SLS 13RS-425 ORIGINAL

Regular Session, 2013

SENATE BILL NO. 142

BY SENATOR BROWN

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

CORRECTIONAL FACILITIES. Waives certain licensure requirements for certain juvenile detention centers. (gov sig)

1	AN ACT
2	To amend and reenact R.S. 15:1110(E), relative to juvenile detention centers; to provide for
3	limited waivers on particular requirements for certain juvenile detention facilities;
4	to provide for an effective date; and to provide for related matters.
5	Be it enacted by the Legislature of Louisiana:
6	Section 1. R.S. 15:1110(E) is hereby amended and reenacted to read as follows:
7	§1110. Detention standards; licensing; fees
8	* * *
9	E.(1) On or before January 1, 2013, all juvenile detention facilities, including
10	facilities owned or operated by any governmental, profit, nonprofit, private, or public
11	agency, shall be licensed pursuant to the provisions of Subsection C of this Section.
12	(2) Notwithstanding Paragraph (1) of this Subsection, any juvenile
13	facility located in a parish with a population of not less than twenty-three
14	thousand three hundred nor more than twenty-three thousand five hundred
15	according to the most recent decennial census shall be granted a waiver from
16	any structural standards developed in accordance with rules promulgated
17	pursuant to the provisions of Subsection C of this Section for a period of one

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year from the date of the initial application for licensure. Further, a waiver from structural standards shall be granted for an additional one year if such facility has substantially completed construction necessary to attain compliance with the structural requirements by the end of the initial one-year waiver. For the purposes of this Paragraph, "substantially completed construction" shall mean the construction or renovation of such facility is over fifty percent complete.

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

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Dawn Romero Watson.

## **DIGEST**

Present law requires that, on or before January 1, 2013, all juvenile detention facilities are to be licensed pursuant to regulations promulgated by the Department of Children and Family Services.

<u>Present rules</u> provide extensive licensure requirements and penalties for persons who operate a juvenile detention facility without a valid license after January 1, 2013.

Proposed law provides that any juvenile detention facility located in a parish with a population between 23,300 and 23,500 shall be granted a one-year waiver from structural standards from the date of initial application for licensure. Authorizes an additional oneyear waiver if such facility has substantially completed construction necessary to attain compliance with the structural standards.

Proposed law defines "substantially completed construction" as having over 50% of the construction complete.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 15:1110(E))