

Louisiana Treatment Law Report Card

Last Updated: January 2026

Method and scoring: *State involuntary civil commitment laws* are evaluated using a 100-point grading scale. The scoring criteria are in accordance with TAC's values and policy recommendations. Up to 50 points are awarded to a state based on the quality of its inpatient commitment law, and up to 50 points are awarded based on the quality of its outpatient commitment law. *Grades reflect solely what is written in law and not how those laws are implemented or applied.* Final letter grades are computed using the following scale:

97 or above	A+	87–89	B+	77–79	C+	67–69	D+	59 or below	F
93–96	A	83–86	B	73–76	C	63–66	D		
90–92	A-	80–82	B-	70–72	C-	60–62	D-		

PART ONE: Inpatient Commitment Statute (up to 50 points)			
Criterion	Citation	Specifications	Points
1. Citizen access to court, emergency evaluation (5 pts)	La. Rev. Stat. Ann. § 28:53(J)(1)	☒ Authorizes family/enumerated adults (3 pts) ☒ Authorizes any responsible adult (2 pts)	5
2. Quality of emergency petition process (5 pts)	La. Rev. Stat. Ann. § 28:53	☒ Process specified and reasonable (2 pts) ☒ Timelines specified and reasonable (2 pts) ☒ Responsible entities identified (1 pt) ☐ Requires certification by more than one professional (-2 pts) (See comment 1 below) ☐ Emergency evaluation criteria inconsistent with inpatient commitment criteria (-5 pts)	5
3. Emergency hold duration (5 pts)	La. Rev. Stat. Ann. § 28:53(A)(1)	☒ At least 48-hour hold allowed (3 pts) ☒ At least 72-hour hold allowed (2 pts) 72 hours; if committed under emergency certificate the hold is up to 15 days	5
4. Citizen access to court, inpatient petition (5 pts)	La. Rev. Stat. Ann. § 28:54(A)	☒ Authorizes family/enumerated adults (3 pts) ☒ Authorizes any responsible adult (2 pts)	5
5. Quality of criteria for harm or violence to self or others (up to 10 pts)	La. Rev. Stat. Ann. § 28:2(6)–(7)	☒ Contains explicit criteria (10 pts) ☐ Language is vague/ambiguous (-3 pts) ☐ Harm must be imminent (-3 pts)	10
6. Quality of criteria for grave disability/basic needs (up to 10 pts)	La. Rev. Stat. Ann. § 28:2(13)	☒ Contains explicit criteria (10 pts) ☐ Language is vague/ambiguous (-3 pts) ☐ Endangerment must be imminent (-3 pts) ☐ Criteria require family to turn person out of home to receive treatment (-3 pts) ☐ Unreasonably high risk of harm (-3 pts)	10
7. Quality of criteria for psychiatric deterioration (up to 10 pts)	La. Rev. Stat. Ann. § 28:2(13), 28:2(28)	☒ Contains explicit criteria (10 pts) ☐ Language is vague/ambiguous (-3 pts)	10
SUBTOTAL			50
PART ONE: Extra Credit			
1. Specifies in which court a petition for inpatient commitment shall be filed (1 pt)	La. Rev. Stat. Ann. §§ 28:54(A), 28:2(5)	District court or court having family or juvenile jurisdiction where the person resides or may be found	1
Extra Credit			1
PART ONE TOTAL			51

PART TWO: Outpatient Commitment Statute (up to 50 points)			
Criterion	Citation	Specifications	Points
1. AOT explicitly authorized (5 pts)	La. Rev. Stat. Ann. § 28:66	☐ Requires local government to adopt (-3 pts)	5

2. Citizen access to court for AOT (5 pts)	La. Rev. Stat. Ann. § 28:67(4)	☒ Authorizes family/enumerated adults (3 pts) ☒ Authorizes any responsible adult (2 pts) ☐ Authorizes citizen petition to mental health system only (-2 pts) *Through counsel (see comment 2 below)	5
3. Criteria sufficiently broad to provide actual access (up to 10 pts)	La. Rev. Stat. Ann. § 28:66(A)	Evaluate applicable provision only: ☐ If inpatient/outpatient criteria are the same: ☐ Inpatient criteria include psychiatric deterioration standard (10 pts) <u>or</u> ☐ No psychiatric deterioration standard, adequate grave disability standard (5 pts) or ☒ If outpatient criteria are distinct from inpatient criteria: ☒ Allows consideration of length of treatment history ≥ 36 months (2 pts) ☐ Does not exclude periods of incarceration or hospitalization (-1 pt) ☒ Does not limit application to those currently dangerous or unstable (4 pts) ☒ Does not limit application to those refusing service or currently lacking insight (4 pts)	10
4. Authorizes AOT directly from community (5 pts)	La. Rev. Stat. Ann. § 28:66		5
5. Procedures sufficiently detailed to guide practitioners (up to 5 pts)	La. Rev. Stat. Ann. §§ 28:66 to 28:77	☒ Process specified and reasonable (1 pt) ☒ Timelines specified and reasonable (1 pt) ☒ Responsible entities identified (1 pt) ☒ Periodic reporting to court required (1 pt) ☒ Renewal process expressly specified (1 pt)	5
6. Procedures require the treatment plan to be shared with the court (5 pts)	La. Rev. Stat. Ann. § 28:70		5
7. Specifies procedures and consequences for nonadherence (5 pts)	La. Rev. Stat. Ann. § 28:75		5
8. Duration of initial order	La. Rev. Stat. Ann. § 28:71(b)	☐ = 90 days (2 pts) <u>or</u> ☒ > 90 days (5 pts) Not to exceed one year	5
9. Duration of continued order	La. Rev. Stat. Ann. § 28:72	☐ = 180 days (2 pts) <u>or</u> ☒ > 180 days (5 pts) Not to exceed one year (see comment 3 below)	5
SUBTOTAL			50
PART TWO: Extra Credit			
1. Specifies court for AOT (1 pt)	La. Rev. Stat. Ann. §§ 28:67, 28:2(5)	District court or court having family or juvenile jurisdiction where the person is present or reasonably believed to be present	1
2. Court monitoring of voluntary settlement agreements (5 pts)			
Extra Credit			1
PART TWO TOTAL			51

FINAL SCORE	
PART ONE TOTAL	51
PART TWO TOTAL	51
TOTAL	102
TREATMENT LAW GRADE	A+

Comment:

1. The code allows for a police officer to have an emergency medical technician present but does not require dual certification. This requirement could encourage the “medicalization” (and thus decriminalization) of emergency evaluation. A second certificate is only required for an additional period of emergency custody.
2. The requirement for representation by counsel for citizen petitions for AOT is a possible barrier to use of the statute.
3. If a respondent has been ordered to receive outpatient treatment for four consecutive six-month to one-year periods, the period of any subsequent order may exceed one year but shall not exceed two years.