

2nd Sub. H.B. 403

PROTECTIVE ORDER AND STALKING INJUNCTION AMENDMENTS

SENATE COMMITTEE AMENDMENTS

AMENDMENT 2

MARCH 8, 2020 12:01 PM

Representative V. Lowry Snow proposes the following amendments:

1. Page 35, Lines 1062 through 1063:

1062 (b) pretrial protective orders issued under Section 78B-7-803 and sentencing protective
1063 orders and continuous protective orders issued under Section 78B-7-804; and

2. Page 49, Lines 1489 through 1491:

1489 [~~(5)~~] (6) (a) [~~An order for protection~~] {~~An ex parte civil protective order and a civil~~
1490 protective order} The protective orders and stalking injunctions described in Subsection (1)(a)
shall be issued in the form adopted by the Administrative Office of the Courts
1491 [~~pursuant to~~] under Subsection (1)(b).

3. Page 61, Line 1880a through Page 61a, Line 1884:

1880a (d) Notwithstanding Subsections (5)(a) through (c), a child protective order is not
1880b effective after the day on which the child who is the subject of the order turns 18 years old and
1880c the court may not extend the expiration date of a child protective order {~~under Subsection~~
1880d (5)(b) or (c)} to a date after the day on which the child who is the subject of the order turns 18
1880e years old. ←
1881 (6) A child protective order issued against a respondent who is not a parent, stepparent,
1882 guardian, or custodian of the child who is the subject of the order expires {~~when the child is~~} on the
day on which the child turns 18
1883 years old. ⚠
1884 ⚠Section 39. Section **78B-7-402** is amended to read:

4. Page 85, Line 2624:

2624 (1) A violation of a criminal provision of a protective order issued under this part is a class A
misdemeanor.
= (2) A violation of a civil provision of a protective order issued under this part is contempt of
court.