

H.B. 227

DOMESTIC VIOLENCE DISMISSAL AMENDMENT

SENATE FLOOR AMENDMENTS

AMENDMENT 2

FEBRUARY 19, 1999 2:55 PM

Senator **Spencer** proposes the following amendments:

1. Page 1, Line 26: Delete "and"
2. Page 2, Line 28: After line 28 insert:
"(e) shall, in cases arising out of protective order violations, dismiss a charge involving alleged domestic violence where the alleged victim has requested, through the prosecutor, that the charge be dismissed. The prosecutor shall have only limited discretion to refuse to request a court dismissal of that charge, with that discretion being limited to determining whether the alleged victims' request was voluntary and, if that is found, the prosecutor shall request the dismissal; and"
3. Page 2, Line 29: Remove the brackets, reinsert "(f)" and delete "(e)"