

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 338 by Representative Alfred Williams

1 AMENDMENT NO. 1

2 On page 1, line 2, delete "Article 3606" and insert "Articles 3604(C) and 3606"

3 AMENDMENT NO. 2

4 On page 1, line 7, delete "Article 3606 is" and insert "Articles 3604(C) and 3606 are"

5 AMENDMENT NO. 3

6 On page 1, after line 8, insert

7 "Art. 3604. Form, contents, and duration of restraining order

8 * * *

9 C. (1) A temporary restraining order issued in conjunction with a rule to show
10 cause for a protective order filed in an action pursuant to the Protection from Family
11 Violence Act, R.S. 46:2121 et seq., and pursuant to the Protection From Dating
12 Violence Act, R.S. 46:2151, shall remain in force until a hearing is held on the rule
13 for the protective order or for thirty days, whichever occurs first. If the initial rule to
14 show cause is heard by a hearing officer, the temporary restraining order shall remain
15 in force for fifteen days after the hearing or until the judge signs the protective order,
16 whichever occurs last. At any time before the expiration of a temporary restraining
17 order issued pursuant to this Paragraph, it may be extended by the court for a period
18 not exceeding thirty days.

19 (2) In the event that the hearing on the rule for the protective order is
20 continued by the court because of a declared state of emergency made in accordance
21 with R.S. 29:724, any temporary restraining order issued in the matter shall remain
22 in force for five days after the date of conclusion of the state of emergency. When
23 a temporary restraining order remains in force under this Paragraph, the court shall
24 reassign the rule for a protective order for hearing at the earliest possible time, but
25 no later than five days after the date of conclusion of the state of emergency. The
26 reassignment of the rule shall take precedence over all matters except older matters
27 of the same character.

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29 AMENDMENT NO. 4

30 On page 1, line 20, after "five days after the" delete "date of issuance of the executive order"
31 and on page 2, line 1, delete "declaring" and insert "conclusion of"

32 AMENDMENT NO. 5

33 On page 2, line 4, delete "date of issuance of the executive order declaring" and insert
34 "conclusion of"

35 AMENDMENT NO. 6

36 On page 2, line 6, after "of the same character." delete the rest of line 6 and lines 7 through
37 9.