

House Bill 508

By: Representatives Ballinger of the 23rd, Hilton of the 48th, Reeves of the 99th, Daniel of the 117th, Cheokas of the 151st, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 16-5-94 of the Official Code of Georgia Annotated, relating to
2 restraining orders and protective orders, so as to provide that orders be served on a
3 respondent within 24 hours of the court's issuance of such order; to provide for related
4 matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Code Section 16-5-94 of the Official Code of Georgia Annotated, relating to restraining
8 orders and protective orders, is amended by revising subsection (c) as follows:

9 "(c)(1) Upon the filing of a verified petition in which the petitioner alleges with specific
10 facts that probable cause exists to establish that stalking by the respondent has occurred
11 in the past and may occur in the future, the court may order such temporary relief ex parte
12 as it deems necessary to protect the petitioner or a minor of the household from stalking.

13 (2) If the court issues an ex parte order, a copy of the order shall be immediately
14 furnished to the petitioner, and the clerk shall forthwith issue a summons and deliver it
15 for service to the respondent within 24 hours of the court's issuance of such order."

16

SECTION 2.

17 All laws and parts of laws in conflict with this Act are repealed.