51.3, 236.1.1(3),
30 233.1(C)(introductory paragraph) and (D)(introductory paragraph), 236.1.4(E), 236.1.8(D),

1 236.3(A)(2), 236.10(A), 236.11(C), 236.12(B)(1), 236.14(D)(1)(introductory paragraph),
2 236.15(A)(1), 236.16, 238(B), (C), ~~(D)~~, (E)(introductory paragraph) and (7), and (F), 281,
3 1002(A), (B)(introductory paragraph), and (C), and 2136.2(F) are hereby amended and
4 reenacted to read as follows:

5 §51. Duties of the department

6 The Department of Children and Family Services, through its secretary, shall
7 administer the ~~public assistance and welfare~~ laws of the state as follows:

8 * * *

9 §51.3. Criminal history information; access to federal tax information

10 The Department of Children and Family Services ~~Services, office of child~~
11 ~~support enforcement and family support~~, is authorized to perform criminal history
12 records checks of current and prospective employees, contractors, and subcontractors
13 in accordance with the procedures provided in R.S. 15:587.5. Pursuant to this
14 authorization and to implement the requirements of R.S. 15:587.5, the secretary shall
15 promulgate rules and regulations with regard to this matter.

16 * * *

17 §233.1. Recovery of overpayments

18 * * *

19 C. The ~~department~~ Department of Children and Family Services shall
20 promptly take all necessary steps to correct any overpayment, including collection,
21 or underpayment of child support to individuals to whom the department is providing
22 services pursuant to R.S. 46:236.1.1 et seq., and, in the case of:

23 * * *

24 D. The ~~department~~ Department of Education will promptly take all necessary
25 steps to correct any overpayment, including collection, or underpayment of child
26 care assistance provided under the Child Care and Development Block Grant and in
27 the case of:

28 * * *

1 §236.1.1. Family and child support programs; definitions

2 For the purposes of this Subpart, the following items shall mean:

3 * * *

4 (3) "CSE administrator" means the ~~program executive director~~ assistant
5 secretary of the office of child support, ~~support enforcement section, division of~~
6 ~~family support, office of children and family services~~, Department of Children and
7 Family Services.

8 * * *

9 §236.1.4. Family and child support programs; financial institution duties;
10 responsibilities

11 * * *

12 E. The office of ~~children and family services~~, child support enforcement
13 ~~section~~, which obtains data match information on an individual from a financial
14 institution pursuant to this Subpart may disclose such data match information only
15 for the purpose of, and to the extent necessary in, establishing, modifying, or
16 enforcing a child support obligation of such individual.

17 * * *

18 §236.1.8. Family and child support programs; additional authorized employee
19 actions

20 * * *

21 D. The support services authorized by this Subpart shall be provided by the
22 office of ~~children and family services, child support enforcement section~~: child
23 support. Field officers responsible for supplying these services shall be designated
24 by the secretary. Such officers shall have the power and authority to make arrests,
25 supervise the probation of offenders, serve notices, orders, subpoenas, summonses,
26 citations, motions, and writs, and to execute all warrants and orders and to perform
27 any other duties incident to their office. All such officers are hereby authorized to
28 carry weapons and arms, concealed or openly, while in the actual performance of any
29 duty or while under assignment to any duty, but under no circumstances shall

1 officers be authorized to carry weapons unless they have been trained in the proper
2 carrying and use of firearms by a recognized firearm training program.

3 * * *

4 §236.3. Enforcement of support by income assignment

5 A. For purposes of this Section, the following words have the meaning
6 ascribed to them by this Section unless the context clearly indicates a different
7 meaning:

8 * * *

9 (2) "Department" means the Department of Children and Family Services,
10 office of ~~children and family services, child support enforcement section:~~ child
11 support.

12 * * *

13 §236.10. State case registry of child support orders

14 A. The secretary of the Department of Children and Family Services shall
15 create an automated state case registry of child support orders within the office of
16 ~~children and family services, child support enforcement section:~~ child support.

17 * * *

18 §236.11. Louisiana disbursement unit for child support payments

19 * * *

20 C. The Department of Children and Family Services ~~support enforcement~~
21 ~~program;~~ Services, office of ~~children and family services;~~ child support shall
22 administer the state disbursement unit. The support enforcement program may
23 contract for the provision of these services in accordance with the applicable
24 provisions of Chapter 17 of Subtitle III of Title 39 of the Louisiana Revised Statutes
25 of 1950 and the Louisiana Procurement Code.

26 * * *

27 §236.12. Plan for parental participation of support; required work activities

28 * * *

B. For purposes of this Section:

(1) "Department" means the office of child support, ~~child support enforcement section, office of children and family services~~, Department of Children and Family Services.

* * *

§236.14. Employer reporting program

* * *

D.(1) An employer shall report to the Department of Children and Family Services, ~~office of children and family services~~, ~~child support enforcement section~~ any of the following:

* * *

§236.15. Limited administrative authority for certain paternity and child support actions

A. Genetic testing.

(1) In cases in which the Department of Children and Family Services, ~~office of children and family services, child support enforcement section~~, child support, referred to in this Section as "agency", is providing services, the agency may, in cases in which paternity is at issue, order all parties to submit to genetic testing.

* * *

§236.16. Child support mortgage and privilege by affidavit; effect of filing

A. The program executive director of the office of child support, ~~child support enforcement section, office of children and family services~~, Department of Children and Family Services may cause a "Child Support Mortgage and Privilege by Affidavit of DCFS", as provided in R.S. 13:4291(B), to be recorded in the mortgage records of any parish in which the support obligor owns movable or immovable property, and with the office of the secretary of state for inclusion in the master index authorized under R.S. 10:9-519. Such affidavit when filed shall operate as a first lien, privilege, and legal mortgage on all of the movable and immovable property of the support obligor only from the date of such filing, and shall not affect

1 liens, privileges, chattel mortgages, or security interests as provided in R.S. 10:9-101
 2 et seq. or mortgages already affecting or burdening such property at the date of such
 3 filing. Such filing shall apply to all unpaid support obligations that may accrue after
 4 such filing, and the property of the support obligor shall be subject to seizure and
 5 sale for the payment of such support obligation and arrearages according to the
 6 preference and rank of the lien, privilege, security interest, and mortgage securing
 7 their payment. Notwithstanding any provision of this Subsection, such affidavit shall
 8 not operate as a lien, privilege, or legal mortgage on any licensed or titled motor
 9 vehicle.

10 B. The ~~director~~ assistant secretary of the office of child support ~~child support~~
 11 ~~enforcement section, office of children and family services,~~ Department of Children
 12 and Family Services, or his designee, may release all or any portion of the property
 13 subject to any lien or judgment obtained pursuant to this Section from such lien or
 14 judgment, or may subordinate such lien or judgment to other liens and encumbrances
 15 if he determines that the support obligation and arrearages are sufficiently secured
 16 by a lien or judgment on other property or through other security, or that the release,
 17 partial release, or subordination of such lien or judgment will not endanger or
 18 jeopardize the collection of support obligations or arrearages.

* * *

19 §238. Unpaid child support ^grelease of information

20 * * *

21
 22 B. The Department of Children and Family Services, office of ~~children and~~
 23 ~~family services,~~ child support, may participate in cooperative endeavors with private
 24 attorneys to release information authorized by this Section for the purpose of
 25 collecting unpaid child support in accordance with the provisions of this Section.

26 C. When a private attorney retained by the obligee receives a certification
 27 from the office of ~~children and family services~~ child support that an obligor is in
 28 arrears in the payment of child support for more than six months or whose
 29 whereabouts have been unknown for more than six months, the private attorney
 30 retained by the obligee may apply to the district court for the parish where the order

1 is being enforced for an ex parte order on a motion to determine that the obligor is
2 in arrears or is an absentee.

3 D. If the court finds that the obligor is in arrears for more than six months
4 or whose whereabouts have been unknown for more than six months, the court may
5 authorize the office of ~~children and family services~~ child support to enter into
6 cooperative endeavors with a private attorney who has been retained by the obligee
7 for the purpose of collecting the unpaid child support in the obligee's case.

8 E. Pursuant to a cooperative endeavor authorized by the provisions of this
9 Section and to the extent allowed by state and federal laws and regulations, the office
10 of ~~children and family services~~ child support shall provide to a private attorney who
11 has been retained by the obligee for the purpose of collecting unpaid child support
12 all of the following information that it may have regarding the obligor:

13 * * *

14 (7) Any other information which the office of ~~children and family services~~
15 child support reasonably believes will assist in the collection of child support.

16 * * *

17 F. Nothing in this Section shall authorize the Department of Children and
18 Family Services or the office of child support enforcement section to contract for
19 hire with any private attorney or entity for the collection of child support or the
20 provision of IV-D services.

21 * * *

22 §281. Applicability

23 The provisions of this Subpart shall apply to persons who contract with ~~the~~
24 ~~office of children and family services~~ of the Department of Children and Family
25 Services to provide temporary or long-term foster care for not more than six
26 children.

27 * * *

1 §1002. Vocational testing and counseling; purpose; duties of the office of children
2 Louisiana Works and family services

3 A. ~~The Department of Children and Family Services, office of children and~~
4 ~~family services,~~ Louisiana Works shall provide, in each of its regional offices,
5 vocational testing and counseling on the subjects of higher education and
6 employment for those individuals in long-term foster care at the youngest age
7 deemed appropriate to process the information.

8 B. Through vocational testing, ~~the office of children and family services~~
9 Louisiana Works shall seek to identify areas of potential interest and potential
10 employment that are specific to an individual in foster care and, to this end, the
11 office shall:

12 * * *

13 C. ~~The office of children and family services~~ Louisiana Works shall adopt
14 all necessary rules and regulations to carry out the provisions of this Chapter.

15 * * *

16 §2136.2. Louisiana Protective Order Registry

17 * * *

18 F. The judicial administrator's office shall make the Louisiana Protective
19 Order Registry available to state and local law enforcement agencies; district
20 attorney offices; the Department of Children and Family Services, office of children
21 ~~and family services, child support enforcement section, child support;~~ the Louisiana
22 Department of Health; bureau of protective services; the office of elderly affairs;
23 elderly protective services; the office of the attorney general; and the courts.

24 * * *

25 Section 16. R.S. 47:299.11(1), 299.41(B), 463.112(C), and 9027(C)(10)(introductory
26 paragraph) and (c) are hereby amended and reenacted to read as follows:

27 §299.11. Ranking and priority of claims

28 If two or more agencies file offset claims with the secretary against an
29 individual's refund, the secretary shall remit the refund to the claimants if sufficient

1 funds exist in the following order with the first offset claim to be paid being
2 completely satisfied before a second or subsequent offset claim is paid:

3 (1) Claims of ~~the division of support enforcement of the office of children~~
4 ~~and family services~~ child support, of the Department of Children and Family
5 Services.

6 * * *

7 §299.41. Ranking and priority of claims

8 * * *

9 B. If additional offset claims are filed with the secretary against an
10 individual's refund, the secretary shall rank the claims for child support in the same
11 priority as claims filed by the ~~division of support enforcement of the office of~~
12 ~~children and family services~~ office of child support, of the Department of Children
13 and Family Services pursuant to R.S. 47:299.11(1).

14 * * *

15 §463.112. Special prestige license plates; foster and adoptive parenting

16 * * *

17 C. The department shall collect an annual fee of twenty-five dollars for this
18 special prestige license plate, which shall be dedicated to the Department of Children
19 and Family Services ~~Services, office of children and family services~~, to be used
20 solely for foster and adoptive parent recruitment activities. This fee shall be in
21 addition to the regular motor vehicle license fee provided in R.S. 47:463, and a
22 handling fee of three dollars and fifty cents to be retained by the department to offset
23 a portion of administrative costs.

24 * * *

25 §9027. Assignment of deferred lottery annuity prizes

26 * * *

27 C. On the filing by the assignor or the assignee in the Nineteenth Judicial
28 District Court of East Baton Rouge Parish of a petition seeking approval of a
29 voluntary assignment, the court shall issue an order approving a voluntary

1 assignment and directing the corporation to make prize payments as a whole or in
2 part to the assignee if the court finds all of the following:

3 * * *

4 (10) The petition required by this Subsection, shall be accompanied by a
5 certification from a representative of the Department of Children and Family
6 Services, office of ~~children and family services~~, child support, stating any of the
7 following:

8 * * *

9 (c) That the assignor or assignee does currently have a child support
10 arrearage, or the assignor or assignee does owe an obligation to repay any public
11 assistance benefits or an overpayment of child support benefits to the Department of
12 Children and Family Services. The certification from the Department of Children
13 and Family Services, office of children and family services, shall be provided to the
14 assignor and the assignee promptly upon the request of the assignor or the assignee,
15 and in no event more than ten business days after said request is received by the
16 Department of Children and Family Services, office of ~~children and family services~~:
17 child support.

18 * * *

19 Section 17. R.S. 51:1442(4) is hereby amended and reenacted to read as follows:

20 §1442. Definitions

21 As used in this Chapter, the following words and phrases shall have the
22 following meanings:

23 * * *

24 (4) "Department" means the Department of Children and Family Services,
25 office of ~~children and family services~~, ~~child support enforcement section~~: child
26 support.

27 * * *

28 Section 18. R.S. 36:474(A)(11) and (G) and 477(B)(2) and R.S. 46:51(2) and (14)
29 and 233.1(A) and (B) are hereby repealed in their entirety.

HB NO. 617

ENROLLED

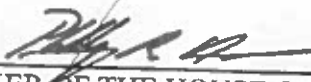
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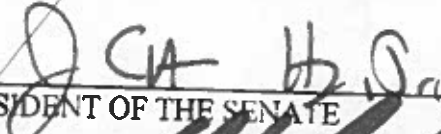
Section 19. This Act shall become effective only if the Act which originated as House Bill No. 624 of this 2025 Regular Session of the Legislature is enacted. If House Bill No. 624 is enacted then:

(A) Sections 1 through 9 and 11 through 18 of this Act shall become effective on October 1, 2027.

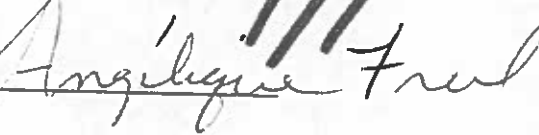
(B) Section 10 of this Act shall become effective on October 1, 2025.

NOTE: ALL PROVISIONS IN THIS ACT


SPEAKER OF THE HOUSE OF REPRESENTATIVES


PRESIDENT OF THE SENATE


GOVERNOR OF THE STATE OF LOUISIANA

APPROVED:  June 20, 2025

ACT 409
2025 Regular Session
Edit Sheet

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- NOTE §§ 9(A) + (C) + 10
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ACT 409

2025 Regular Session

ENROLLED

SENATE BILL NO. 41

BY SENATORS BARROW, BOUDREAU, BOUIE, CARTER, CATHEY, CONNICK, HODGES, JACKSON-ANDREWS, JENKINS, LAMBERT, LUNEAU, MCMATH, MIZELL, PRICE, SELDERS, STINE AND WOMACK AND REPRESENTATIVES ADAMS, BAYHAM, BERAULT, BILLINGS, BOYD, BRYANT, CARVER, CHASSION, CHENEVERT, DICKERSON, DOMANGUE, ECHOLS, FISHER, HILFERTY, HUGHES, ILLG, JACKSON, KNOX, LARVADAIN, LYONS, MARCELLE, MCMAHEN, MENA, NEWELL, PHELPS, SPELL, TAYLOR AND WALTERS

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

La. State Law Institute
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Edits To: ALL Pgs. _____
Note: SEE ATTACHED EDITSHEET

1 AN ACT

2 To amend and reenact R.S. ~~14~~91.3(A), the introductory paragraph of R.S. ~~15~~587.1(C),
3 587.1(C)(1), and 1110.3(H), the introductory paragraph of R.S. ~~17~~8.7(B) and
4 8.7(B)(1), 15(A)(1)(a), (b)(i)(bb) and (cc), and (b)(ii) and (2)(a)(i) through (v), (D),
5 and (E), 16(A), 24.8(A) and (B)(2), 407.33(5), 407.35(A), 407.42(A)(2) and
6 (B)(1)(b), 407.46(A)(1), 407.71(A), 443(B)(1), 493(C)(1), and 3996(B)(28), R.S.
7 ~~24~~525(D), R.S. ~~40~~2008.10(A)(3) and 2019(F)(3)(b), R.S. ~~46~~51.2(A)(1)(b),
8 56(F)(1), (4)(c), (10)(b)(i), and (11), and 1414.1(A), Children's Code Art. 116(2.1)
9 and (2.2), 603(4)(a) and (17)(d), 603.1(B), 610(A), (E)(1) and (2), and (H),
10 612(A)(3), 615(B)(2), (3), and (5), the introductory paragraph of 615(E) and
11 615(E)(1) and (4)(a) and (F), 616(B), the introductory paragraph of 616(D), 616(E)
12 and (H), and 616.1.1(A) and to enact R.S. 17:15(A)(1)(b)(i)(dd) and (2)(a)(vi),
13 407.41, and 3996(B)(82), Children's Code Art. 603(17)(l) through (o) and 610(I) and
14 Civil Code Art. 2315.12, relative to child welfare; to provide for review of the state
15 central registry for school employees; to provide for reporting recordation on the
16 state central registry; to provide for the licensure of early learning centers; to provide
17 for child welfare and safety minimum standards for prekindergarten programs; to

1 provide for child abuse and neglect determinations; to provide for definitions in the
2 Children's Code; to provide for mandatory reporting training; to provide for
3 procedures for reporting child abuse and neglect; to provide for the responsibility of
4 the Department of Children and Family Services to respond to reports; to provide for
5 investigations of child sexual abuse in a school setting; to provide for liability for
6 damages caused by sexual abuse in a school setting; and to provide for related
7 matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 14:91.3(A) is hereby amended and reenacted to read as follows:

10 §91.3. Unlawful participation in a child-related business

11 A. No person who has been convicted of, or who has pled guilty or nolo
12 contendere to, an offense listed in R.S. 15:587.1(C) or whose name is recorded on
13 the Department of Children and Family Services' state central registry on or
14 after August 1, 2018, shall own, operate, or in any way participate in the governance
15 of any early learning center as defined by R.S. 17:407.33, residential home as
16 defined by R.S. 46:1403, or residence in which child care services are provided by
17 a family child care provider or in-home provider who is registered pursuant to R.S.
18 17:407.61 et seq.

