

ACT No. 409

2016 Regular Session

HOUSE BILL NO. 68

BY REPRESENTATIVES BACALA AND BERTHELOT

1 AN ACT

2 To amend and reenact R.S. 9:2603(B)(4)(a) and R.S. 14:79(A)(1)(b), relative to electronic
3 signatures; to provide for the use of electronic signatures on petitions for certain
4 protective orders and restraining orders; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 9:2603(B)(4)(a) is hereby amended and reenacted to read as follows:

7 §2603. Scope

8 * * *

9 B. This Chapter shall not apply to:

10 * * *

11 (4)(a) A law governing adoption, divorce, or other matters of family law,
12 with the exception of a temporary restraining order issued pursuant to Domestic
13 Abuse Assistance, R.S. 46:2131 et seq., or Protection from Dating Violence Act,
14 R.S. 46:2151.

15 * * *

16 Section 2. R.S. 14:79(A)(1)(b) is hereby amended and reenacted to read as follows:

17 §79. Violation of protective orders

18 A.(1)(a)

19 * * *

20 (b) A defendant may also be deemed to have been properly served if
21 tendered a certified copy of a temporary restraining order or ex parte protective

1 order, or if tendered a faxed or electronic copy of a temporary restraining order or
2 ex parte protective order received directly from the issuing magistrate,
3 commissioner, hearing officer, judge or court, by any law enforcement officer who
4 has been called to any scene where the named defendant is present. Such service of
5 a previously issued temporary restraining order or ex parte protective order if noted
6 in the police report shall be deemed sufficient evidence of service of process and
7 admissible in any civil or criminal proceedings.

8 * * *

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____