

2019 Regular Session

SENATE BILL NO. 205

BY SENATOR MIZELL

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

LAW ENFORCEMENT. To require health practitioners and abortion clinic employees to report human trafficking and trafficking of children for sexual purposes to law enforcement. (8/1/19)

1 AN ACT

2 To enact Children's Code Arts. 603(17)(I), 610(I) and 610.1, relative to human trafficking;
3 to require certain mandatory reporters to report to law enforcement if a child is a
4 victim of human trafficking or trafficking of children for sexual purposes; to provide
5 for mandatory reporting of a crime against a child; to define mandatory reporters; to
6 provide for reporting of child abuse to state agencies; to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. Children's Code Arts. 603(17)(I), 610(I) and 610.1 is hereby enacted to
9 read as follows:

10 Art. 603. Definitions

11 As used in this Title:

12 * * *

13 (17) "Mandatory reporter" is any of the following individuals:

14 * * *

15 **(I) "Abortion clinic employee" is an individual who is not a health**
16 **practitioner, as defined in this Section, but who is employed by an outpatient**
17 **abortion facility and who has any contact with patients at the facility.**

employee who has knowledge of or who observes a minor who presents at an outpatient abortion facility or other healthcare facility and who appears to be a victim of human trafficking, trafficking of children for sexual purposes, or coerced abortion to immediately report such observations to local law enforcement agency having jurisdiction over crimes against children.

Proposed law defines an "abortion clinic employee" as an individual who is not a health practitioner, as defined present law, but who is employed by an outpatient abortion facility and who has any contact with patients at the facility.

Proposed law provides that, when a minor female who is under the age of 17 and is pregnant and presents to an outpatient abortion facility other healthcare facility to a mandatory reporter who is a health practitioner or abortion clinic employee, that mandatory reporter shall make a reasonable effort to determine if the minor female is a victim of abuse which is defined as a crime against a child, pursuant to present law. Proposed law further provides that, if the health practitioner or abortion clinic employee determines that evidence of abuse against the pregnant minor has occurred (other than human trafficking and trafficking of children for sexual purposes which must be reported to law enforcement under proposed law), the health practitioner or the abortion clinic employee shall follow the reporting procedures provided for mandatory reporters pursuant to present law and shall report the abuse to the Dept. of Children and Family Services.

Effective August 1, 2019.

(Adds Ch. C. Arts. 603(17)(l), 610(I) and 610.1)