19 * * *

20 Section 2. The introductory paragraph of ~~R.S. 15:587.1(C), 587.1(C)(1), and~~
21 ~~1110.3(H)~~ are hereby amended and reenacted to read as follows:

22 §587.1. Provision of information to protect children

23 * * *

24 C. The provisions of R.S. 15:825.3, R.S. 17:8.9, 15, 407.42, and 407.71, R.S.
25 46:51.2 and ~~1441.13~~, and Children's Code Article 424.1 shall govern the
26 employment of persons who have been convicted of, or pled guilty or nolo
27 contendere to, any of the following crimes:

- 28 (1) R.S. 14:30, R.S. 14:30.1, R.S. 14:31, R.S. 14:32.6 through R.S. 14:32.8,
29 R.S. 14:41 through R.S. 14:45, R.S. 14:46.2 through R.S. 14:46.4, R.S. 14:74, ~~R.S.~~
30 ~~14:78, R.S. 14:78.1~~, R.S. 14:79.1, R.S. 14:80 through R.S. 14:86, R.S. 14:89, R.S.

1 published by or on behalf of the panel.

2 * * *

3 Section 6. R.S. 46:51.2(A)(1)(b), 56(F)(1), (4)(c), ~~(10)(b)(i), and (11)~~, and 1414.1(A)
4 are hereby amended ~~and reenacted~~ to read as follows:

5 §51.2. Criminal history and central registry information

6 A.(1) No person shall be hired by the department whose duties include the
7 investigation of child abuse or neglect, supervisory or disciplinary authority over
8 children, direct care of a child, or performance of licensing surveys, until both the
9 following conditions are met:

10 * * *

11 (b) The department has conducted a search of the state central registry of
12 **justified substantiated** abuse or neglect, hereafter referred to as "central registry",
13 reports and has determined that the individual's name is not recorded therein. The
14 search shall be limited to those names recorded on the state central registry
15 subsequent to January 1, 2010. If the individual's name is or was entered on the state
16 central registry that individual may make a formal written request to the division of
17 administrative law for an administrative appeal of the **justified substantiated**
18 determination, in accordance with Children's Code Article 616.1.1 and the
19 procedures promulgated by the department.

20 * * *

21 §56. Applications and client case records; definitions; confidentiality; waiver;
22 penalty

23 * * *

24 F. The following information shall not be subject to waiver and shall not be
25 released to applicants, recipients, or outside sources, except those outside sources
26 engaged in the administration of the programs of the department or when specifically
27 authorized by law:

28 (1) Records pertaining to foster care of children, investigations of abuse and
29 neglect of children, and other child welfare services. For the purposes of this
30 Paragraph, case records of children in abuse and neglect and foster care cases may

1 be reviewed by attorneys who are appointed by a court of juvenile jurisdiction to
2 represent the sole interest of the children, and pursuant to court order, such case
3 records may be reviewed by court-appointed special advocates appointed pursuant
4 to Children's Code Article ~~424(D)~~ [✓] 424.1. Prior to a court hearing, the department
5 may provide to such attorneys and court-appointed special advocates copies of the
6 most recent case plan for the child and his family, the most recent court order and
7 court report, and the child's most recent medical report. Additionally, pursuant to
8 Children's Code Article [✓] 616, a judge of a court exercising juvenile jurisdiction may
9 request, in writing to the department, central registry record checks. However, in no
10 instance shall the name or identifying information regarding a complainant in neglect
11 and abuse cases or the case records of the foster parents be subject to such review.
12 The department may, however, provide foster parents all information from the
13 department's records and from other records to which the department has access
14 concerning a child in the foster home, and concerning the child's family, where such
15 information is necessary for the foster parents to properly care for the child. The
16 department may also provide surrogate parents representing the special education
17 interests of children in the department's custody with all information from the
18 department's records and from other records to which the department has access
19 where such information is necessary for the surrogate parents to properly advocate
20 for the children. In any child custody proceeding, after the issue has been raised of
21 the potential existence of a relevant departmental record concerning the abuse or
22 neglect of a child who is the subject of that proceeding, the judge may contact the
23 local child protection unit to determine if such a record exists. If ~~a determination has~~
24 ~~been made that such report appears justified~~ **the department has a substantiated**
25 **report** pursuant to Children's Code Article 615(B)(1) [✓] through (3), the local child
26 protection unit shall verbally advise the judge that such report is in the possession
27 of the unit. If the court finds that information which may be contained in the report
28 is necessary for an issue before the court, the court may order the release of such
29 information. If ~~a determination was made that such~~ **the** report was **unsubstantiated**
30 ~~unjustified or inherently improbable~~, such records shall be sealed and accessible only

pursuant to Children's Code Article 616(A)(2) [✓]615.

* * *

(4)

* * *

(c) Following any investigation by the department of a public or private day care center, registered family child day care home, or residential provider, the department may inform the parent or guardian of any child being cared for at the center, home, or residence or the parent or guardian of any child who has applied for placement in the center, home, or residence of a valid substantiated finding of child abuse, neglect, or exploitation occurring at the center, home, or residence upon the request of the parent or legal guardian. The department may also advise such parent or legal guardian of a valid substantiated finding when it becomes necessary for the department to take adverse action against a center, home, or facility in the interest of the safety and welfare of the children. The department may release to the Department of Education limited information concerning a valid substantiated finding of child abuse, neglect, or exploitation occurring at a family child day care home that is registered by that department. These circumstances shall constitute authorized disclosures under the provisions of R.S. 14:403(A)(2).[✓]

* * *

(10)

* * *

(b) The information disclosed pursuant to this Paragraph shall be limited to the following:

(i) Whether or not the department has a substantiated report, ~~which has been determined to be justified~~ pursuant to Children's Code Article 615, in its possession concerning the child or person who is the subject of the information request.

* * *

(11) Upon written request of a caregiver, the department shall disclose limited information contained in child abuse or neglect records or reports to an employer or prospective employer of a person who will be exercising supervisory

1 authority over that employer's minor children or other dependent person as part of
 2 that person's employment as a caregiver. The information disclosed pursuant to this
 3 Paragraph shall be limited to cases in which the department has determined that the
 4 allegations from which such information has been developed are justified
 5 substantiated pursuant to Children's Code Article 615. The provisions of this
 6 Paragraph shall not be interpreted to authorize the release of or access to any
 7 information protected under federal law.

* * *

§1414.1. State central registry

10 A. Any owner, operator, current or prospective employee, or volunteer of a
 11 specialized provider requesting licensure or licensed by the Department of Children
 12 and Family Services is prohibited from being employed by the specialized provider
 13 if that individual's name is recorded on the state central registry as a perpetrator for
 14 a justified substantiated finding of abuse or neglect of a child.

* * *

16 Section 7. Children's Code Art. 116(2.1) and (2.2), 603(4)(a) and (17)(d), ~~603.1(B),~~
 17 610(A), (E)(1) and (2), and (H), 612(A)(3), 615(B)(2), (3), and (5), the introductory
 18 paragraph of 615(E) and 615(E)(1) and (4)(a) and (E), 616(B), the introductory paragraph
 19 of 616(D), 616(E) and (H), and ~~616.1.1(A)~~ are hereby amended and reenacted and Children's
 20 Code Art. ~~603(17)(l)~~ through (o) and 610(I) are hereby enacted to read as follows:

Art. 116. Definitions

22 Except where the context clearly indicates otherwise, these definitions apply
 23 for the following terms used throughout this Code.

* * *

25 (2.1) "CASA program" means a court-appointed special advocate program
 26 established in compliance with ~~National~~ Louisiana CASA Association standards.

27 (2.2) "CASA volunteer" means a court-appointed special advocate who has
 28 been trained in accordance with ~~National~~ Louisiana CASA Association standards
 29 and is under the supervision of a CASA program.

* * *

petition involving this report shall be added to the central registry.

* * *

H. The department may charge a fee, that shall not exceed twenty-five dollars, to conduct a search of the state central registry of justified substantiated abuse or neglect reports to determine whether an individual's name is recorded therein. A search shall be allowed only when specifically authorized. The fee shall not apply to searches for school employees conducted pursuant to R.S. 17:15.

* * *

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

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

* * *

Section 8. Civil Code Art. 2315.12 is hereby enacted to read as follows:

Art. 2315.12. Liability for damages caused by child sexual abuse in a school setting

Any parent or guardian of a child who is the victim of sexual abuse in a school setting as defined in Children's Code Article 610 may be awarded damages including but not limited to medical expenses incurred as a result of the sexual abuse, behavioral health expenses incurred as a result of the sexual abuse, reimbursement of any tuition paid for attendance at the school if the child is removed from the school, and any other damages allowed by law.

Section 9.(A) The state central registry checks for all school employee applicants required by this Act ^[ACTS 2025, No. 409] shall apply to any person hired on or after August 1, 2025.

(B) All early learning centers and prekindergarten programs shall be in compliance with the child safety and welfare minimum standards provided for in R.S. 17:407.41 no later than October 1, 2025.

NOTE: ALL PROVISIONS IN THIS ACT
RS 17:407.41

SB NO. 41

ENROLLED

1 (C) All prekindergarten programs requiring licensure as an early learning center
2 pursuant to this Act shall apply for licensure no later than January 1, 2026.

3 (D) The mandatory reporter training report provided for in Children's Code Article
4 603.1 shall be submitted to the Department of Education beginning with the 2026-2027
5 school year.

6 Section 10. This Act shall be known and may be cited as "Charlie's Law".




PRESIDENT OF THE SENATE



SPEAKER OF THE HOUSE OF REPRESENTATIVES



GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: 
June 20, 2025

[NOTE ALL PROVISIONS IN THIS ACT] [NOTE ALL PROVS. IN THIS ACT] [CNC ART. 603.1]

ACT 261
2025 Regular Session
Edit Sheet

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Classification CC

- NOTE §§ 819
- COPY PGS. 1, 15-16

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Classification CHC

- NOTE §§ 819
- COPY PGS. 1, 14-16

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Edits To: CCRP Pgs. 13

- Note: - NOTE §§ 819
- COPY PGS. 1, 12-16

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Edits To: RS 14 Pgs. 2

- Note: - NOTE §§ 819
- COPY PGS 1-7, 15-16

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Edits To: RS 15 Pgs. 9, 10, 11

- Note: - MERGE w/ ACT 230
- NOTE §§ 819
- COPY PGS. 1, 7-11, 15-16

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Classification RS 46

- NOTE §§ 819
- COPY PGS 1, 12, 15-16

ACT 261

La. State Law Institute
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ENROLLED

2025 Regular Session

Edits To: ALL

Pgs. _____

Note: - SEE ATTACHED EDIT SHEET

HOUSE BILL NO. 268

BY REPRESENTATIVES LAFLEUR, ADAMS, BACALA, BAYHAM, BERAULT, BILLINGS, BOYD, BOYER, BRASS, BRYANT, CARLSON, CARRIER, CARVER, CHASSION, CHENEVERT, COATES, COX, DEVILLIER, DEWITT, DICKERSON, EDMONSTON, EGAN, FISHER, HORTON, HUGHES, JACKSON, JORDAN, KNOX, LACOMBE, JACOB LANDRY, LARVADAIN, LYONS, MOORE, NEWELL, OWEN, ROMERO, SCHLEGEL, SPELL, TAYLOR, THOMPSON, WALTERS, WYBLE, AND YOUNG

AN ACT

To amend and reenact R.S. 14:73.8 (A), (C), and (D), 81.1(A), (B)(8) and (9), (E)(1) through (4) and (5)(a) and (b), (F)(2), (3)(b) and (c), (4), and (5)(introductory paragraph) and (d), 89.1(A)(2)(b)(i), 91.2(B), and 91.5(A)(1), R.S. 15:537(A), 539.1(F)(introductory paragraph), 541(24)(a) and (25)(d), 543.1(18), 545.1(C), and 1352(A)(45), R.S. 17:100.7(A)(1), R.S. 46:51.2(C)(1)(a), ~~Code of Criminal Procedure~~ Articles 648(B)(3)(i) and 718.1(A) and (B), ~~Children's Code~~ Articles 502(3) and (4)(l), 603(8) and (12)(l), and 610(F), and ~~Civil Code~~ Article 2315.3 and to enact R.S. 14:81.1(I) and R.S. 15:541(24)(c), relative to pornography involving juveniles; to change all references of "pornography involving juveniles" to "child sexual abuse materials"; to provide relative to the effects of these changes; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 14:73.8(A), (C), and (D), 81.1(A), (B)(8) and (9), (E)(1) through (4) and (5)(a) and (b), (F)(2), (3)(b) and (c), (4), and (5)(introductory paragraph) and (d), 89.1(A)(2)(b)(i), 91.2(B), and 91.5(A)(1) are hereby amended and reenacted and R.S. 14:81.1(I) is hereby enacted to read as follows:

§73.8. Unauthorized use of a wireless router system; ~~pornography involving juveniles~~ child sexual abuse materials; penalty

A. Unauthorized use of a wireless router system is the accessing or causing to be accessed of any computer, computer system, computer network, or any part thereof via any wireless router system for the purposes of uploading, downloading,

1 but not be limited to prohibitions against accessing sites containing information on
2 the manufacturing or production of bombs or other incendiary devices.

3 * * *

4 Section 4. R.S. 46:51.2(C)(1)(a) is hereby amended and ~~reenacted~~ to read as follows:

5 §51.2. Criminal history and central registry information

6 * * *

7 C.(1) No prospective foster or adoptive parent or relative guardian shall be
8 finally approved for placement of a child or to receive kinship guardian assistance
9 payments until it is determined that the prospective foster or adoptive parent, or
10 relative guardian and any other adult living in the home of the relative guardian, does
11 not have any of the following:

12 (a) A felony conviction for child abuse or neglect; for spousal abuse; for a
13 crime against children, including child pornography or child sexual abuse materials;
14 or for a crime involving violence including rape, sexual assault, or homicide, but not
15 including other assault or battery.

16 * * *

17 Section 5. Code of Criminal Procedure Articles 648(B)(3)(i) and 718.1(A) and (B),
18 are hereby amended and ~~reenacted~~ to read as follows:

19 Art. 648. Procedure after determination of mental capacity or incapacity

20 * * *

21 B.

22 * * *

23 (3) If, after the hearing, the court determines that the incompetent defendant
24 is unlikely in the foreseeable future to be capable of standing trial, the court shall
25 order the defendant released or remanded to the custody of the Louisiana Department
26 of Health which, within ten days exclusive of weekends and holidays, may institute
27 civil commitment proceedings pursuant to Title 28 of the Louisiana Revised Statutes
28 of 1950, or release the defendant. The defendant shall remain in custody pending
29 such civil commitment proceedings. If the defendant is committed to a treatment
30 facility pursuant to Title 28 of the Louisiana Revised Statutes of 1950, the director

(12) "Crime against the child" shall include the commission of or the attempted commission of any of the following crimes against the child as provided by federal or state statutes:

* * *

(1) ~~Pornography involving juveniles~~ Child sexual abuse materials.

* * *

Art. 610. Reporting procedure; reports to the legislature and the United States Department of Defense Family Advocacy Program

* * *

F. Any commercial film or photographic print processor who has knowledge of or observes, within the scope of this professional capacity or employment, any film, photograph, video tape, negative, or slide depicting a child who he knows or should know is under the age of seventeen years, which constitutes child pornography or child sexual abuse materials as defined in Article 603, shall report immediately to the local law enforcement agency having jurisdiction over the case. The reporter shall provide a copy of the film, photograph, videotape, negative, or slide to the agency receiving the report.

* * *

Section 7. Civil Code Article 2315.3 is hereby amended and ~~re-enacted~~ to read as follows:

Art. 2315.3. Additional damages; child pornography; child sexual abuse materials

In addition to general and special damages, exemplary damages may be awarded upon proof that the injuries on which the action is based were caused by a wanton and reckless disregard for the rights and safety of the person through an act of ~~pornography involving juveniles~~ child sexual abuse materials, as defined by R.S. 14:81.1, regardless of whether the defendant was prosecuted for his acts.

Section 8. Nothing in this Act ^(Acts 2025, No. 261) alleviates any person arrested, convicted, or adjudicated delinquent for pornography involving juveniles prior to the effective date of this Act ^(Acts 2025, No. 261, eff. 8/1/2025) from any requirement, obligation, or consequence imposed by law as a result of that arrest, conviction, or adjudication including but not limited to any requirements regarding

NOTE ALL PROVISIONS IN THIS ACT

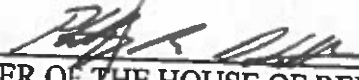
HB NO. 268

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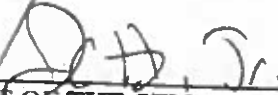
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the setting of bail, sex offender registration and notification, parental rights, probation, parole, sentencing, or any other requirement, obligation, or consequence imposed by law as a result of that arrest, conviction, or adjudication.

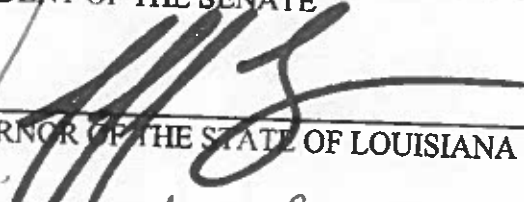
Section 9. This Act shall be cited and referred to as "The Audrey Wascome Act".



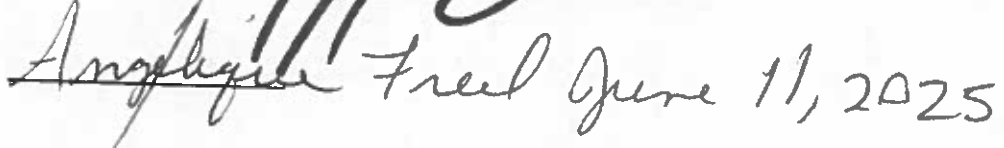
SPEAKER OF THE HOUSE OF REPRESENTATIVES



PRESIDENT OF THE SENATE



GOVERNOR OF THE STATE OF LOUISIANA

APPROVED:  June 11, 2025

CODING: Words in struck through type are deletions from existing law; words underscored are additions.

