

Senate Bill 57

By: Senators Thompson of the 33rd, Stokes of the 43rd and Tanksley of the 32nd, Hecht of the 34th and Haines of the 46th

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 13 of Title 19 of the Official Code of Georgia Annotated, relating to
2 family violence, so as to enact the "Family Violence and Stalking Protective Order Registry
3 Act"; to define terms; to create a registry of protective orders as a centralized data base for
4 protective orders; to provide for the registry to be attached to and maintained by the Georgia
5 Crime Information Center and governed by the Georgia Commission on Family Violence;
6 to provide for the registry to be linked with the National Crime Information Center Network;
7 to provide for standard forms for protective orders; to provide for electronic transmittal and
8 maintenance of orders; to provide for foreign orders; to provide for access to and use of the
9 registry; to provide for certain immunity from civil liability; to provide for related matters;
10 to provide an effective date; to repeal conflicting laws; and for other purposes.

11 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

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

13 Chapter 13 of Title 19 of the Official Code of Georgia Annotated, relating to family violence,
14 is amended by adding at its end a new Article 4 to read as follows:

15 style="text-align:center">"ARTICLE 4

16 19-13-50.

17 This article shall be known and may be cited as the 'Family Violence and Stalking
18 Protective Order Registry Act.'

19 19-13-51.

20 As used in this article, the term:

21 (1) 'Court' means judges in the classes of courts identified in Title 15.

1 (2) 'District attorney' means each attorney elected to represent a judicial circuit in this
2 state and any assistant or deputy district attorney, or solicitor, in each judicial circuit in
3 this state.

4 (3) 'Foreign court' means a court of competent jurisdiction in any state other than this
5 state or any territory or tribal jurisdiction in the United States.

6 (4) 'Foreign protective order' means any temporary protective order, protective order,
7 restraining order, or injunction that prohibits acts of family violence or stalking or both
8 issued by a court of competent jurisdiction in another state, territory, or tribal jurisdiction
9 in the United States.

10 (5) 'Law enforcement officer' means any agent or officer of this state, or a political
11 subdivision or municipality thereof, who, as a full-time or part-time employee, is vested
12 either expressly by law or by virtue of public employment or service with authority to
13 enforce the criminal or traffic laws and whose duties include the preservation of public
14 order, the protection of life and property, or the prevention, detection, or investigation of
15 crime. Such term also includes any state or local sheriff, deputy sheriff, dispatcher, 911
16 operator, police officer, or district attorney.

17 (6) 'Modification' means any amendment, dismissal, or continuance of a protective order.

18 (7) 'Protective order' means any temporary, six-month, or permanent order issued by a
19 judge in this state pursuant to Code Sections 16-5-90 through 16-5-94 or this chapter and
20 also where appropriate in the context includes a foreign protective order.

21 (8) 'Registry' means the Georgia Protective Order Registry.

22 19-13-52.

23 (a) The Georgia Protective Order Registry shall be created to serve as a centralized data
24 base for state-wide protective orders issued pursuant to Code Sections 16-5-90 through
25 16-5-94 and this chapter. The registry is intended to enhance victim safety by providing
26 law enforcement officers, district attorneys, and the courts access to protective orders
27 issued by the courts of this state and foreign courts 24 hours of the day and seven days of
28 the week. Access to the registry is intended to aid law enforcement officers, district
29 attorneys, and the courts in the enforcement of protective orders and the protection to
30 victims of stalking and family violence.

31 (b) The registry shall be administratively attached to and maintained by the Georgia Crime
32 Information Center.

33 (c) The registry shall include a complete and systematic record and index of all valid
34 protective orders and modifications thereof. Law enforcement officers, district attorneys,
35 the State Board of Pardons and Paroles and its personnel, and the courts shall have access
36 to the registry. The Georgia Crime Information Center shall implement a daily process of

1 purging protective orders and names of parties from the registry upon expiration or
2 dismissal of protective orders and shall maintain purged protective orders and names in a
3 separate archived file in the registry that shall be available only to the courts.

4 (d) The registry shall be linked to the National Crime Information Center Network and
5 protective orders entered in the registry shall be immediately transmitted to this network.

6 19-13-53.

7 (a) Prior to July 1, 2002, the courts of this state shall use the forms specified in Code
8 Sections 19-13-57 through 19-13-60 for the issuance of any protective order. The
9 Administrative Office of the Courts shall distribute the forms.

10 (b) On and after July 1, 2002, the courts of this state shall use a standardized form for the
11 issuance of any protective order, in a form to be promulgated by Uniform Superior Court
12 Rule. The Administrative Office of the Courts shall distribute the forms.

13 (c) The clerk of the issuing court shall electronically transmit a record of the protective
14 order or modification thereof to the registry as expeditiously as possible but no later than
15 by the end of the next business day after the order is filed with the clerk of court. In the
16 event of electronic failure, the clerk of court shall immediately notify the Georgia Crime
17 Information Center which shall authorize an alternative method of transmitting the
18 protective order to the registry.

