

2021 Regular Session

HOUSE BILL NO. 461

BY REPRESENTATIVE HUGHES

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

CHILDREN/CARE: Provides relative to violations by facilities licensed in accordance with the Specialized Provider Licensing Act

1 AN ACT

2 To amend and reenact R.S. 46:1430(A)(1), relative to certain facilities licensed by the
3 Department of Children and Family Services to provide out-of-home care for
4 children; to revise certain provisions of the Specialized Provider Licensing Act; to
5 provide relative to entities that violate regulations adopted pursuant to such law; to
6 provide with respect to violations related to state central registry clearances; and to
7 provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 46:1430(A)(1) is hereby amended and reenacted to read as follows:

10 §1430. Operating in violation of regulations; penalties and fines

11 A.(1) For violations related to supervision, criminal history record checks,
12 ~~the state central registry disclosure process~~ state central registry clearances,
13 staff-to-child ratios, motor vehicle checks, or failure to report critical incidents, the
14 Department of Children and Family Services may issue a written warning that
15 includes a corrective action plan, in lieu of revocation, upon any person or
16 specialized provider violating these requirements if such condition or occurrence
17 does not pose an imminent threat to the health, safety, rights, or welfare of a child.
18 Failure to implement a corrective action plan issued pursuant to this Section may
19 result in either the assessment of a civil fine or license revocation or may result in
20 both actions being taken by the department. Such civil fine shall not exceed two