ACT 137
2025 Regular Session
Edit Sheet

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Classification RS 47

ACT 137

ENROLLED

2025 Regular Session

HOUSE BILL NO. 96

BY REPRESENTATIVES KNOX AND CHASSION

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Edits To: ALL Pgs. _____

Note: SEE ATTACHED EDITSHEET

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AN ACT

To amend and reenact R.S. 13:5364(1), R.S. 14:34(C), 34.1(B), and 34.7(B), R.S. 15:1199.23(2), R.S. 17:269 and 1915(Article II)(R), R.S. 37:3651(N) and 3662(2), R.S. 46:121(1)(a) and (4)(introductory paragraph), and R.S. 47:463.195(C), relative to definitions of the United States Armed Forces; to provide for the inclusion of the United States Space Force in various statutory definitions of United States Armed Forces; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 13:5364(1) is hereby amended and reenacted to read as follows:

§5364. Definitions

For the purposes of this Chapter:

(1) "Veteran" means a former or current member of the United States Armed Forces or organized militia of the several states and territories, including but not limited to a member of the Army, Navy, Air Force, Space Force, Marine Corps, Coast Guard, National Guard, Air National Guard, Reserves, State Guard, or a commissioned officer of the Public Health Service, Environmental Science Services Administration, or National Oceanic and Atmospheric Administration, or its predecessor, the United States Coast and Geodetic Survey.

* * *

Section 2. R.S. 14:34(C), 34.1(B), and 34.7(B) are hereby amended and reenacted to read as follows:

§34. Aggravated battery

* * *

1 C. For purposes of this Section, the following words shall have the following
2 meanings:

3 (1) "Active member of the United States Armed Forces" shall mean an active
4 member of the United States Army, the United States Marine Corps, the United
5 States Navy, the United States Air Force, the United States Space Force, the United
6 States Coast Guard, or the National Guard.

7 (2) "Disabled veteran" shall mean a veteran member of the United States
8 Army, the United States Marine Corps, the United States Navy, the United States Air
9 Force, the United States Space Force, the United States Coast Guard, or the National
10 Guard who is disabled as determined by the United States Department of Veteran
11 Affairs.

12 §34.1. Second degree battery

13 * * *

14 B. For purposes of this Section, the following words shall have the following
15 meanings:

16 (1) "Active member of the United States Armed Forces" shall mean an active
17 member of the United States Army, the United States Marine Corps, the United
18 States Navy, the United States Air Force, the United States Space Force, the United
19 States Coast Guard, or the National Guard.

20 (2) "Disabled veteran" shall mean a veteran member of the United States
21 Army, the United States Marine Corps, the United States Navy, the United States Air
22 Force, the United States Space Force, the United States Coast Guard, or the National
23 Guard who is disabled as determined by the United States Department of Veteran
24 Affairs.

25 * * *

26 §34.7. Aggravated second degree battery

27 * * *

28 B. For purposes of this Section, the following words shall have the following
29 meanings:

1 (1) "Active member of the United States Armed Forces" shall mean an active
2 member of the United States Army, the United States Marine Corps, the United
3 States Navy, the United States Air Force, the United States Space Force, the United
4 States Coast Guard, or the National Guard.

5 (2) "Disabled veteran" shall mean a veteran member of the United States
6 Army, the United States Marine Corps, the United States Navy, the United States Air
7 Force, the United States Space Force, the United States Coast Guard, or the National
8 Guard who is disabled as determined by the United States Department of Veteran
9 Affairs.

10 * * *

11 Section 3. R.S. 15:1199.23(2) is hereby amended and reenacted to read as follows:

12 §1199.23. Definitions

13 For the purposes of this Part:

14 * * *

15 (2) "Veteran" means an honorably or generally discharged member of the
16 United States Armed Forces or organized militia of the several states and territories,
17 including but not limited to a member of the Army, Navy, Air Force, Space Force,
18 Marine Corps, Coast Guard, National Guard, Air National Guard, Reserves, State
19 Guard, or a commissioned officer of the Public Health Service, Environmental
20 Science Services Administration, or National Oceanic and Atmospheric
21 Administration, or its predecessor, the United States Coast and Geodetic Survey.

22 Section 4. R.S. 17:269 and 1915(Article II)(R) are hereby amended and reenacted
23 to read as follows:

24 §269. Selective service obligation orientation program

25 The state board of education may establish and administer, and each parish
26 and city school board in the state may maintain in each public school to which
27 applicable a selective service obligation orientation program of instruction which
28 may be part of the required curriculum for all male students in grades higher than the
29 eighth grade in the public schools of this state.

1 The program so established may require that every male student in the ninth,
2 tenth and eleventh grades be given one hour of non credit instruction during each
3 semester of each of such grades, by representatives of the Louisiana Selective
4 Service System, in subject matter pertaining to armed forces obligations.

5 During the second semester of the twelfth grade every male student may be
6 given six hours of instruction, without credit, in matters pertaining to his armed
7 forces obligations, including but not necessarily restricted to matters relating to
8 service in the regular armed forces, the reserves and officer procurement. Such
9 instruction may include one hour of lecture by representatives of each of the
10 following: (1) the Louisiana Selective Service System, (2) the ~~Air Forces of the~~
11 United States Air Force, (3) the United States Space Force, (4) the United States
12 Army, (4) (5) the United States Navy, (5) (6) the United States Marine Corps, and
13 (6) (7) the United States Coast Guard.

14 * * *

15 §1915. Ratification; text of compact

16 * * *

17 ARTICLE II

18 DEFINITIONS

19 As used in this compact, unless the context clearly requires a different
20 construction:

21 * * *

22 R. "Uniformed service" means the Army, Navy, Air Force, Space Force,
23 Marine Corps, Coast Guard as well as the Commissioned Corps of the National
24 Oceanic and Atmospheric Administration, and Public Health Services.

25 * * *

26 Section 5. R.S. 37:3651(N) and 3662(2) are hereby amended and reenacted to read
27 as follows:

28 §3651. Licensure for individuals with military training and experience; licensure by
29 endorsement for military spouses and dependents

30 * * *

N. For the purposes of this Section, "military" means the armed forces or reserves of the United States, including the Army, Navy, Marine Corps, Coast Guard, Air Force, Space Force, and the reserve components thereof, the National Guard of any state, the Military Reserves of any state, or the naval militia of any state.

* * *

§3662. Definitions

As used in this Chapter, the following words have the following meanings unless the context clearly requires otherwise:

* * *

(2) "Military medical personnel" means an individual who has recently served as a medic in the United States Army, medical technician in the United States Air Force or United States Space Force, or corpsman in the United States Navy or the United States Coast Guard and who was discharged or released from such service under conditions other than dishonorable.

* * *

~~Section 6. R.S. 46:121(1)(a) and (4)(introductory paragraph) are hereby amended and reenacted to read as follows.~~

§121. Definitions

For purposes of this Part, the following terms shall be defined as follows:

(1) "Activated military person" means a person domiciled in Louisiana for civilian purposes who names Louisiana as Home of Record (HOR) for military purposes, and who is any of the following:

(a) A member of a reserve component of the United States Army, Navy, Air Force, Space Force, Marine Corps, or Coast Guard, including the Louisiana National Guard, and called to active federal service in excess of thirty days.

* * *

(4) "Honorably discharged military person" means a person domiciled in Louisiana who is a veteran of the United States Army, Navy, Air Force, Space Force, Marine Corps, or Coast Guard who was on full-time active duty in the military

1 service of the United States and received an honorable discharge and has met any of
2 the following conditions:

3 * * *

4 Section 7. R.S. 47:463.195(C) is hereby ~~amended~~ and reenacted to read as follows:

5 §463.195. Special prestige license plate; "Blue Star Mothers"

6 * * *

7 C. The special prestige license plate shall be issued, upon application, in the
8 same manner as any other motor vehicle license plate, to a Louisiana resident who
9 submits written evidence that the applicant is the owner of a motor vehicle and is the
10 spouse, sibling, parent, or child of a person serving or who has served in the armed
11 forces of the United States. As used in this Subsection, "armed forces of the United
12 States" means persons serving or who have served in the United States Army, Navy,
13 Air Force, Space Force, Marines, and Coast Guard, reservists, and members of the
14 National Guard. The plate issued under this Section shall not be transferable between
15 motor vehicle owners. In the event the owner of a motor vehicle issued a "Blue Star
16 Mothers" plate should sell, trade, exchange, or otherwise dispose of such vehicle, the
17 plate shall be retained by original applicant to whom the plate was issued.

18 * * *


SPEAKER OF THE HOUSE OF REPRESENTATIVES


PRESIDENT OF THE SENATE


GOVERNOR OF THE STATE OF LOUISIANA

APPROVED:  June 8, 2025

ACT 241

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Classification RS 46

ENROLLED

2025 Regular Session

HOUSE BILL NO. 116

BY REPRESENTATIVES EGAN, ADAMS, AMEDEE, BAYHAM, CHASSION, CREWS,
DAVIS, DICKERSON, EMERSON, HORTON, JACKSON, KNOX, SPELL,
STAGNI, TAYLOR, THOMPSON, AND WYBLE

AN ACT

To enact R.S. ~~46:122(B)(7) and (8) and (C)~~, relative to the Louisiana Military Family Assistance Fund; to expand the authorized expenditures of the fund to include indigent veteran burials and indigent student benefits; to provide for annual grants from the fund; to provide for application requirements for the grants; to provide for use of the grant funds; to provide for audits of the grantees; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. ~~46:122(B)(7) and (8) and (C)~~ are hereby enacted to read as follows:

§122. Louisiana Military Family Assistance Fund

* * *

B. The money in the fund shall be used solely for the following purposes:

* * *

(7) To pay, at the discretion of the Louisiana Military Family Assistance Board, burial fees and costs for deceased indigent veterans or their spouses. For purposes of this Section, "indigent" is defined as an individual that was receiving public assistance, such as food stamps, Temporary Assistance to Needy Families, Medicaid, disability insurance, or residing in public housing, or earning less than two hundred percent of the Federal Poverty Guideline prior to their death.

(8) To pay sums necessary for expenses of eligible beneficiaries under R.S. 29:288, as limited by the provisions of R.S. 29:289.

C.(1) The Louisiana Military Family Assistance Board shall have the authority to issue annual grants from the Military Family Assistance Fund to tax-exempt organizations established under Section 501(c)(3) of the Internal

Revenue Code, that have been in existence for at least three years. The board shall consider applications only from organizations seeking to improve the education, mental health, or housing needs of veterans and their families. Each one-time grant shall be limited to ten thousand dollars. The board's grant authority shall be cumulatively limited to one hundred thousand dollars in any fiscal year.

(2) Applicants shall submit a specific proposal for the use of any grant. Grant funds shall be used only in accordance with the project proposal and budget approved by the board.

(3) Grant funds shall not be used as collateral, to offset other financial obligations, including interest payments on lines of credit, and securing or servicing debt, or to meet cash flow or general operating expenses that are unrelated to the purpose of the grant proposal as defined in the grant agreement letter.

(4) Grantees shall be required to submit a final report outlining the expenditures of the grant. Grantees are required to retain account records, detailing all receipts and expenditures, for a minimum of four years following submission of the final grant report.

(5) Grantees shall repay any grant funds not used for the grant purpose within thirty days of submission of the final report required by this Subsection.

(6) Grantees shall be subject to audit by the Military Family Assistance Board and the legislative auditor regarding the use of grant funds.

Philip R. Roth
SPEAKER OF THE HOUSE OF REPRESENTATIVES

John C. Bel Edwards
PRESIDENT OF THE SENATE

Jeff Landry
GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: Angelique Freeland June 11, 2025

ACT 351

ENROLLED

2025 Regular Session

HOUSE BILL NO. 307

BY REPRESENTATIVE HENRY

La. State Law Institute
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Classification RS 46

AN ACT

To enact R.S. 46:233.4, relative to public assistance; to provide for eligibility for certain public assistance programs; to prohibit certain individuals from receiving public assistance; to establish reporting requirements to certain federal agencies; to require reporting; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 46:233.4 is hereby enacted to read as follows:

§233.4. Verification of citizenship of applicants for public benefits

A. Except as prohibited by federal law, a state agency or political subdivision shall verify that each applicant who applies for federal, state, or local public benefit is a person who has been recognized as a citizen of the United States by birthright, naturalization, or any other method provided for under applicable federal law or has satisfactory immigration status as a qualified alien as defined in 8 U.S.C. 1641(b).

B. For an applicant claiming United States citizenship or satisfactory immigration status under 8 U.S.C. 1641(b), the state agency or political subdivision shall make every reasonable effort to ascertain verification of the applicant's citizenship or immigration status.

1 C. Upon the termination of any reasonable opportunity period to verify
2 citizenship status or receipt of a final verification that indicates that the applicant is
3 not a United States citizen or lacks satisfactory immigration status and has entered
4 the United States without inspection or admission or remained beyond the expiration
5 of his authorized period of stay, the state agency or political subdivision shall:

6 (1) Refer the applicant's information, including unsatisfactory immigration
7 status, to United States Immigration and Customs Enforcement.

8 (2) Provide a monthly report compiling the information pursuant to Paragraph
9 (1) of this Subsection to the secretary of state for voter list maintenance purposes.

10 (3) Terminate any recurring federal, state, or local public benefits as defined
11 in Subsection E of this Section.

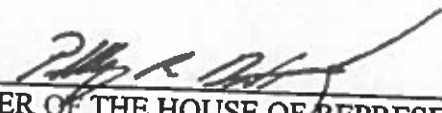
12 D. A state agency or political subdivision that administers federal or state
13 public benefits shall report at the end of each fiscal year to the president of the
14 Senate, speaker of the House of Representatives, governor, and David R. Poynter
15 Legislative Research Library on the results of the citizenship verification
16 requirements of this Section. The report shall include but not be limited to the
17 number of individuals reported to United States Immigration and Customs
18 Enforcement and the number of individuals who had public assistance terminated in
19 accordance with this Section.

20 E. For the purposes of this Section, a federal, state, or local public benefit
21 shall include any retirement, welfare, health, disability, public or assisted housing,
22 food assistance, unemployment benefit, or any other similar benefit for which
23 payments or assistance are provided to an individual, household, or family eligibility
24 unit by an agency of the United States, this state, or a political subdivision of this
25 state or by appropriated funds of the United States, this state, or a political
26 subdivision of this state.

27 F. For purposes of any benefits paid by any public pension or retirement
28 system, fund, or plan, the verification of a public employee's United States
29 citizenship or satisfactory immigration status at the time of their enrollment in a


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public pension or retirement system, fund, or plan shall satisfy the verification requirements of Subsection A of this Section.


SPEAKER OF THE HOUSE OF REPRESENTATIVES


PRESIDENT OF THE SENATE


GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: 
June 20, 2025

ACT 206

ENROLLED

2025 Regular Session

HOUSE BILL NO. 560

BY REPRESENTATIVE EGAN

L. State Law Institute
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Edits To: RS 46 Pgs. 28
Note: 1

AN ACT

To amend and reenact R.S. 46:437.3(introductory paragraph), (11), (14), and (29), 437.5(B), 438.1(A) and (C)(1)(a) and (b), 438.3, 438.6(D)(3), 438.7(3), 439.1(A),(D), and (G), 439.2(A)(1), (2), (3), and (4)(b), (B)(1), (2), (3), (4)(a), and (5), and (E), and 439.4(A)(1), (C)(2), (F), and (G), to enact R.S. 46:437.3(31), 437.6(D), 437.7(E), 438.5(F), 438.8(B)(3), and to repeal R.S. 46:437.3(7), (10), (15), (19), and (24), 438.6(A)(2) and (3), 438.8(D)(2), 439.1(F), 439.2(F), and 440.3, relative to the Medical Assistance Programs Integrity Law; to provide for the prosecution and investigation of fraud related to medical assistance programs; to identify fraud and unlawful acts related to claims to medical assistance programs; to establish procedure for pursuing certain claims; to provide for qui tam actions; to provide for definitions; to provide for damages and recovery related to fraudulent claims to medical assistance programs; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 46:437.3(introductory paragraph), (11), (14), and (29), 437.5(B), 438.1(A) and (C)(1)(a) and (b), 438.3, 438.6(D)(3), 438.7(3), 439.1(A),(D), and (G), 439.2(A)(1), (2), (3), and (4)(b), (B)(1), (2), (3), (4)(a), and (5), and (E), and 439.4(A)(1), (C)(2), (F), and (G) are hereby amended and reenacted and R.S. 46:437.3(31), 437.6(D), 437.7(E), 438.5(F), 438.8(B)(3) are hereby enacted to read as follows:

§437.3. Definitions

ALPHABETIZE

As used in this Part, the following terms shall have the following meanings:

(1)-(6) = (1)-(6)

(7) REPEALED

(8)-(9) → (7)-(8) (9)

(10) REPEALED

(11) "Knowing" or "knowingly" means that the person has actual knowledge

(11) → (9)

(12)-(14) → (11)-(13)

(15) REPEALED

of the information or acts in deliberate ignorance or reckless disregard of the truth or falsity of the information. No proof of specific intent to defraud is required.

(16)-(18) → (14)-(16)

(19) REPEALED (13)

(14) "Medical assistance programs" means the Medical Assistance Program,

(20)-(23) → (17)-(20)

(24) REPEALED

also known as Title XIX of the Social Security Act and (Title XIX of the Social

(25)-(30) → (21)-(26)

Security Act), commonly referred to as "Medicaid", and other programs operated by

(31) → (10)

and funded in the department which provide payment to health care providers:

administered by the department.

(25)

(29) "Secretary or attorney general" means that either party is authorized to

institute a proceeding or take other authorized action as provided in this Part

pursuant to a memorandum of understanding between the two so as to notify the

public as to whether the secretary or the attorney general is the deciding or

controlling party in the proceeding or other authorized ~~matter~~; matter; however the

secretary may pursue an action pursuant to R.S. 46:438.1 et seq. only if the

department referred the matter to the attorney general and the attorney general

notified the secretary, in writing, that he declines to proceed with the matter.

