
DIGEST

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HB 509 Original

2017 Regular Session

Schroder

Abstract: Amends restrictions on conduct constituting violation of temporary restraining orders and revises penalties for violations of protective orders.

Present law prevents a defendant in a temporary restraining order from going near a petitioner's residence or place of employment.

Proposed law adds the petitioner's school to the prohibited locations for a defendant in a temporary restraining order. Also prohibits a defendant, through a third party, from abusing, harassing, or interfering with a person.

Present law provides for penalties for a second conviction of violation of a protective order not involving battery or a crime of violence.

Proposed law eliminates the previous penalties for a second conviction and makes the prior penalties for a third conviction the penalties for a second conviction.

Present law provides for penalties for violation of a protective order involving a battery or crime of violence against the protected person when the violator has not been convicted of violating a protective order within 5 years prior to the offense.

Proposed law requires minimum penalties of a \$1,000 fine and at least three months imprisonment for any offense in which the violator commits a crime of violence against the person who is under the protective order.

(Amends R.S. 14:79(A)(1)(a), (B), and (C) and R.S. 46:2135(A)(1) and (B), 2136(F)(2)(a), and 2136.3(A)(intro. para.) and (1))