

**1st Sub. S.B. 235**

**CLARIFICATION OF STALKING INJUNCTIONS AND PROTECTIVE ORDERS**

HOUSE FLOOR AMENDMENTS

AMENDMENT 1

MARCH 6, 2012 4:25 PM

Representative **V. Lowry Snow** proposes the following amendments:

1. *Page 4, Line 113 through Page 5, Line 119:*

113 (b) A permanent criminal stalking injunction shall be issued by the court [~~without a~~  
114 ~~hearing unless the defendant requests a hearing~~] at the time of the conviction. {+} **The court shall**  
115 **give the defendant notice of the right to request a hearing.** {+}  
116 ~~—{}~~ (c) **If the defendant requests a hearing under Subsection (9)(b), it shall be held at the**  
117 **time of the conviction unless the victim requests otherwise, or for good cause.** {+}  
118 ~~—{}~~ (d) {+} ~~{(c)}~~ If the conviction was entered in a justice court, a certified copy of the  
119 judgment and conviction or a certified copy of the court's order holding the plea in abeyance

2. *Page 5, Lines 122 through 123:*

122 (10) A permanent criminal stalking injunction [~~may grant~~] shall be issued by the  
123 district court granting the following relief **where appropriate** :

3. *Page 5, Lines 127 through 128:*

127 (ii) requiring the defendant to stay away from the victim {~~and members of the victim's~~  
128 ~~immediate family or household~~} , except as provided in Subsection (11), and to stay away from

4. *Page 5, Line 136:*

136 (c) any other orders the court considers necessary to protect the victim **and members of the victim's**  
**immediate family or household** .