(10)

(31) "Managed care organization" means any person or entity contracted

with the department for the provision or management of healthcare benefits under

the medical assistance programs through a capitated rate.

§437.5. Settlement

B. ~~At a minimum, the settlement shall ensure that the recovery agreed to by~~

~~the parties covers the estimated loss sustained by the medical assistance programs.~~

1 ~~The settlement shall include the method and means of payment for recovery,~~
2 ~~including but not limited to adequate security for the full amount of the settlement.~~

3 Nothing in this Section shall limit the rights of a qui tam plaintiff who brings a qui
4 tam action in accordance with Subpart C of this Part.

5 §437.6. Injunctive relief; lis pendens; disclosure of property and liabilities

6 * * *

7 D. Nothing in this Section shall limit the rights of a qui tam plaintiff who
8 brings a qui tam action in accordance with Subpart C of this Part.

9 §437.7. Forfeiture of property for payment of recovery

10 * * *

11 E. Nothing in this Section shall limit the rights of a qui tam plaintiff who
12 brings a qui tam action in accordance with Subpart C of this Part.

13 * * *

14 §438.1. Civil actions authorized

15 A. The attorney general shall diligently investigate a violation of this Part.

16 ~~The secretary or the attorney general~~ general, on behalf of the state, may institute a
17 civil action in the courts of this state Nineteenth Judicial District Court for the parish
18 of East Baton Rouge or another court of proper jurisdiction to seek recovery from
19 persons who violate the provisions of this Part. The contract of employment of any
20 private counsel, including fee amounts, and all final fees and costs, shall be a public
21 record.

22 * * *

23 C.(1) A prevailing defendant may seek recovery for costs, expenses, fees,
24 and attorney fees only if the court finds, following a contradictory hearing, that either
25 of the following apply:

26 (a) The action was instituted by the ~~secretary or attorney general~~ state
27 pursuant to Subsection A of this Section after it should have been determined by the
28 ~~secretary or attorney general~~ state to be frivolous, vexatious, or brought primarily for
29 the purpose of harassment.

1 (b) The ~~secretary or attorney general~~ state proceeded with the action
 2 instituted pursuant to Subsection A of this Section after it should have been
 3 determined by the ~~secretary or attorney general~~ state that proceeding would be
 4 frivolous, vexatious, or for the purpose of harassment.

5 * * *

6 §438.3. False or fraudulent claim; misrepresentation; unlawful acts

7 A. No person shall knowingly present or cause to be presented a false or
 8 fraudulent claim for payment or approval.

9 B. No person shall knowingly engage in misrepresentation or knowingly
 10 make, use, or cause to be made or used, a false record or statement material to a false
 11 or fraudulent claim.

12 C. No person shall knowingly make, use, or cause to be made or used, a false
 13 record or statement material to an obligation to pay or transmit money or property
 14 to the medical assistance programs, or to ~~knowingly conceal,~~ conceal or knowingly
 15 and improperly avoid; avoid or decrease an obligation to pay or transmit money or
 16 property to the medical assistance programs.

17 D. ~~No person shall conspire to defraud, or attempt to defraud, the medical~~
 18 ~~assistance programs through misrepresentation or by obtaining, or attempting to~~
 19 ~~obtain, payment for a false or fraudulent claim.~~ No person shall conspire to defraud
 20 the medical assistance programs or conspire to commit a violation of this Part.

21 E.(1) No person shall knowingly submit a claim for goods, services, or
 22 supplies which were medically unnecessary or which were of substandard quality or
 23 quantity.

24 (2) If a managed care health care provider or a health care provider operating
 25 under a voucher system under the medical assistance programs fails to provide
 26 medically necessary goods, services, or supplies or goods, services, or supplies
 27 which are of substandard quality or quantity to a recipient, and those goods, services,
 28 or supplies are covered under the managed care contract or voucher contract with the
 29 medical assistance programs, such failure shall constitute a violation of Paragraph
 30 (1) of this Subsection.

1 (3) "Substandard quality" in reference to services applicable to medical care
2 as used in this Subsection shall mean substandard as to the appropriate standard of
3 care as used to determine medical malpractice, including but not limited to the
4 standard of care provided in R.S. 9:2794.

5 F. No person shall knowingly make or cause to be made a claim under the
6 medical assistance programs for any of the following:

7 (1) A service or product that has not been approved or prescribed by a
8 treating physician or health care practitioner.

9 (2) A service or product that is substantially inadequate or inappropriate
10 when compared to generally recognized standards within the particular discipline or
11 within the health care industry.

12 (3) A product that has been adulterated, debased, mislabeled, or is otherwise
13 inappropriate.

14 ~~G. No action shall be brought under this Section unless the amount of~~
15 ~~alleged actual damages is one thousand dollars or more.~~ No person shall knowingly
16 make, cause to be made, induce, or seek to induce the making of a false statement
17 or misrepresentation of material fact concerning any of the following:

18 (1) The condition or operation of a facility in order that the facility may
19 qualify for certification or recertification required by the medical assistance
20 programs including but not limited to certification or recertification of any of the
21 following:

22 (a) A hospital.

23 (b) A nursing facility or skilled nursing facility.

24 (c) A hospice.

25 (d) An intermediate care facility for people with developmental disabilities.

26 (e) An assisted living facility.

27 (f) A home health agency.

28 (2) Information the person is required to produce to the department by
29 federal or state law, rule, regulation, or provider agreement.

§438.5. Civil monetary penalty

* * *

F. Nothing in this Section shall limit the rights of a qui tam plaintiff who brings a qui tam action in accordance with Subpart C of this Part.

§438.6. Recovery

* * *

D.

* * *

(3) ~~The secretary or attorney general~~ state shall promptly remit awards for those costs, expenses, and fees incurred by the various clerks of court or sheriffs involved in the investigations or proceedings to the appropriate clerk or sheriff.

* * *

§438.7. Reduced damages

If requested by the secretary or the attorney general, the court may reduce to not less than twice the actual damages or any recovery required to be imposed under the provisions of this Subpart if all of the following extenuating circumstances are found to be applicable:

* * *

(3) At the time the violator furnished the information concerning the specific allegation to the ~~department or the attorney general~~ state, no criminal prosecution, civil action, or ~~departmental investigation or proceeding~~ administrative action had been commenced as to the alleged ~~violation~~ violation, and the violator did not have actual knowledge of the existence of an investigation into such a violation.

§438.8. Burden of proof; prima facie evidence; standard of review

* * *

B. Proof by a preponderance of the evidence of a false or fraudulent claim or illegal remuneration shall be deemed to exist under the following circumstances:

* * *

(3) Notwithstanding any other provision of law, rules of criminal procedure, or the rules of evidence to the contrary, a final judgment rendered in favor of the

1 state in any criminal proceeding charging fraud or false statements, whether upon a
 2 verdict after trial or upon a plea of guilty or nolo contendere, shall prevent the
 3 defendant from denying the essential elements of the offense in any action involving
 4 the same transaction as in the criminal proceeding and brought by the secretary or
 5 attorney general pursuant to ^{this} Subpart ~~B~~ of this Part or a qui tam action pursuant to
 6 Subpart ^C of this Part.

* * *

8 §439.1. Qui tam action civil action filed by private person

9 A. A private person may institute a civil action in the courts of this state on
 10 behalf of the ~~medical assistance programs~~ state and himself to seek recovery for a
 11 violation of R.S. 46:438.2, 438.3, or 438.4 pursuant to the provisions of this Subpart.
 12 The institutor shall be known as a "qui tam plaintiff" and the civil action shall be
 13 known as a "qui tam action". The action may be dismissed only if the court and the
 14 attorney general give written consent to the dismissal and reasons for consenting.

* * *

16 D.(1) Unless the action is brought by the state or the qui tam plaintiff is an
 17 original source of information, The ~~the~~ court shall dismiss an action or claim in
 18 accordance with this Section, unless opposed by the government, state if
 19 substantially the same allegations or transactions as alleged in the action or claim
 20 were publicly disclosed in any of the following:

21 (a) A criminal, civil, or administrative hearing in which the government state
 22 or its agent is a party.

23 (b) A ~~congressional or government accountability office or other federal~~
 24 ~~report; state legislative or other state hearing, report, audit, or investigation.~~

25 (c) The news media, ~~media, unless the action is brought by the attorney~~
 26 ~~general or the person bringing the action is an original source of the information.~~

27 (2) For the purposes of this Subsection, "original source" means an
 28 individual who, prior to a public disclosure in accordance with this Subsection, has
 29 voluntarily disclosed to the government state the information on which allegations
 30 or transactions in a claim are based or who has knowledge that is independent of and

1 materially adds to the publicly disclosed allegations or transactions, and who has
 2 voluntarily provided the information to the government state before filing an action
 3 in accordance with this Subpart.

4 * * *

5 G. Notwithstanding any other law to the contrary, a qui tam complaint and
 6 information ~~filed with the secretary or attorney general~~ delivered to the state shall not
 7 be subject to discovery or become public record until judicial service of the qui tam
 8 action is made on any of the defendants, except that the information contained
 9 therein may be given to other governmental entities or their authorized agents for
 10 review and investigation. The entities and their authorized agents shall maintain the
 11 confidentiality of the information provided to them under this Subsection.

12 §439.2. Qui tam action procedures

13 A. The following procedures shall be applicable to a qui tam action:

14 (1) The complaint shall be captioned: "~~Medical Assistance Programs State~~
 15 of Louisiana Ex Rel.: [insert name of qui tam plaintiff(s)] v. [insert name of
 16 defendant(s)]". The qui tam complaint shall be filed with the appropriate state or
 17 federal district court.

18 (2) A copy of the qui tam complaint and written disclosure of substantially
 19 all material evidence and information each qui tam plaintiff possesses shall be served
 20 upon the ~~secretary or the attorney general~~ state in accordance with the applicable
 21 rules of civil procedure.

22 (3) When a person brings an action in accordance with this Subpart, no
 23 ~~person other than the secretary or attorney general~~ person or entity other than the
 24 state may intervene or bring a related action based on the ~~same~~ facts underlying the
 25 pending action.

26 (4)

27 * * *

28 (b) For good cause shown, the ~~secretary or the attorney general~~ state may
 29 move the court for extensions of time during which the petition remains under seal.

1 Any such motions may be supported by affidavits or other submissions in camera
2 and under seal.

3 B.(1) If the ~~secretary or the attorney general~~ state elects to intervene in the
4 action, the ~~secretary or the attorney general~~ state shall not be bound by any act of a
5 qui tam plaintiff. The secretary or the attorney general shall control the qui tam
6 action proceedings on behalf of the state and the qui tam plaintiff may continue as
7 a party to the ~~action.~~ action, subject to the limitations set forth in this Section and
8 R.S. 46:439.3. For prescription purposes, any government complaint in intervention,
9 whether filed separately or as an amendment to the relator's qui tam plaintiff's
10 complaint, shall relate back to the filing date of the complaint, to the extent that the
11 claim of the government arises out of the conduct, transactions, or occurrences set
12 forth, or attempted to be set forth, in the relator's qui tam plaintiff's complaint.

13 (2) ~~The qui tam plaintiff and his counsel shall cooperate fully with the~~
14 ~~secretary or the attorney during the pendency of the qui tam action.~~ Upon a showing
15 by the state during the course of the litigation by the qui tam plaintiff that the action
16 would interfere with or unduly delay the state's prosecution of the case, or it would
17 be repetitious, irrelevant, or for the purposes of harassment, the court may, in its
18 discretion, impose limitations on the qui tam plaintiff's participation, including but
19 not limited to all of the following:

20 (a) Limiting the number of witnesses the qui tam plaintiff may call.

21 (b) Limiting the length of a witness' testimony.

22 (c) Limiting the qui tam plaintiff's cross-examination of a witness.

23 (d) Otherwise limiting the participation of the qui tam plaintiff in the
24 litigation.

25 (3) If requested by the ~~secretary or the attorney general~~ state and
26 notwithstanding the objection of the qui tam plaintiff, the court may dismiss the qui
27 tam action provided the qui tam plaintiff has been notified by the ~~secretary or the~~
28 ~~attorney general~~ the state of the filing of the motion to dismiss and the court has
29 provided the qui tam plaintiff a contradictory hearing on the motion.

1 (4)(a) ~~If the secretary or the attorney general does not intervene, the qui tam~~
2 ~~plaintiff may proceed with the qui tam action unless the secretary or the attorney~~
3 ~~general shows that proceeding would adversely affect the prosecution of any pending~~
4 ~~criminal actions or criminal investigations into the activities of the defendant. Such~~
5 ~~a showing shall be made to the court in camera and neither the qui tam plaintiff or~~
6 ~~the defendant shall be informed of the information revealed in camera. In which~~
7 ~~case, the qui tam action shall be stayed for no more than one year. Whether or not~~
8 ~~the state proceeds with the action, upon a showing by the state that certain actions~~
9 ~~of discovery by the qui tam plaintiff would interfere with the investigation or~~
10 ~~proceedings of a criminal or civil matter arising out of the same facts, the court may~~
11 ~~stay such discovery for a period of not more than sixty days. The court shall conduct~~
12 ~~an in-camera showing in accordance with this Subparagraph. The court may extend~~
13 ~~the sixty-day period upon a further showing, in-camera, that the state has pursued the~~
14 ~~criminal or civil investigation or proceedings with reasonable diligence and any~~
15 ~~proposed discovery in the qui tam action will interfere with the ongoing criminal or~~
16 ~~civil investigation or proceedings.~~

17 * * *

18 (5) ~~If the qui tam plaintiff objects to a settlement of the qui tam action~~
19 ~~proposed by the secretary or the attorney general, the court may authorize the~~
20 ~~settlement only after a hearing to determine whether the proposed settlement is fair,~~
21 ~~adequate, and reasonable under the circumstances. The state may settle the qui tam~~
22 ~~action with the defendant notwithstanding the objection of the qui tam plaintiff if the~~
23 ~~court determines, after a hearing, that the proposed settlement is fair, adequate, and~~
24 ~~reasonable under the circumstances. The court may conduct the hearing in camera~~
25 ~~upon a showing of good cause.~~

26 * * *

27 E. If the state elects not to proceed with the action, the qui tam plaintiff shall
28 have the right to conduct the action. At the state's request, the ~~The~~ qui tam plaintiff
29 and the defendant shall serve all pleadings and papers filed, as well as discovery, in
30 the qui tam action on the secretary and the attorney general the state with all

pleadings in the action and supply the state with copies of all deposition transcripts at the state's expense.

* * *

§439.4. Recovery awarded to a qui tam plaintiff

A.(1) Except as provided by Subsection D of this Section and Paragraph (3) of this Subsection, if the ~~secretary or the attorney general~~ state ~~intervenes~~ proceeds in the action brought by a qui tam plaintiff, the qui tam plaintiff shall receive at least fifteen percent, but not more than twenty-five percent, of recovery.

* * *

C.

* * *

(2) If the ~~secretary or the attorney general~~ state does not intervene and the qui tam plaintiff conducts the action, the court ~~shall~~ may award costs, expenses, fees, and attorney fees to a prevailing defendant if the court finds that the ~~allegations made by the qui tam plaintiff were meritless or brought primarily for the purposes of harassment.~~ claims of the qui tam plaintiff were clearly frivolous, clearly vexatious, or primarily for the purposes of harassment. ~~A finding by the court that qui tam allegations were meritless or brought primarily for the purposes of harassment may be used by the prevailing defendant in the qui tam action or any other civil proceeding to recover losses or damages sustained as a result of the qui tam plaintiff filing and pursuing such a qui tam action:~~

* * *

F. In no instance shall the ~~secretary, the medical assistance programs, the attorney general, or the state~~ the state, including but not limited to any state department, agency, or board, be liable for any costs, expenses, fees, or attorney fees incurred by the qui tam plaintiff or for any award entered against the qui tam plaintiff.

G. The percentage of the share awarded to or settled for by the qui tam plaintiff shall be determined using the total amount of the ~~award or settlement~~ proceeds of the action or settlement of the claim.

HB NO. 560

ENROLLED

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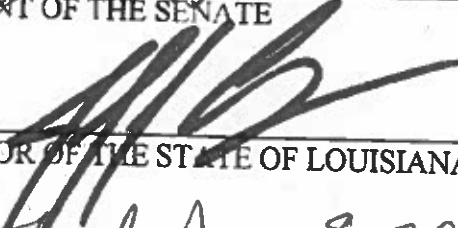
Section 2. R.S. 46:437.3(7), (10), (15), (19), and (24), 438.6(A)(2) and (3),
438.8(D)(2), 439.1(F), 439.2(F), and 440.3 are hereby repealed in their entirety.



SPEAKER OF THE HOUSE OF REPRESENTATIVES



PRESIDENT OF THE SENATE



GOVERNOR OF THE STATE OF LOUISIANA

APPROVED:  June 8, 2025

ACT 401

2025 Regular Session

ENROLLED

SENATE BILL NO. 24

BY SENATOR MCMATH

La. State Law Institute
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AN ACT

To amend and reenact R.S. 46:440.1(B) through (E), relative to the Medical Assistance Programs Fraud Detection Fund; to provide for the dedication of certain revenues and for the deposit and use of monies in the fund; to limit the amount of monies in the fund; to provide for the allocation of monies from the fund; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 46:440.1(B) through (E) are hereby amended and reenacted to read as follows:

§440.1. Medical Assistance Programs Fraud Detection Fund

* * *

B. After compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption Fund, and prior to monies being placed in the state general fund, all monies received by the any state entity related to a recovery, fine, or penalty pertaining to the medical assistance programs, including all monetary sanctions assessed against providers and managed care organizations, after accounting for any federal share, and excluding any third party liability and estate recoveries as defined by federal regulation, pursuant to a civil award granted or settlement under the provisions of this Part, except for the amount to make the medical assistance programs whole, shall be deposited into the fund.

C. Fifty percent of the After allocation of an amount sufficient to fully fund the Medicaid fraud control unit within the office of the attorney general, the remaining monies collected and deposited into in the fund shall be allocated as

1 follows:

2 (1) Fifty percent to the Medicaid Fraud ~~Control Unit~~ fraud control unit
3 within the office of the attorney general.

