

BY REPRESENTATIVE CHANEY

1 A CONCURRENT RESOLUTION

2 To authorize and direct the Children's Code Committee of the Louisiana State Law Institute

3 to study the issue of restitution in delinquency cases and to report its findings,

4 including any recommendations for legislative changes, to the Legislature of

5 Louisiana prior to the convening of the 2016 Regular Session.

6 WHEREAS, an effective juvenile justice system should incorporate mechanisms to

7 promote the reparation of harm inflicted upon victims and communities when a child has

8 committed a delinquent act; and

9 WHEREAS, restitution can be an important part of a restorative process of repairing

10 harm and making victims whole; and

11 WHEREAS, parental engagement is critical in promoting strong outcomes for

12 children in the juvenile justice system, including desistence from further delinquency; and

13 WHEREAS, recognizing the positive role that restitution can play in a high-

14 functioning juvenile justice system, the legislature wishes to study the possibility of

15 amending the Children's Code to provide for the possibility of parental restitution in certain

16 delinquency cases; and

17 WHEREAS, the law governing the prosecution and imposition of consequences for

18 delinquent acts is complex, and any changes to the law would benefit from careful and

19 comprehensive study, taking into account the needs of victims, the rights of parents and

20 children, and the important public interests that underlie the juvenile justice system,

21 including protecting due process, preserving families, and promoting child well-being.

1 THEREFORE, BE IT RESOLVED that the Legislature of Louisiana does hereby
2 authorize and direct the Children's Code Committee of the Louisiana State Law Institute to
3 study the issue of restitution in delinquency cases, including the issue of parental restitution
4 in certain delinquency cases, and to report its findings to the Legislature of Louisiana,
5 including any recommendations for legislative changes as are appropriate.

6 BE IT FURTHER RESOLVED that the report be submitted to the Louisiana
7 Legislature prior to the convening of the 2016 Regular Session of the Legislature of
8 Louisiana.

9 BE IT FURTHER RESOLVED that the Louisiana State Law Institute work in
10 conjunction with and obtain input from all stakeholders deemed appropriate by the
11 Children's Code Committee.

12 BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the
13 Louisiana State Law Institute.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HCR 117 Original

2015 Regular Session

Chaney

Directs the Children's Code Committee of the La. State Law Institute to study the issue of restitution in delinquency cases and to report its findings, including any recommendations for legislative changes, to the La. Legislature prior to the convening of the 2016 R.S.