

Prior law provided that any facility, including pretrial diversion facilities, not otherwise required to be licensed by DHH or DSS, that provides housing or temporary residence for individuals who have been arrested for the commission of a crime and who are referred by any judicial agency shall be regulated by rules adopted and enforced by DPS&C for the operation of such facilities.

Prior law prohibited a facility from providing housing or temporary residence to any individual and that no agency shall refer any individual to a facility providing housing or temporary residence until DPS&C has adopted rules.

New law retains prior law and further requires that the facility must be inspected and certified by DPS&C prior to providing housing or temporary residence to any individual.

Prior law required that all facilities be accredited by the American Correctional Association (ACA) within 18 months of opening a judicial agency referral residential facility.

New law extends the period of time for facilities to be accredited by the ACA to within 24 months of opening as a judicial agency referral residential facility and requires that facilities maintain accreditation by the ACA at all times thereafter.

Effective August 15, 2010.

(Amends R.S. 40:2852)