4 ~~D. (2) Fifty percent of the monies collected and deposited into the fund shall~~
5 ~~be allocated to the Louisiana Department of Health~~ program integrity section, to
6 ~~be used solely for Medicaid fraud detection and for the purposes specified in~~
7 ~~Subsection E of this Section.~~

8 D. The balance of the fund shall not exceed twenty million dollars. Any
9 monies collected pursuant to Subsection B of this Section in excess of the twenty
10 million dollar fund balance shall be used to fund the medical assistance
11 programs.

12 E. The monies in the fund shall be used to fund the Medicaid fraud
13 control unit within the office of the attorney general and the Louisiana
14 Department of Health program integrity section. The monies in the fund shall not
15 be used to replace, displace, or supplant state general funds appropriated for the daily
16 operation of the department Louisiana Department of Health, the office of the
17 attorney general, or the medical assistance programs, and may be appropriated by
18 the legislature for the following purposes only:

19 ~~(1) To pay costs or expenses incurred by the department or the attorney~~
20 ~~general relative to an action instituted pursuant to this Part.~~

21 ~~(2) To enhance fraud and abuse detection and prevention activities related to~~
22 ~~the medical assistance programs, including the activities of the task force on~~
23 ~~coordination of Medicaid fraud detection and prevention initiatives established~~
24 ~~pursuant to Subpart D-1 of this Part.~~

25 ~~(3) To pay rewards for information concerning fraud and abuse as provided~~
26 ~~in Subpart B of this Part.~~

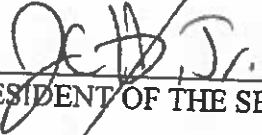
27 ~~(4) To provide a source of revenue for the Medical Assistance Program in the~~
28 ~~event of a change in federal policy which results in an increase in state participation~~
29 ~~or a shortfall in state general fund due to a decrease in the official forecast, as~~
30 ~~defined in R.S. 39:2(30), during a fiscal year.~~

SB NO. 24

ENROLLED

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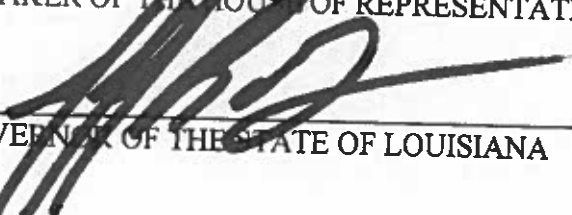
Section 2. This Act shall become effective on July 1, 2025; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval by the legislature or July 1, 2025, whichever is later.



PRESIDENT OF THE SENATE



SPEAKER OF THE HOUSE OF REPRESENTATIVES



GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: 
June 20, 2025

ACT 427

2025 Regular Session

SENATE BILL NO. 130

BY SENATOR CLOUD

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

L.a. State Law Institute

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Edits To:

RS 46

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ENROLLED

Note:

AN ACT

To enact Subpart F of Part VI-A of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:440.21, relative to Medicaid; to provide for Medicaid eligibility determinations; to provide for Medicaid program integrity measures; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Subpart F of Part VI-A of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:440.21, is hereby enacted to read as follows:

SUBPART F. MEDICAID PROGRAM INTEGRITY MEASURES

§440.21. Medicaid program integrity measures

A. The legislature hereby finds and declares the following:

(1) It is the policy of this state to protect public benefits for those who are truly needy and eligible for such benefits and to prevent waste and fraud from limiting available resources and increasing dependency unnecessarily.

(2) The Medicaid program provides support to needy households and persons.

(3) It is the intent of this Subpart to institute a system of modern and comprehensive interagency data cross-checks and to implement other program integrity measures available to ensure ongoing eligibility for Medicaid and to limit the use of ex parte renewals to the extent allowed.

B. The Louisiana Department of Health shall adopt the following measures to verify ongoing eligibility for Medicaid:

(1) The Louisiana Department of Health shall not accept eligibility determinations for Medicaid from any exchange established under 42 U.S.C.

1 18041(c). The Louisiana Department of Health may accept assessments from an
2 exchange established under 42 U.S.C. 18041(c), but shall independently verify
3 eligibility and make eligibility determinations.

4 (2) Neither the Louisiana Department of Health nor any state agency
5 that operates as a part of Medicaid may rely solely on ex parte renewals,
6 including but not limited to any waiver granted under Section 1902(e)(14)(A)
7 of the Social Security Act, unless expressly required by federal law. No later
8 than January 1, 2026, the Louisiana Department of Health shall withdraw any
9 waivers submitted to the federal government that authorize the department to
10 determine or renew eligibility by ex parte renewal.

11 (3) Unless required by federal law, the Louisiana Department of Health
12 shall not accept self-attestation of Louisiana state residency for initial eligibility
13 determinations or renewals. The Louisiana Department of Health may use
14 technology and government data sharing to verify income, residency, household
15 composition, or receipt of other coverage. The Louisiana Department of Health
16 shall not request authority to waive or decline to periodically check any
17 available income-related data sources to verify eligibility for Medicaid.

18 (4) The Louisiana Department of Health may use an enhanced income
19 verification platform to verify recipient eligibility. The Louisiana Department
20 of Health may procure and enter into a contract for the platform. The platform
21 shall meet all of the following criteria:

22 (a) Use automated, real-time data matching and analytics to detect
23 unreported or under reported income.

24 (b) Consolidate overlapping data to prevent double counting of financial
25 records.

26 (5) The Louisiana Department of Health shall enter into the following
27 data matching agreements to cross-check households enrolled in Medicaid with
28 other state data sets as allowed by law:

29 (a) On at least a monthly basis, the Louisiana Department of Health shall
30 receive and review information from the state registrar of vital records

1 concerning individuals enrolled in Medicaid that indicates a change in
2 circumstances that may affect eligibility for Medicaid, including but not limited
3 to death records.

4 (b) On at least a quarterly basis, the Louisiana Department of Health
5 shall receive and review information from ^g ~~the~~ Louisiana ^{WORKS} Workforce
6 Commission ^g concerning individuals enrolled in Medicaid that indicates a
7 change in circumstances that may affect eligibility for Medicaid, including but
8 not limited to changes in employment or wages.

9 (c) On at least a quarterly basis, the Louisiana Department of Health
10 shall receive and review information from the Department of Public Safety and
11 Corrections, office of motor vehicles concerning individuals enrolled in
12 Medicaid that indicates a change in residency that may affect eligibility for
13 Medicaid.

14 (d) On at least a semi-annual basis, the Louisiana Department of Health
15 shall receive and review information from the Louisiana Department of
16 Revenue concerning individuals enrolled in Medicaid that indicates a change in
17 circumstances that may affect eligibility for Medicaid, including but not limited
18 to potential changes in income, wages, or residency as identified by tax records.

19 (e) The Louisiana Department of Health shall implement a platform to
20 receive and review information on at least an annual basis concerning
21 incarceration status of individuals enrolled in Medicaid.

22 (f) On at least a monthly basis, the Louisiana Department of Health shall
23 receive and review information from the Social Security Administration
24 concerning the disability status of individuals enrolled in Medicaid.

25 (6) On at least a quarterly basis, the Louisiana Department of Health
26 shall publish on its website, data regarding findings of noncompliance and fraud
27 investigations in Medicaid for the following aggregate, nonconfidential, and
28 nonpersonally identifying information:

29 (a) The number of Medicaid cases investigated for intentional program
30 violations or fraud.

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(b) Total number of Medicaid cases referred to the attorney general's office for prosecution.

(c) Improper payments and expenditures.

(d) Monies recovered.

(e) Aggregate data concerning improper payments and ineligible recipients as a percentage of those investigated and reviewed.

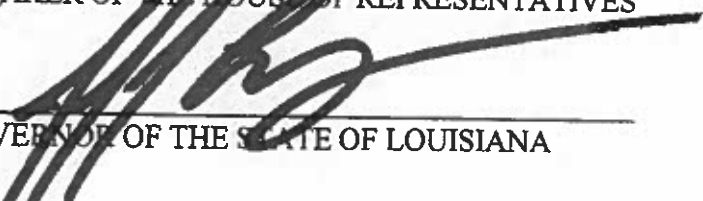
Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.



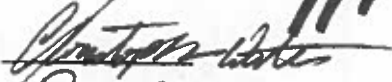
PRESIDENT OF THE SENATE



SPEAKER OF THE HOUSE OF REPRESENTATIVES



GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: 
June 20, 2025

ACT 410

2025 Regular Session

ENROLLED

SENATE BILL NO. 42

BY SENATORS SELDERS, BARROW, DUPLESSIS, FOIL, TALBOT AND WHEAT AND REPRESENTATIVES BAYHAM, BERAULT, BILLINGS, CARLSON, CARRIER, WILFORD CARTER, CHASSION, DAVIS, DESHOTEL, DEVILLIER, DOMANGUE, FREEMAN, FREIBERG, HEBERT, HILFERTY, HUGHES, MIKE JOHNSON, TRAVIS JOHNSON, KNOX, MANDIE LANDRY, LARVADAIN, MARCELLE, MCMAKIN, MENA, MILLER, MOORE, NEWELL, PHELPS, SPELL, STAGNI, TAYLOR, WALTERS, WILLARD AND WYBLE

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

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Edits To: RS 22 Pgs. 2
Note: - NOTE 3

La. State Law Institute
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NO EDITS

Classification RS 46
- NOTE 3

AN ACT

To enact R.S. 22:1077.4 and R.S. 46:447.4, relative to perinatal behavioral health treatment; to require commercial insurance and Medicaid coverage for voluntary inpatient treatment following a perinatal psychiatric diagnosis; to provide for definitions; to provide for applicability relative to coverage plans; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 22:1077.4 is hereby enacted to read as follows:

§1077.4. Inpatient treatment following a perinatal psychiatric diagnosis:

commercial insurance

A. Any health benefit plan offered by a health insurance issuer that provides mental health benefits with respect to treatment for perinatal psychiatric diagnoses shall provide coverage for voluntary inpatient treatment for a patient with a perinatal psychiatric diagnosis. Inpatient admissions, including overnight stays, and medications resulting from treatments, including infusions and prescriptions, and counseling shall be covered services.

B. All decisions regarding voluntary inpatient treatment following a perinatal psychiatric diagnosis shall be made solely by an attending physician, physician assistant, psychiatrist, psychologist, medical psychologist, or nurse

1 practitioner in consultation with the patient. All levels of maternal mental
2 health inpatient treatment as provided for in this Section shall be considered
3 medically necessary and shall not be excluded from coverage. The treating
4 physician, physician assistant, psychiatrist, psychologist, medical psychologist,
5 or nurse practitioner shall consider recognized ^{evidence} ~~evidenced~~ based standards, such
6 as guidelines of InterQual or Milliman Care Guidelines (MCG), in making
7 treatment recommendations. Health insurance issuers shall not deny coverage
8 for voluntary inpatient treatment for a patient with a perinatal psychiatric
9 diagnosis that is consistent with these standards.

10 C. Any voluntary admission covered by this Section shall be in
11 accordance with R.S. 28:52.

12 D. The coverage required pursuant to this Section may be subject to
13 annual deductibles, coinsurance, and copayment provisions established under
14 the health benefit plan.

15 E. For purposes of this Section, the following terms have the following
16 meanings:

17 (1) "Health benefit plan" means any hospital, health, or medical expense,
18 insurance policy, hospital or medical service contract, employee welfare benefit
19 plan, contract, or other agreement with a health maintenance organization or
20 a preferred provider organization, health and accident insurance policy, or any
21 other insurance contract of this type in this state, including a group insurance
22 plan and the Office of Group Benefits programs. "Health benefit plan" does not
23 include a plan providing coverage for excepted benefits as defined in R.S.
24 22:1061, limited benefit health insurance plans, and short-term policies that
25 have a term of less than twelve months.

26 (2) "Health insurance issuer" means an entity subject to the insurance
27 laws and regulations of this state, or subject to the jurisdiction of the
28 commissioner, that contracts or offers to contract to provide, deliver, arrange
29 for, pay for, or reimburse any of the costs of healthcare services, including
30 through a health benefit plan as defined in this Section, and includes a sickness

1 and accident insurance company, a health maintenance organization, a
2 preferred provider organization, or any similar entity, or any other entity
3 providing a plan of health insurance or health benefits.

4 (3) "Perinatal psychiatric diagnosis" means a psychiatric disorder
5 requiring inpatient treatment during pregnancy through one year postpartum,
6 which includes one year after a pregnancy loss.

7 F. The implementation of the provisions of this Section shall be subject
8 to the appropriation of funds by the legislature for this purpose.

9 Section 2. R.S. 46:447.4 is hereby enacted to read as follows:

10 §447.4. Inpatient treatment following a perinatal psychiatric diagnosis:

11 Medicaid

12 A. Medicaid managed care organizations shall provide coverage for
13 voluntary inpatient treatment for a Medicaid recipient with a perinatal
14 psychiatric diagnosis. Inpatient admissions, including overnight stays, and
15 medications resulting from treatments, including infusions and prescriptions,
16 and counseling shall be covered services.

17 B. All decisions regarding voluntary inpatient treatment following a
18 perinatal psychiatric diagnosis shall be made solely by an attending physician,
19 physician assistant, psychiatrist, psychologist, medical psychologist, or nurse
20 practitioner in consultation with the patient.

21 C. Any voluntary admission covered by this Section shall be in
22 accordance with R.S. 28:52.

23 D. For purposes of this Section, "perinatal psychiatric diagnosis" means
24 a psychiatric disorder requiring inpatient treatment during pregnancy through
25 one year postpartum, which includes one year after a pregnancy loss.

26 E. The implementation of the provisions of this Section shall be subject
27 to the appropriation of funds by the legislature for this purpose.

28 F. Nothing in this Section shall prohibit the Louisiana Medicaid Program
29 from establishing criteria for payment of covered Medicaid services, including
30 criteria for medical necessity.

SB NO. 42

ENROLLED

(ACTS 2025, No. 410)

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Section 3. The provisions of this Act apply to any new policy, contract, or health coverage plan issued on and after January 1, 2026. Any policy, contract, or health coverage plan in effect prior to January 1, 2026, shall convert to conform to the provisions of this Act on or before the renewal date, but no later than January 1, 2027.

NOTE ALL PROVISIONS IN THIS ACT

[Signature]
PRESIDENT OF THE SENATE

[Signature]
SPEAKER OF THE HOUSE OF REPRESENTATIVES

[Signature]
GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: *[Signature]*
June 20, 2025

ACT 293

ENROLLED

2025 Regular Session

HOUSE BILL NO. 565

BY REPRESENTATIVE SPELL

L. State Law Institute
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Edits To: RS 46 Pgs. 3
Note: - NOTE § 2(B)

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AN ACT

To enact R.S. 46:460.71(E) and 460.76.3, relative to the state medical assistance program; to provide for claim payment information; to provide for third-party liability; to require notification; to provide penalties; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 46:460.71(E) and 460.76.3 are hereby enacted to read as follows:

§460.71. Claim payment information

* * *

E. Unless the secretary of the department promulgates a rule in accordance with this Subsection, a managed care organization shall be strictly prohibited from amending, modifying, or changing in any manner a claim submitted by a healthcare provider or adjusting, down-coding, or paying a claim at a lower level of service than what was submitted by the healthcare provider. However, this Section shall not prohibit a managed care organization from conducting required post-payment reviews and audits, and taking action as a result of such reviews and audits. Any violation of the provisions of this Subsection shall result in the department withholding from payment to the managed care organization an amount to be determined by the department not less than twenty-five thousand dollars or greater for each violation of this Section. The department may promulgate rules in accordance with the Administrative Procedure Act that authorize a statewide policy for managed care organizations to adjudicate payment of claims in a manner that would otherwise violate the provisions of this Section. Such rule shall become

effective only upon the approval of the Senate Committee on Health and Welfare and the House Committee on Health and Welfare, meeting separately or jointly.

* * *

§460.76.3. Claim information: third-party liability

A. The department shall provide all known information about any health insurer or other third party that is legally liable for payment of all or part of a claim for healthcare services furnished under the Medicaid state plan to an enrollee on the Medicaid Eligibility Verification System.

B.(1) A managed care organization shall provide notification to the department no later than two business days from the date the managed care organization verifies or has knowledge of the existence of any health insurer or other third party that is legally liable for payment of all or part of a claim for healthcare services furnished under the Medicaid state plan to an enrollee when the health insurer or other liable third party is not reflected on the Medicaid Eligibility Verification System. The notification shall include, at minimum, all of the following information about the health insurer or other liable third party:

(a) The name, address, and phone number of the health insurer or other liable third party.

(b) The policyholder information, including the policyholder name, policy number, and group number.

(c) The scope of coverage, if the scope of coverage is limited.

(d) The effective date of coverage.

(e) Any other information required by the department.

(2) The department may promulgate rules or may include requirements in the Medicaid managed care organization manual as necessary for the implementation of this Section.

(3) The department shall cause the information contained in the notification to be reflected in the Medicaid Eligibility Verification System no later than three business days from receiving a notice pursuant to this Subsection.

1 C. A managed care organization shall not deny, pend, reject, or recoup a
2 claim solely on the basis of the existence of a liable third party or primary coverage
3 that is through other health insurance unless all of the following information related
4 to the other health insurance is available on the Medicaid Eligibility Verification
5 system that is maintained by the department:

6 (1) The name, address, and phone number of the liable third party or health
7 insurance issuer.

8 (2) The policyholder information, including the policyholder name, policy
9 number, and group number.

10 (3) The effective date of coverage by the liable third party or health
11 insurance issuer and the scope of coverage of the liable third party or health
12 insurance issuer, if the scope of coverage is limited.

13 D. A managed care organization shall provide written or electronic
14 notification to a provider no later than five business days after the managed care
15 organization receives payment from a liable third party for healthcare services
16 rendered by the healthcare provider. Such notice shall include the following:

17 (1) A copy of the explanation of benefits provided to the managed care
18 organization as ^a result of payment being made to the managed care organization for
19 the healthcare services rendered by the healthcare provider.

20 (2) The name, address, and phone number of the health insurer or other liable
21 third party.

22 (3) The policyholder information, including the policyholder name, policy
23 number, and group number.

24 (4) The effective date of coverage.

25 (5) The scope of coverage, if the scope of coverage is limited.

26 E. The department shall withhold payment to the managed care organization
27 in an amount to be determined by the department not less than twenty-five thousand
28 dollars or greater for each violation of the provisions of this Section by a managed
29 care organization. However, upon a finding by the department that the managed care
30 organization has committed multiple violations of this Section or has engaged in a

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pattern of violations, the minimum amount shall be at least one hundred thousand dollars.

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

(B) Implementation of the provisions of R.S. 46:460/76.3 as enacted by Section 1 of this Act shall begin on August 1, 2025.

✓ [ACTS 2025, No. 293]

[NOTE: R.S. 46:160.76.3]

Philip R. Daniels

SPEAKER OF THE HOUSE OF REPRESENTATIVES

John S. Edwards

PRESIDENT OF THE SENATE

Jeff Landry

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED:

Angeline F. Neal June 11, 2025

ACT 440

2025 Regular Session

ENROLLED

SENATE BILL NO. 182

BY SENATORS TALBOT, BARROW, BOUDREAUX, CARTER, DUPLESSIS, EDMONDS, FESI, HARRIS, HENRY, JACKSON-ANDREWS, JENKINS, LUNEAU, MCMATH, MILLER, OWEN, PRICE, SELDERS, STINE AND WOMACK AND REPRESENTATIVES BERAULT, BILLINGS, WILFORD CARTER, CHASSION, EGAN, FISHER, KNOX, MANDIE LANDRY AND WYBLE

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

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Edits To: RS 46 Pgs. 1
Note:

AN ACT

To enact R.S. 46:460.76.3, relative to Medicaid prior authorization during a declared emergency; to authorize the Louisiana Department of Health to suspend prior authorization requirements for certain Medicaid recipients during a declared emergency; to require payments to certain providers without prior authorization; to provide for documentation; to provide for notification to Medicaid recipients; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 46:460.76.3 is hereby enacted to read as follows:

~~§460.76.3.~~ ⁴ **Prior authorization; suspension during state of emergency**

A. During a state of emergency declared by the governor, the Louisiana Department of Health may suspend utilization management requirements, including but not limited to prior authorization and concurrent review requirements for the Medical Assistance Program to ensure uninterrupted access to medically necessary healthcare services, including diagnostics, treatments, medications, and supportive services.

B. Any Medicaid managed care organization, pharmacy benefit manager, or entity responsible for fee-for-service claims processing shall reimburse providers for medically necessary drugs, services, equipment, supplies, and therapies provided to Medicaid recipients during the emergency without requiring prior authorization. Any Medicaid managed care

organization, pharmacy benefit manager, or entity responsible for fee-for-service claims processing shall reimburse any out-of-state provider that provided essential medical care to a Louisiana Medicaid recipient who evacuated out of state, whether voluntarily or involuntarily, without requiring prior authorization.

C. The prior authorization suspension provided for in this Section shall only apply to Medicaid recipients who reside within the designated emergency area.

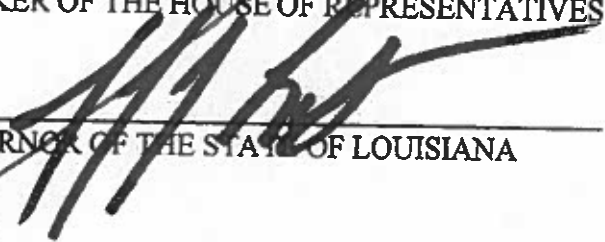
D. The Medicaid managed care organizations shall notify Medicaid recipients of prior authorization suspensions, uninterrupted care access, and rights during emergencies. Notifications should be distributed through healthcare providers, community outreach, and online platforms to ensure all patients, especially vulnerable or displaced individuals, are aware of the provisions of this Section and can make informed decisions about their care.



PRESIDENT OF THE SENATE



SPEAKER OF THE HOUSE OF REPRESENTATIVES



GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: 
June 20, 2025

ACT 417

2025 Regular Session

ENROLLED

SENATE BILL NO. 96

BY SENATOR MCMATH AND REPRESENTATIVES CARRIER, CHASSION, KNOX,
LYONS AND MARCELLE

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

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Classification RS 46

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AN ACT

To enact R.S. ~~46:460.77.4~~, relative to Medicaid reimbursement rates for behavioral health services; to require the Louisiana Department of Health to reimburse Medicaid providers for certain behavioral health services; to provide relative to reimbursement rates; to provide for effectiveness; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 46:460.77.4 is hereby enacted to read as follows:

§460.77.4. Reimbursement for certain behavioral health services

A. Subject to approval by the Centers for Medicare and Medicaid Services, the Louisiana Department of Health shall reimburse Medicaid providers for mental health partial hospitalization program services provided at a licensed freestanding inpatient psychiatric hospital. Providers shall be reimbursed at one hundred percent of the Medicare rates.

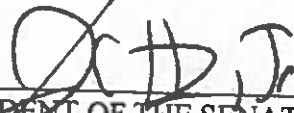
B. Implementation of this Section is subject to the appropriation of funds by the legislature for this purpose or upon notification by the secretary of the Louisiana Department of Health to the Joint Legislative Committee on the Budget that the department has identified available funds within its existing budget authority for the implementation of the provisions of this Section.

SB NO. 96

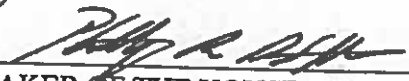
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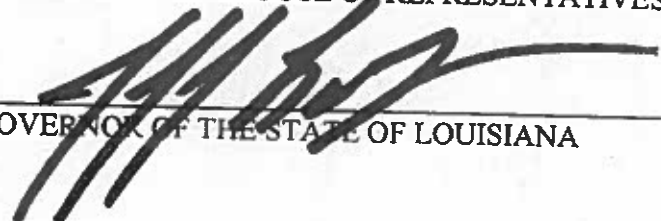
Section 2. This Act shall become effective on July 1, 2025; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval by the legislature or July 1, 2025, whichever is later.




PRESIDENT OF THE SENATE



SPEAKER OF THE HOUSE OF REPRESENTATIVES



GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: 
June 20, 2025

ACT 294

ENROLLED

2025 Regular Session

HOUSE BILL NO. 595

BY REPRESENTATIVE PHELPS

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Classification RS 46

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AN ACT

To amend and reenact R.S. 46:977.24(A)(6), relative to Medicaid coverage; to provide for Medicaid coverage through the TEFRA option; to provide for eligibility; to provide for the treatment of a severe health condition; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 46:977.24(A)(6) is hereby amended and reenacted to read as follows:

§977.24. Eligibility factors; benefits; premium payment program participation


A. In order to be eligible for the TEFRA option, a child shall meet all of the following eligibility criteria:

* * *

(6)(a) Due to his disability, he requires a level of care provided in a hospital, skilled nursing facility, or intermediate care facility; however, care provided outside of such an institution may be appropriate.

(b) A child may meet a level of care if, within the last twelve months, he presents for emergency care in a hospital more frequently than once per month and the use of the hospital is medically necessary to stabilize sickle cell anemia.

* * *


SPEAKER OF THE HOUSE OF REPRESENTATIVES


PRESIDENT OF THE SENATE


GOVERNOR OF THE STATE OF LOUISIANA

APPROVED:  June 11, 2025

ACT 228

La. State Law Institute ENROLLED

2025 Regular Session

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NO EDITS

HOUSE BILL NO. 454

Classification RS 46

- NOTE E 2

BY REPRESENTATIVES MILLER, BOYD, BRASS, WILFORD CARTER, CHASSION, FISHER, HUGHES, JACKSON, KNOX, LAFLEUR, MANDIE LANDRY, TERRY LANDRY, LYONS, MARCELLE, MENA, MOORE, SPELL, STAGNI, TAYLOR, WALTERS, AND WILLARD AND SENATORS BARROW, BOUDREAUX, BOUIE, CARTER, DUPLESSIS, JACKSON-ANDREWS, MIZELL, PRICE, AND SELDERS

AN ACT

To enact Part V of Chapter 8 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. ~~46:977.41~~ through 977.43, relative to Medicaid insurance coverage for doula services; to provide for legislative findings; to provide for definitions; to require Medicaid coverage for maternity services provided by doulas; to provide for enrollment qualifications; to assign certain duties to the Louisiana Department of Health; to provide for applicability; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Part V of Chapter 8 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:977.41 through 977.43, is hereby enacted to read as follows:

PART V. MEDICAID COVERAGE FOR DOULAS

§977.41. Legislative findings

The legislature hereby affirms all of the following:

(1) Leading professional societies, such as the American College of Obstetricians and Gynecologists and the Society for Maternal-Fetal Medicine, and federal agencies, such as the Centers for Disease Control and Prevention, the Health Resources and Services Administration, and the Centers for Medicare and Medicaid Services, have recognized the well-established benefits of doula services.

(2) In January 2025, Louisiana was selected as one of the states to participate in the Centers for Medicare and Medicaid Services Transforming Maternal Health Model. The model is designed to focus exclusively on improving maternal healthcare for people enrolled in Medicaid and the Children's Health Insurance Program. The model supports participating state Medicaid agencies in the

1 development of a whole-person approach to pregnancy, childbirth, and postpartum
2 care that addresses the physical, mental health, and social needs experienced during
3 pregnancy. The goal of the model is to reduce disparities in access and treatment.
4 The model aims to improve outcomes and experiences for mothers and their
5 newborns, while also reducing overall program expenditures. This model urges
6 states to address gaps in maternal healthcare using doulas.

7 (3) Research has demonstrated that support from a doula is associated with
8 lower cesarean section rates, fewer obstetric interventions, fewer complications
9 during and after childbirth, decreased use of pain medication, shorter labor hours,
10 and higher scores on the Appearance, Pulse, Grimace, Activity, and Respiration, or
11 APGAR, test, which indicates how well the baby is doing outside the womb.

12 (4) As a state, Louisiana consistently ranks in the top five states for maternal
13 and infant mortality and morbidity in the United States, which is indicative of a
14 maternity healthcare crisis. It is well established that the use of doulas in maternal
15 healthcare makes a difference in improving outcomes and lowering healthcare costs
16 for the mother and infant.

17 §977.42. Definitions; health coverage; policy provisions

18 A. For purposes of this Section, the following definitions apply:

19 (1) "Doula" means an individual who has been trained to provide physical,
20 emotional, and educational support, but not medical or midwifery care, to pregnant
21 and birthing women and their families before, during, and after childbirth.

22 (2) "Doula treatment or care" means any maternal healthcare services
23 rendered by a registered doula in this state.

24 B. Any Medicaid coverage plan delivered or issued for delivery in this state
25 that provides benefits for maternity services shall include coverage for services
26 provided by a doula before, during, and after childbirth as provided in R.S.
27 46:977.43. The coverage scope of services and rates shall be determined by the
28 Louisiana Department of Health using market benchmarks and comparisons to
29 similar state rates.

30 C. Doula services shall include but not be limited to all the following:

1 (1) Support and assistance during labor and childbirth.

2 (2) Prenatal and postpartum support and education.

3 (3) Breastfeeding assistance and lactation support.

4 (4) Parenting education.

5 (5) Support for a birthing woman after the loss of a pregnancy.

6 D. At minimum, each Medicaid plan shall comply with the provisions in
7 R.S. 40:977.43 and provide coverage for all of the following services:

8 (1) Five prenatal visits for up to ninety minutes.

9 (2) Three postpartum visits for up to ninety minutes.

10 (3) Assistance and attendance during labor and birth including cesarean
11 deliveries.

12 E.(1) The requirements established by Medicaid managed care plans to
13 ensure the services provided by a doula before, during, and after childbirth shall not
14 be construed to preclude a doula from practice in this state.

15 (2)(a) A doula may opt to practice in this state and forego any eligible
16 reimbursement via a health coverage plan.

17 (b) Doulas opting for reimbursement via a Medicaid managed care plan shall
18 have approved registration by the Louisiana Doula Registry Board.

19 F. All doulas with approved registration with the Louisiana Doula Registry
20 Board shall have acceptance as a provider of such services with all Louisiana
21 Medicaid plans in accordance with Medicaid rulemaking.

22 G. Terminology in any Medicaid managed care plan or contract deemed
23 discriminatory against doulas and doula services is void and unenforceable.

24 §977.43. Required Medicaid coverage for doulas

25 A. The Louisiana Medicaid program shall cover inpatient and, if deemed
26 appropriate, outpatient coverage for doula treatment or care when such care or
27 treatment is used for a medically accepted indication and administered in any
28 healthcare facility by any healthcare professional appropriately registered in this
29 state to provide doula treatment or care in accordance with state and federal
30 guidelines or certifications.

ENROLLED

B. A prospective enrollee shall be considered eligible for doula treatment or care enrollment if the individual satisfies all of the following qualifications:

(1) The individual is enrolled in the Louisiana Medicaid program.

(2) A licensed healthcare provider has certified that the individual is pregnant or in the postpartum period.

(3) The pregnant or postpartum woman requests or consents to the use of doula services.

C. Pursuant to this Section, the secretary of the Louisiana Department of Health shall do all the following:

(1) Submit to the Centers for Medicare and Medicaid Services all necessary state plan amendments.

(2) Promulgate and adopt all necessary rules in accordance with the Administrative Procedure Act.

(3) Take any other actions necessary to implement the provisions of this Part.

Section 2.(A) The provisions of Subsection B of R.S. 46:977.42 as enacted by Section 1 of this Act shall apply to any new Medicaid managed care plan issued on and after August 1, 2025.

(B) Any Medicaid managed care plan in effect prior to August 1, 2025, shall convert to conform to the provisions of this Part on or before the renewal date, but no later than January 1, 2026.

[NOTE 2 RS 46:977.41 [NOTE 2 RS 46:977.42(B)] et seq.]

[Signature]
SPEAKER OF THE HOUSE OF REPRESENTATIVES

[Signature]
PRESIDENT OF THE SENATE

[Signature]
GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: Angelique Friel June 10, 2025

CODING: Words in struck through type are deletions from existing law; words underscored are additions.

ACT 430

2025 Regular Session

ENROLLED

SENATE BILL NO. 143

BY SENATOR HENSGENS

La. State Law Institute
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NO EDITS
Classification RS 46

AN ACT

To amend and reenact R.S. 46:1053(K)(1) and (L)(1), relative to hospital service districts; to provide relative to the Vermilion Parish Hospital Service Districts No. 1 and No. 2; to provide relative to the terms of office for certain members of the board of commissioners; and to provide for related matters.

Notice of intention to introduce this Act has been published.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 46:1053(K)(1) and (L)(1) are hereby amended and reenacted to read as follows:

§1053. Commission; qualification of members; appointment; vacancies; compensation; removal of commissioners; certain powers

* * *

K.(1) In the parish of Vermilion, Hospital Service District No. 1 shall be governed by a commission composed of eight members. Each chief of the medical staff at the Abrom Kaplan Memorial Hospital shall be a member of the commission during his term in office. The other additional members provided for by this Paragraph shall be appointed for initial terms of six years each by the police jury of the parish of Vermilion and thereafter shall serve six four-year terms.

* * *

L.(1) The Vermilion Parish Hospital Service District No. 2 shall be governed by a board of commissioners composed of seven members. One member shall be appointed by the parish governing authority from among the physicians who are residents of the district. If no physician is willing to serve, then the parish governing authority may appoint any person who is otherwise eligible to fill the office. Members appointed from among the physicians of the district and members

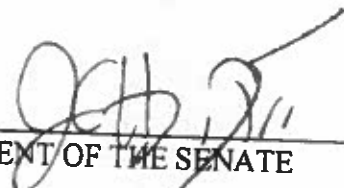
SB NO. 143

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appointed in place of such member shall serve two-year terms. All other members shall serve ~~six~~ four-year terms.

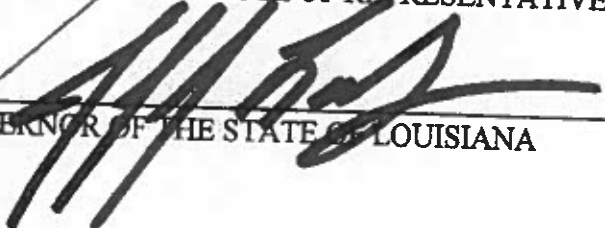
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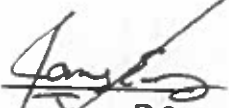
PRESIDENT OF THE SENATE



SPEAKER OF THE HOUSE OF REPRESENTATIVES



GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: 
June 20, 2025

ACT 348

ENROLLED

2025 Regular Session

HOUSE BILL NO. 126

BY REPRESENTATIVES LYONS, ADAMS, BACALA, BAGLEY, BAYHAM, BERAULT, BILLINGS, BOYD, BOYER, BRASS, BRAUD, BRYANT, BUTLER, CARRIER, WILFORD CARTER, COATES, FISHER, FREIBERG, GREEN, HORTON, HUGHES, ILLG, JACKSON, TRAVIS JOHNSON, JORDAN, KERNER, LACOMBE, LAFLEUR, MACK, MARCELLE, MENA, MILLER, MOORE, NEWELL, OWEN, PHELPS, ROMERO, SCHLEGEL, SPELL, ST. BLANC, TAYLOR, THOMPSON, WALTERS, AND YOUNG AND SENATORS BARROW, BOUDREAUX, BOUIE, CARTER, CONNICK, DUPLESSIS, HARRIS, HENRY, JACKSON-ANDREWS, JENKINS, KLEINPETER, MCMATH, MIZELL, PRICE, TALBOT, AND WOMACK

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- NOTE § 2(A)**

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AN ACT

To amend and reenact R.S. ~~46:1606(A)~~ and (B)(1), relative to state funding for parish councils on aging; to modify the funding formula for determining annual state funding for each such council; to provide for distribution of such funding; to provide minimum amounts to be appropriated for such funding; to provide for applicability; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 46:1606(A) and (B)(1) are hereby amended and reenacted to read as follows:

§1606. Annual appropriation

A. The legislature shall appropriate to the office of elderly affairs, for distribution by the executive director of the office to the various voluntary parish councils on aging, funds sufficient to allocate to each parish council ~~two~~ four dollars and ~~fifty cents~~ for each person sixty years or older who is a resident of the parish as shown by the latest official census estimate or one hundred fifty thousand dollars, whichever is greater. The office of elderly affairs shall include funds in their annual budget request for increases in funding based on the number of elderly as estimated in the above census. Notwithstanding the foregoing, such total annual appropriation

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1 shall be for a minimum of ~~six million nine hundred thousand~~ ten million four
2 hundred ninety-four thousand two hundred thirty-eight dollars.

3 B.(1) Funds appropriated by the legislature pursuant to Subsection A of this
4 Section shall be distributed by the executive director of the office of elderly affairs
5 and shall be allocated to each parish council in an amount equal to ~~two~~ four dollars
6 ~~and fifty cents~~ for each resident of the parish age sixty years or older, as shown by
7 the latest official estimate approved by the United States Bureau of the Census, or
8 one hundred fifty thousand dollars, whichever is greater. The sums so allocated shall
9 be distributed quarterly during the first thirty days of each quarter of the fiscal year.
10 In appropriating funds pursuant to this Section, the legislature shall specifically
11 provide for the allocation of funds to the respective parish councils in accordance
12 with the provisions of this Section.

13 * * *

14 Section 2.(A) The provisions of Section 1 of this Act shall become effective ^[Acts 2025, No. 348] when
15 an Act of the Louisiana Legislature containing a specific appropriation of monies for the
16 implementation of the provisions of this Act becomes effective.

17 (B) The provisions of this Section shall become effective upon signature by the
18 governor or, if not signed by the governor, upon expiration of the time for bills to become
19 law without signature by the governor, as provided by Article III, Section 18 of the
20 Constitution of Louisiana. If vetoed by the governor and subsequently approved by the
21 legislature, the provisions of this Section shall become effective on the day following such
22 approval.


[NOTE: RS 46:1606(A)(1)(B)(1)]



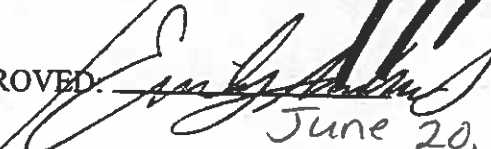
SPEAKER OF THE HOUSE OF REPRESENTATIVES



PRESIDENT OF THE SENATE



GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: 
June 20, 2025
Page 2 of 2

ACT 230

ENROLLED

2025 Regular Session

HOUSE BILL NO. 5

BY REPRESENTATIVES JACKSON AND KNOX

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Edits To: RS 14 Pgs. 6, 7

Note: - COPY PGS 1-8, 11

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Edits To: RS 15 Pgs. 10

Note: - MERGE w/ ACT 261
- COPY PGS. 1, 9-11

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Classification RS 46

- COPY PGS. 1, 11

1 AN ACT

2 To amend and reenact R.S. 14:46.3(A)(1) and (D)(2), 82.2(C)(1), (4) and (5), 83(B)(1)(b),
3 (2), and (3), 83.1(B)(2) and (3), 83.2(B)(2) and (3), 84(B)(2) and (3), 85(B)(2) and
4 (3), 86(B)(1)(b) and (c), 89.2(B)(3)(a), 104(B)(2) and (3), 105(B)(2) and (3), and
5 282(B)(2) and (3), R.S. 15:539.1(A) and 541(24)(a), and R.S. 46:1844(W)(2)(a) and
6 to enact R.S. 14:46.3(A)(7) and 83(C), relative to offenses concerning prostitution;
7 to provide for certain prostitution offenses; to provide for penalties; to provide for
8 a definition; to provide with respect to sex offender registration and notification
9 requirements; and to provide for related matters.

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. R.S. 14:46.3(A)(1) and (D)(2), 82.2(C)(1), (4), and (5), 83(B)(1)(b), (2),
12 and (3), 83.1(B)(2) and (3), 83.2(B)(2) and (3), 84(B)(2) and (3), 85(B)(2) and (3),
13 86(B)(1)(b) and (c), 89.2(B)(3)(a), 104(B)(2) and (3), 105(B)(2) and (3), and 282(B)(2) and
14 (3) are hereby amended and reenacted and R.S. 14:46.3(A)(7) and 83(C) are hereby enacted
15 to read as follows:

ACT 230

HB NO. 5

ENROLLED

1 Corrections on or after June 18, 1992. A conviction for any offense provided in this
2 definition includes a conviction for the offense under the laws of another state, or
3 military, territorial, foreign, tribal, or federal law which is equivalent to an offense
4 provided for in this Chapter, unless the tribal court or foreign conviction was not
5 obtained with sufficient safeguards for fundamental fairness and due process for the
6 accused as provided by the federal guidelines adopted pursuant to the Adam Walsh
7 Child Protection and Safety Act of 2006.

* * *

9 Section 3. R.S. 46:1844(W)(2)(a) is hereby amended and reenacted to read as
10 follows:

11 §1844. Basic rights for victim and witness

12 * * *


13 W.


14 * * *

15 (2) For purposes of this Section:

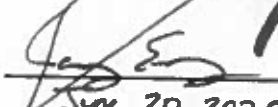
16 (a) "Human trafficking-related offense" shall include the perpetration or
17 attempted perpetration of R.S. 14:46.2, or R.S. 14:46.3, or any other crime involving
18 commercial sexual exploitation including R.S. 14:81.1, 81.3, 82, 82.1, 82.2, 83, 83.1,
19 83.2, 83.3, 83.4, 84, 85, 86, 89.2, 104, 105, and or 282.

20 * * *


SPEAKER OF THE HOUSE OF REPRESENTATIVES


PRESIDENT OF THE SENATE


GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: 
June 20, 2025

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ACT 370

ENROLLED

2025 Regular Session

HOUSE BILL NO. 479

BY REPRESENTATIVES MANDIE LANDRY, BACALA, BOYD, BOYER, BRASS, BRAUD, BRYANT, BUTLER, CARLSON, COATES, COX, DEWITT, DOMANGUE, EDMONSTON, EGAN, FREEMAN, FREIBERG, HILFERTY, HORTON, HUGHES, JORDAN, KERNER, KNOX, LAFLEUR, LARVADAIN, LYONS, MACK, MARCELLE, MELERINE, MOORE, NEWELL, OWEN, PHELPS, ROMERO, SPELL, STAGNI, TAYLOR, THOMPSON, VILLIO, WALTERS, WYBLE, AND ZERINGUE

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- COPY PGS 1-2, 6-7

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Edits To: RS 46 Pgs. 2
Note: - NOTE § 3

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AN ACT

To enact R.S. ~~15:715~~ and R.S. ~~46:1847~~ and 1848, relative to the creation of a comprehensive victims' services system; to provide for a Crime Victims' Bill of Rights; to provide for victim notification; to provide for definitions; to provide for legislative findings; to provide certain rights to crime victims, witnesses, and family members; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 15:715 is hereby enacted to read as follows:

§715. Reporting of escapes from parish prison facilities and jails

A. The sheriff, the highest ranking employee of the sheriff's office, or the person acting on behalf of the sheriff who is physically present at and in charge of the parish prison or jail at the time of an escape from that facility shall immediately notify or take necessary steps to ensure that notification is provided to every law enforcement agency and local media outlet after receiving notification that an inmate has escaped from or left the premises of the facility without authority. Such notice shall be provided by the most reasonable and expedient means available.

1 B.(1) The sheriff, his designee, or the highest ranking employee of the
 2 sheriff's office shall immediately notify any known witnesses and the victim of the
 3 crime for which the escaped inmate was imprisoned. Such notice shall be provided
 4 by the most reasonable and expedient means available.

5 (2) If the inmate is recaptured, the sheriff, his designee, or the highest
 6 ranking employee of the sheriff's office shall send notice to the persons and entities
 7 designated in this Section as soon as possible but in no event not later than one
 8 working day after the sheriff learns of such recapture.

9 C. As used in this Section, the following terms shall have the following
 10 meanings:

11 (1) "Law enforcement agency" means the Department of Public Safety and
 12 Corrections, office of public safety services and office of state police, and all police
 13 departments in the parish.

14 (2) "Local media outlet" means a local news service, including but not
 15 limited to a print, broadcast, or online platform.

16 ~~Section 2. R.S. 46:1847 and 1848 are hereby enacted to read as follows.~~

17 §1847. Comprehensive victims' services system; legislative findings; intent; purpose

18 A. The legislature hereby recognizes that the ^SState of Louisiana has created
 19 numerous rights and duties to be afforded to crime victims, witnesses, and designated
 20 family members. The legislature further recognizes the challenges of fulfilling those
 21 rights and duties through numerous law enforcement and other state and local
 22 entities.

23 B. Accordingly, the legislature hereby finds and declares that, in order to
 24 ensure to the greatest extent possible that the rights and duties afforded to crime
 25 victims and witnesses are upheld, the state of Louisiana is committed to the creation,
 26 consolidation, and coordination of a comprehensive victims' services system. This
 27 system shall provide the information and services described in the Crime Victims'
 28 Bill of Rights and R.S. 46:1844 to crime victims and witnesses at all relevant points
 29 throughout the life cycle of a case moving through the criminal justice system in a
 30 timely, consistent, and easily understandable manner. This system shall be created

1 and administered by the Department of Public Safety and Corrections (the
2 department) which shall coordinate with and provide assistance to prosecutors and
3 law enforcement agencies utilizing the systems, processes, standards, and guidelines
4 implemented by the department. The department shall create this system in
5 conjunction with the Integrated Criminal Justice Information System Policy Board
6 (ICJIS) and all such component parts of this system shall be created in conformity
7 with the requirements set forth in R.S. 15:1228.10. The system shall be created and
8 in operation no later than July 1, 2026.

9 C. The legislature recognizes that the creation and implementation of a
10 comprehensive victims' services system requires the input, coordination, and
11 cooperation of relevant stakeholders responsible for providing services to crime
12 victims and witnesses and urges relevant stakeholders to work collaboratively to
13 create and implement this comprehensive victims' services system as expeditiously
14 as possible.

15 §1848. Crime Victims' Bill of Rights

16 A.(1) The legislature hereby finds and declares the urgent need to establish
17 a comprehensive Crime Victims' Bill of Rights. A bill of rights, written in plain
18 language and collected in one place, is vital for crime victims, witnesses, and
19 designated family members to be able to know and understand the rights and duties
20 to which the state of Louisiana affords to them and to ensure that they receive the
21 support, protection, and justice that they deserve.

22 (2) Subsection C of this Section shall be known and may be cited as the
23 "Crime Victims' Bill of Rights".

24 B.(1) Notwithstanding any other provision of law to the contrary, nothing in
25 this Section shall be construed to negate, impair, diminish, or limit any other rights
26 or duties afforded to crime victims, witnesses, and designated family members in any
27 other provision of law.

28 (2) Notwithstanding any other provision of law to the contrary, a defendant
29 or person accused or convicted of a crime for which a crime victim, witness, or
30 designated family member is afforded any rights or duties within this Section does

1 not have standing to seek to have their conviction or sentence set aside for any
2 violation of the Crime Victims' Bill of Rights.

3 C. A crime victim or designated family member, as defined in this Chapter,
4 shall have the following rights:

5 (1) The right to receive emergency, social, or medical services as soon as
6 possible and to receive a Victim Notice and Registration Form from law enforcement
7 as provided in R.S. 46:1844(A)(1).

8 (2) The right to be notified of the following: the defendant's arrest, release
9 on recognizance, posting of bond, release pending charges being filed or due to
10 rejection of charges by the prosecutor, escape, or re-apprehension as provided in R.S.
11 46:1844(A)(3) and (Z).

12 (3) The right to receive advance notification of, and to be present for, judicial
13 proceedings or probation hearings as provided in R.S. 46:1844(B).

14 (4) The right, subject to reasonable efforts by the prosecutor prior to trial, to
15 be interviewed by the prosecutor regarding the facts of the case and requests for
16 restitution as provided in R.S. 46:1844(C).

17 (5) The right for such interviews to be conducted in a private setting, with
18 access if requested to a victim advocate, social worker, or psychologist for support
19 as provided in R.S. 46:1844(C).

20 (6) The right to refuse requests for interviews with the defense attorney as
21 provided in R.S. 46:1844(C)(3).

22 (7) The right to retain the victim's or designated family member's own legal
23 counsel for discussions with the district attorney and judicial agencies as provided
24 in R.S. 46:1844(D)(1).

25 (8) The right to request, orally or in writing, a conference with the
26 prosecutor's office to discuss the disposition of the case by dismissal, plea, or trial,
27 the use of sentencing alternatives, and requests for payment of restitution to the
28 victim as provided in R.S. 46:1844(D)(2).

1 (9) The right to assistance in informing employers that the participation of
2 the victim and designated family member in the prosecution of the case may
3 necessitate absence from work as provided in R.S. 46:1844(E).

4 (10) The right to be notified of scheduling changes as provided in R.S.
5 46:1844(F).

6 (11) The right to a secure waiting area during court proceedings away from
7 the defendant or the family of the defendant as provided in R.S. 46:1844(G).

8 (12) The right to review and comment on pre-sentence or post-sentence
9 reports as provided in R.S. 46:1844(H).

10 (13) The right to protection by all rules and laws governing criminal
11 procedure and the admissibility of evidence applicable to criminal proceedings as
12 provided in R.S. 46:1844(I).

13 (14) The right to a speedy disposition and prompt and final conclusion of the
14 case after conviction and sentencing as provided in R.S. 46:1844(J).

15 (15) The right to be present and heard at all critical stages of the proceedings,
16 including the right to make a written or oral victim impact statement as provided in
17 R.S. 46:1844(K)(1).

18 (16) The right to request that the victim impact statement be sealed for
19 privacy concerns as provided in R.S. 46:1844(K)(2).

20 (17) The right to be provided with notice from the court of the minimum and
21 maximum sentence allowed by law and the opportunity to comment on the proposed
22 sentence as provided in R.S. 46:1844(K)(3).

23 (18) The right to have property of the victim returned as provided in R.S.
24 46:1844(L).

25 (19) The right to seek restitution or payment from the defendant to the victim
26 or the family of the victim, with no court filing fees as provided in R.S. 46:1844(M).

27 (20) For death penalty cases, the right to notification of execution details and
28 the right to be present as provided in R.S. 46:1844(N).

29 (21) For death penalty cases, the right to not be contacted by the offender or
30 supporters or representatives of the offender as provided in R.S. 46:1844(Y).

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(22) The right to be notified of a parole hearing and to make written or oral victim impact statements, including proposed contact and proximity restrictions that may be included as parole conditions, for the protection of the victim as provided in R.S. 46:1844(O).

(23) The right to confidentiality, and to prevent the release of the name, address, contact information or identity of the victim, if the victim is a minor, victim of a sex offense, or victim of a human trafficking offense as provided in R.S. 46:1844(W).

(24) For all victims of violent crime, the right to request and obtain a copy of their initial police report at no cost to them as provided in R.S. 46:1844(X).

D. A witness or a designated family member, as defined in this Chapter, shall have the following rights:

(1) The right to receive emergency, social, or medical services as soon as possible and to receive a Victim Notice and Registration Form from law enforcement as provided in R.S. 46:1844(A)(1).

(2) The right to be notified of the following: release, discharge of sentence, escape, or reapprehension as provided in R.S. 46:1844(N)(2) and (3).

(3) The right to assistance in informing employers that the participation of the witness or designated family member in the prosecution of the case may necessitate absence from work as provided in R.S. 46:1844(E).

(4) The right to be notified of scheduling changes as provided in R.S. 46:1844(F).

(5) The right to a secure waiting area during court proceedings away from the defendant or the family of the defendant as provided in R.S. 46:1844(G).

~~Section ³2. The office of the governor shall prepare a printable version of the Crime Victims' Bill of Rights as set forth above for public consumption.~~

~~Section ⁴3. 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~~

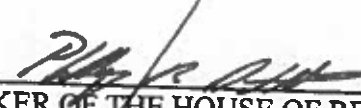
[NOTE: R.S. 46:1848]

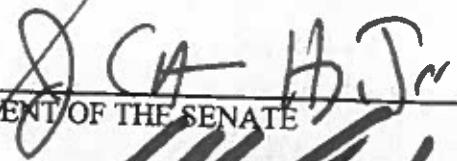
HB NO. 479

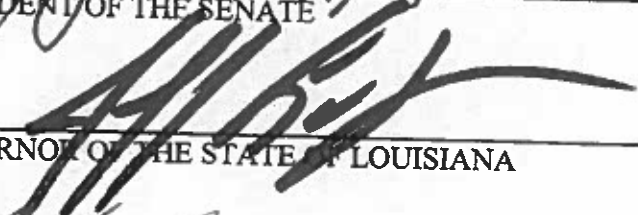
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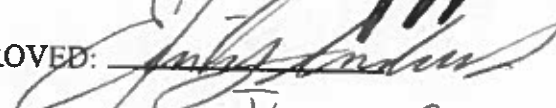
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vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.


SPEAKER OF THE HOUSE OF REPRESENTATIVES


PRESIDENT OF THE SENATE


GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: 
June 20, 2025

ACT 267

ENROLLED

2025 Regular Session

HOUSE BILL NO. 359

BY REPRESENTATIVES MILLER, BAYHAM, BERAULT, BILLINGS, CARRIER, DICKERSON, FISHER, FREIBERG, JORDAN, KNOX, LAFLEUR, LARVADAIN, LYONS, MARCELLE, MCMAKIN, MOORE, NEWELL, SPELL, STAGNI, TAYLOR, WALTERS, WYBLE, AND CHASSION

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Classification RS 46

AN ACT

(Intro. Par.)

To amend and reenact R.S. 40:1216.1(E)(2) and to enact R.S. 46:2168.1, relative to human trafficking; to establish procedures for treating victims of human trafficking; to establish the Human Trafficking in Emergency Departments Task Force; to require the task force to prepare a protocol; to provide for termination of the task force; to provide for inclusion of the protocol in the regional sexual assault response plans; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

(Intro. Par.)

Section 1. R.S. 40:1216.1(E)(2) is hereby amended and reenacted to read as follows:

§1216.1. Procedures for survivors of a sexually oriented criminal offense; immunity; regional plans; maximum allowable costs; definitions; documents requested by victim

* * *

E.

* * *

(2) When developing the annual response plan, each district shall incorporate a sexual assault response team protocol and the uniform protocol for human trafficking established by the Human Trafficking in Emergency Departments Task Force. Each district shall develop the annual plan to do all of the following:

* * *

~~Section 2 R.S. 46:2168.1 is hereby enacted to read as follows:~~

§2168.1. Human Trafficking in Emergency Departments Task Force

A. The Human Trafficking in Emergency Departments Task Force is hereby created within the office of human trafficking prevention.

B. The task force shall draft a uniform protocol for human trafficking which shall include information about signs of human trafficking and appropriate response.

The task force shall conduct an assessment of hospital emergency department knowledge of the signs of human trafficking including but not limited to the red dot process to silently signal to hospital personnel that a survivor of human trafficking requests to receive care and protection.

C. The task force shall be composed of the following members:

(1) The chair of the House Committee on Health and Welfare or his designee.

(2) The executive director of the office of human trafficking prevention or his designee.

(3) The chair of the Louisiana Human Trafficking Prevention Commission or his designee.

(4) The co-chair of the Louisiana Human Trafficking Prevention Commission or his designee.

(5) The chair of the Human Trafficking Prevention Commission Advisory Board or his designee.

(6) The co-chair of the Human Trafficking Prevention Commission Advisory Board or his designee.

(7) The secretary of the Louisiana Department of Health or his designee.

(8) The secretary of the Department of Children and Family Services or his designee.

(9) The executive director of the Louisiana State Board of Nursing or his designee.

(10) The president of the Louisiana State Coroner's Association or his designee.

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(11) A sexual assault nurse examiner selected by the Louisiana Hospital Association.

(12) A sexual assault nurse examiner selected by the Louisiana State Coroner's Association.

(13) The chair of the Senate Committee on Health and Welfare or his designee.

(14) The president of the Louisiana Hospital Association or his designee.

(15) An emergency medicine physician selected by the president of the Louisiana State Medical Society.

D. The chair of the House Committee on Health and Welfare or his designee shall serve as the chair of the board.

E. The provisions of this Section shall terminate on January 1, 2027.

[Signature]
SPEAKER OF THE HOUSE OF REPRESENTATIVES

[Signature]
PRESIDENT OF THE SENATE

[Signature]
GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: Angeline Friel June 11, 2025

ACT 225

ENROLLED

2025 Regular Session

HOUSE BILL NO. 74

BY REPRESENTATIVE MIKE JOHNSON AND SENATORS BARROW, CLOUD, FOIL,
HENRY, MILLER, MIZELL, AND PRICE

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Edits To: RS 46 Pgs. 2
Note:

AN ACT

To enact R.S. 14:323(E) and Chapter 28-E of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2191 through 2196, relative to the disabling of remote access technology on motor vehicles; to provide for definitions; to provide for a civil fine; to establish a fund; to provide limitations on manufacturers; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 14:323(E) is hereby enacted to read as follows:

§323. Tracking devices prohibited; penalty

* * *

E. The exception provided in Subsection C of this Section shall not apply under any of the following circumstances:

(1) An individual with ownership interest who has been granted a protective order as provided in R.S. 46:2136 or a temporary restraining order as provided in R.S. 46:2135.

(2) If another individual has been granted exclusive use of the vehicle by a court of competent jurisdiction.

Section 2. Chapter 28-E of Title 46 of the Louisiana Revised Statutes of 1950, ~~comprised of R.S. 46:2191 through 2196,~~ is hereby enacted to read as follows:

CHAPTER 28-E. DISABLING OF REMOTE ACCESS TECHNOLOGY

§2191. Definitions

A. For purposes of this Chapter:

1 (1) "Abuser" means an individual who has committed, or is presumed to
2 have committed a covered act against a survivor, as defined in this Section.

3 (2) "Covered act" means conduct that constitutes:

4 (a) Domestic abuse as defined in R.S. 46:2132.

5 (b) Sexual assault as defined in R.S. 29:220.

6 (c) Stalking as defined in R.S. 14:40.2.

7 (3) "Remote access technology" means technology that enables a driver of
8 a motor vehicle to remotely track, control, or operate the driver's vehicle using a
9 smartphone app or other device.

10 (4) "Survivor" means an individual who is a victim of a covered act, as
11 defined in this Section.

12 §2192. Remote access suspension ^g survivor of a covered act

13 A.(1) A motor vehicle manufacturer shall suspend the remote access
14 technology on a motor vehicle within two business days from receipt of a complete
15 remote access suspension request from a survivor.

16 (2) A complete remote access suspension request requires the following:

17 (a) A certified copy of a protective order as provided by R.S. 46:2136
18 against the abuser that has been signed by a judge, hearing officer, or commissioner,
19 a temporary restraining order as provided by R.S. 46:2135 against the abuser that has
20 been signed by a judge, hearing officer, or commissioner, or any other official
21 document that evidences ^{the} that abuser has committed a covered act.

22 (b) The survivor has ownership interest in the motor vehicle or a certified
23 copy of a judgment that provides exclusive use of the motor vehicle regardless of
24 ownership.

25 B. The remote access technology may remain disabled for the duration of the
26 protective order, temporary restraining order, or judgment granting exclusive use of
27 the motor vehicle.

28 C. The motor vehicle manufacturer shall provide a process that includes a
29 prominent and clearly visible link entitled "HOW TO DISCONNECT REMOTE
30 VEHICLE ACCESS" on the motor vehicle manufacturer's website.

1 D. The provisions of this Section shall not apply to a motor vehicle
2 manufacturer that technologically cannot disable the remote access technology on
3 a motor vehicle.

4 §2193. Civil fine

5 Any motor vehicle manufacturer that is found to have violated R.S. 46:2192
6 shall be subject to a civil fine of ten thousand dollars per violation, not to exceed a
7 sum of one million dollars. The attorney general may maintain a civil action in a
8 court of competent jurisdiction to recover such fines.

9 §2194. Survivor Empowerment Fund

10 A. There is hereby established in the state treasury, as a special fund, the
11 Survivor Empowerment Fund, hereinafter referred to as the "fund".

12 B.(1) After allocation of money to the Bond Security and Redemption Fund
13 as provided in Article VII, Section 9(B) of the Constitution of Louisiana, the
14 treasurer shall deposit into the fund monies paid as a civil fine levied against a motor
15 vehicle manufacturer in violation of R.S. 46:2192. The treasurer shall also deposit
16 into the fund any monies transferred or appropriated by the legislature and any
17 grants, donations, gifts, or other monies which may become available.

18 (2) Monies in the fund shall be invested in the same manner as monies in the
19 state general fund. Interest earned on investment of monies in the fund shall be
20 deposited into the state general fund. Unexpended and unencumbered monies in the
21 fund at the end of the fiscal year shall remain in the fund.

22 C.(1) Subject to appropriation by the legislature to the Louisiana Commission
23 on Law Enforcement and the Administration of Criminal Justice, monies in the fund
24 shall be used to assist victims of crime pursuant to the Victims of Crime Act and the
25 Violence Against Women Act.

26 (2) In accordance with the Administrative Procedure Act, the Louisiana
27 Commission on Law Enforcement and the Administration of Criminal Justice shall
28 adopt and promulgate rules necessary for implementation and administration of the
29 provisions of Paragraph (1) of this Subsection.

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§2195. Limitations on manufacturer; remote access suspension request


A motor vehicle manufacturer may not do any of the following in order to disable the remote access technology:

(1) Require the survivor to pay a fee or any outstanding fines owed by the abuser.

(2) Contact the abuser after the survivor submits a complete remote access suspension request.

§2196. Liability

A motor vehicle manufacturer and any officer, director, employee, vendor, or agent thereof shall not be subject to liability for any claims deriving from the motor vehicle manufacturer's technological inability to disable the remote access technology, or for any claims initiated by an abuser deriving from an action taken pursuant to this Chapter.



SPEAKER OF THE HOUSE OF REPRESENTATIVES



PRESIDENT OF THE SENATE



GOVERNOR OF THE STATE OF LOUISIANA

APPROVED:  Open 10, 2025

ACT 146

ENROLLED

2025 Regular Session

HOUSE BILL NO. 130

BY REPRESENTATIVE BILLINGS

L. State Law Institute
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NO EDITS
Classification RS 46

AN ACT

To amend and reenact R.S. 39:1547(A)(1) and (B) and R.S. 46:2592(1) and 2593, relative to executive branch compliance with the Americans with Disabilities Act; to provide for the duties and responsibilities of the office of the state Americans with Disabilities Act coordinator; to provide for definitions; to provide for the return to work program within the office of risk management; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 39:1547(A)(1) and (B) are hereby amended and reenacted to read as follows:

§1547. Return to work program

A. There is hereby created within the office of risk management the return to work program. The goal of the program shall be the safe and expedient return of state employees with job-related injuries and illnesses to transitional or regular employment. The office of risk management shall, by rule, design a program that returns workers to gainful employment as soon as is medically possible after a job-related injury or illness. The program shall at a minimum include the following components:

(1) A transitional employment return to work program.

* * *

B. The transitional employment return to work program shall be designed by the office of risk management in conjunction with the Louisiana Department of Civil Service office of the state Americans with Disabilities Act coordinator, within

1 ~~the office of the governor, division of administration. The program shall have as its~~
 2 ~~objective the development of transitional job descriptions which allow an employee~~
 3 ~~with a job-related injury or illness to return to work as soon as medically possible.~~
 4 ~~The office of risk management, as a part of this program, shall coordinate with all~~
 5 ~~state agencies, boards, and commissions the development of an activity analysis form~~
 6 ~~to be used to summarize the tasks and associated demands of each position found in~~
 7 ~~state government. The form is to be used to communicate the information to~~
 8 ~~physicians to enable them to make return-to-work decisions concerning state workers~~
 9 ~~under their care. Program procedures and forms shall be developed and agreed to~~
 10 ~~by both offices.~~

* * *

12 Section 2. R.S. 46:2592(1) and 2593 are hereby amended and reenacted to read as
13 follows.

14 §2592. Definitions

15 For purposes of this Chapter, the following terms have the meaning ascribed
16 to them in this Section:

17 (1) "Agency" means a department, office, division, agency, commission,
18 board, committee, or other organizational unit of the executive branch of state
19 government that has fifteen or more employees.

20 * * *

21 §2593. Powers and duties

22 The office shall have the following functions, powers, and duties:

23 (1) To serve as the coordinating body for ADA compliance for all state
24 agencies within the executive branch of state government.

25 ~~(2) To assist state agencies in updating, strengthening, and enhancing the~~
26 ~~scope of self-evaluation and transition plans to ensure compliance with the ADA~~
27 ~~mandate. To promulgate rules and regulations in accordance with the Administrative~~
28 ~~Procedure Act to ensure consistent administration of the ADA and related disability~~
29 ~~accommodations laws across state agencies.~~

1 (3) To provide consultation on state employee accommodations, upon
2 request, including review of applicable medical documentation.

3 (4) To administer and ensure compliance by state agencies with the annual
4 plans and reports required by this Chapter.

5 (5) To design the transitional return to work program in conjunction with the
6 office of risk management in accordance with R.S. 39:1547.

7 ~~(3)~~(6) To provide reports and recommendations to the legislature for the
8 adoption of legislation to facilitate compliance with the ADA.


9 ~~(4)~~(7) To offer subject matter expertise for all matters relating to the ADA.

10 ~~(5)~~(8) To conduct general and customized training on ADA topics for state
11 agencies.


12 ~~(6)~~(9) To provide informal technical assistance about the ADA to the general
13 public and collaborate with local ADA support systems.

14 ~~(7)~~(10) To increase public awareness of the ADA for the purpose of helping
15 more citizens to understand the letter and the spirit of the law.

16 Section 3. This Act shall become effective upon signature by the governor or, if not
17 signed by the governor, upon expiration of the time for bills to become law without signature
18 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
19 vetoed by the governor and subsequently approved by the legislature, this Act shall become
20 effective on the day following such approval.



SPEAKER OF THE HOUSE OF REPRESENTATIVES



PRESIDENT OF THE SENATE



GOVERNOR OF THE STATE OF LOUISIANA

APPROVED:  June 8, 2025

ACT 392

ENROLLED

2025 Regular Session

HOUSE BILL NO. 658

BY REPRESENTATIVE TURNER

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Edits To: RS 46 Pgs. 3
Note:

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AN ACT

To enact Chapter 54-A of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2693, relative to intergovernmental relations; to impose fees on addiction recovery providers; to establish the Medicaid Trust Fund for Addiction Recovery; to provide for the transfer, deposit, and use of monies in the Medicaid Trust Fund for Addiction Recovery; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Chapter 54-A of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:2693, is hereby enacted to read as follows:

CHAPTER 54-A MEDICAID TRUST FUND FOR ADDICTION RECOVERY

§2693. Medicaid Trust Fund for Addiction Recovery

A.(1) There is hereby established a permanent trust fund in the state treasury designated the "Medicaid Trust Fund for Addiction Recovery", hereinafter referred to in this Chapter as the "fund". After allocation of money to the Bond Security and Redemption Fund as provided in Article VII, Section 9(B) of the Constitution of Louisiana, the treasurer shall deposit in and credit to the fund all money that is received from any source, including but not limited to intergovernmental transfers and all income on investment of monies in the fund.

(2) Monies in the fund shall be invested by the treasurer in the same manner as monies in the state general fund, and interest earned on the investment of these

1 monies shall be credited to the fund. All unencumbered and unexpended monies in
2 the fund at the end of the fiscal year shall remain in the fund.

3 (3) Monies in the fund may be used as the source of state matching funds for
4 Medicaid funds to make enhanced payments to addiction providers.

5 (4) For the purposes of this Chapter, "addiction provider" means a Louisiana
6 licensed healthcare provider that provides any of the following services:

7 (a) Inpatient and residential substance use treatment.

8 (b) Substance use intensive outpatient treatment.

9 (c) Withdraw management.

10 B.(1) After July 1, 2025, self-assessed fees, federal grant allocations, or any
11 other source shall not be subject to appropriation unless authorized by a joint
12 resolution approved by two-thirds of the elected members of each house of the
13 legislature and except to provide for:

14 (a) The re-basing of reimbursement rates for addiction providers in
15 accordance with the approved state Medicaid plan.

16 (b) The development and funding of a reimbursement system for the
17 Medicaid addiction provider program.

18 (c) The reimbursement of any monies deposited into the fund as a result of
19 over payments of federal funds.

20 (2) Upon completion of the initial intergovernmental transfer, addiction
21 providers will be re-based in accordance with the approved state Medicaid plan. In
22 ensuing years, re-basing in accordance with the approved state Medicaid plan may
23 come from the principal in the trust, but shall be limited to earnings on investment
24 from the fund.

25 (3) Only earnings on investment from the fund may be appropriated each
26 fiscal year for services of the state Medicaid program in the following order of
27 priority:

28 (a) For providing for a wage enhancement for direct care personnel working
29 in Medicaid certified addiction provider settings in accordance with a plan
30 established by the Louisiana Department of Health and representatives of the

1 addiction provider industry. The plan shall provide for a direct pass-through of the
 2 costs of such wage enhancement in a manner to ensure that the addiction provider
 3 rate is adjusted to reflect the full costs of such wage enhancement.

4 (b) For appropriations solely and exclusively for services of the state
 5 Medicaid program that are subject to federal financial participation in matching
 6 funds.

7 (4) Monies in the fund shall not be used to displace, replace, or supplant
 8 appropriations from the state general fund for the Medicaid program below the
 9 amount of state general fund appropriations for the Medicaid program for the 2025-
 10 2026 Fiscal Year unless the official forecast of recurring monies available for
 11 appropriation which is utilized by the legislature in its adoption of the state budget
 12 for the ^{ensuring} ~~ensuring~~ fiscal year as provided in R.S. 39:26 indicates that revenues for such
 13 year will be insufficient to fund the state budget at the same level as the previous
 14 year.

15 C.(1) The Louisiana Department of Health is hereby authorized to adopt and
 16 impose fees for healthcare services provided by the Medicaid program on addiction
 17 providers if and when such fees are eligible to be utilized for federal funding
 18 matching requirements. The amount of any fee shall not exceed the total cost to the
 19 state of providing the healthcare service subject to such fee.

20 (2) Any fee authorized by and imposed pursuant to this Section shall be
 21 considered an allowable cost for purposes of insurance or other third party
 22 reimbursements and shall be included in the establishment of reimbursement rates.

23 (3) Subject to the exceptions contained in Article VII, Section 9(A) of the
 24 Constitution of Louisiana, all fees collected pursuant to the authority granted in this
 25 Section shall be paid into the state treasury and shall be credited to the Bond Security
 26 and Redemption Fund. Out of the funds remaining in the Bond Security and
 27 Redemption Fund after a sufficient amount is allocated from that fund to pay all
 28 obligations secured by the full faith and credit of the state which become due and
 29 payable within any fiscal year, the treasurer shall deposit the fees into the Medicaid

Trust Fund for Addiction Recovery an amount equal to the total amount of such fees collected.


D. The department shall promulgate rules and regulations in accordance with the Administrative Procedure Act necessary to administer the fees imposed herein including but not limited to rules and regulations regarding the collection and payment of the fees and the records necessary to be maintained and made available by the providers on whom the fees are imposed.

E. The governor, by executive order, may designate any agency, department, or division of state government to collect the fees authorized herein.

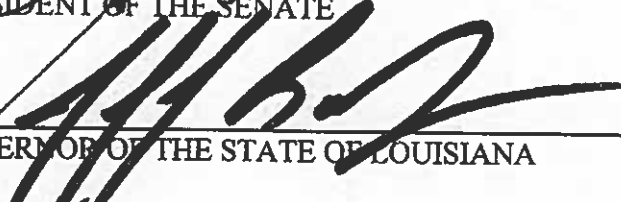
Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.



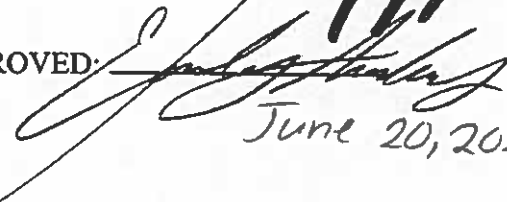
SPEAKER OF THE HOUSE OF REPRESENTATIVES



PRESIDENT OF THE SENATE



GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: 
June 20, 2025