19 (d) The Georgia Crime Information Center shall ensure that protective orders are entered
20 in the registry within 24 hours of receipt of the protective order from the clerk of court.
21 The inability to enter information for all data fields in the registry shall not delay the entry
22 of available information.

23 (e) The entry of a protective order in the registry shall not be a prerequisite for
24 enforcement of a valid protective order.

25 19-13-54.

26 (a) A petitioner who obtains a valid foreign protective order may file that order by filing
27 a certified copy of the foreign protective order with any clerk of court of the superior court
28 in this state.

29 (b) Filing shall be without fee or cost.

30 (c) The clerk of court shall provide the petitioner with a receipt bearing proof of
31 submission of the foreign protective order for entry in the registry.

32 (d) The clerk of court shall transmit to the registry a copy of the foreign protective order
33 in the same manner as provided in Code Section 19-13-53.

34 (e) Foreign protective orders shall not be required to be contained on a standardized form
35 or forms in order to be entered in the registry.

1 (f) Filing and registry of the foreign protective order in the registry shall not be
2 prerequisites for enforcement of the foreign protective order in this state.

3 19-13-55.

4 Any individual, agency, or court which has access to the information contained in the
5 registry shall keep the information contained in the registry, or parts thereof, confidential
6 and shall not disseminate or disclose such information, or parts thereof, except as
7 authorized in this article or otherwise by law.

8 19-13-56.

9 (a) The state and any local or state law enforcement officer, court official, or official of the
10 registry shall be held harmless for any delay or failure to file a protective order, to transmit
11 information contained in protective orders, or to enter such information in the registry.

12 (b) The state and any local or state law enforcement officer, court official, or official of
13 the registry shall be held harmless for acting in reliance upon information registered in the
14 registry or information received for the purpose of entry in the registry.

15 19-13-57.

16 Until July 1, 2002, the form for a family violence ex parte protective order shall be
17 substantially as follows:

18 THE SUPERIOR COURT FOR THE COUNTY OF _____
19 STATE OF GEORGIA

20 _____,)
21 Petitioner,) Civil Action File
22 v.) No. _____
23 _____,)
24 Respondent.)

25 **FAMILY VIOLENCE EX PARTE PROTECTIVE ORDER**

26 The Petitioner having prayed pursuant to O.C.G.A. Sections 19-13-1, et seq., that a
27 Protective Order be issued; and alleged that Respondent has committed acts of family
28 violence and that Petitioner is in reasonable fear of the Petitioner’s safety and the safety
29 of Petitioner’s child/ren; and it appearing to the Court that probable cause exists that

1 family violence has occurred in the past and may occur in the future, IT IS HEREBY
2 ORDERED AND ADJUDGED:

- 3 1. That these proceedings be filed in the office of the Clerk of this
Court.
- 4 2. That this Order applies in every county throughout the state and it
5 shall be the duty of every court and every law enforcement official
6 to enforce and carry out the provisions of this Order pursuant to
7 O.C.G.A. Section 19-13-4(d). Law enforcement officers may use
8 their arrest powers pursuant to O.C.G.A. Sections 19-13-6 and
9 17-4-20 to enforce the terms of this Order.
- 10 3. That a copy of this Order be given to law enforcement and the
11 Respondent be served with a copy of this Order and Petition for
12 Temporary Protective Order instanter.
- 13 4. **That the Respondent appear before this Court, on the ____ day**
14 **of _____, _____, at _____ . m. in room _____ of the**
15 **_____ County Courthouse at _____**
16 **to show cause why the requests of the Petitioner should not be**
17 **granted.**
- 18 5. That Respondent is hereby enjoined and restrained from doing, or
19 attempting to do, or threatening to do any act of injury to,
20 maltreating, molesting, following, harassing, harming, or abusing
21 the Petitioner and/or the minor child/ren in any manner. Respondent
22 is not to interfere with Petitioner's travel, transportation, or
23 communication. Respondent shall not follow, place under
24 surveillance, or contact the Petitioner at any place of the Petitioner
25 for the purpose of harassing and intimidating the Petitioner.
- 26 6. That the Respondent is enjoined and restrained from doing or
27 threatening to do any act of injury to, maltreating, molesting,
28 harassing, harming, or abusing the Petitioner's family or household.

29 **ONLY THE FOLLOWING THAT ARE INITIALED**

30 **BY THE JUDGE SHALL APPLY:**

1 ____ 7. That until further Order by this Court, Petitioner is awarded sole and
2 exclusive use of the family residence at _____
_____.

3 ____ 8. That Respondent is ordered to leave the family residence
4 immediately and law enforcement _____ (sheriff or
5 police department) is ordered to assist Petitioner in returning to the
6 family residence and the removal of the Respondent. Respondent is
7 to immediately surrender to law enforcement _____
8 (sheriff or police department) all and any keys, garage door openers,
9 and other security devices to the family residence and law
10 enforcement is to ensure that these are given to the Petitioner.

11 ____ 9. That Respondent is ordered to provide suitable alternate housing for
12 Petitioner and/or Petitioner’s child or children by
_____.

13 ____ 10. That Petitioner’s address is ordered to be kept confidential.

14 ____ 11. That Respondent is ordered to stay away from Petitioner’s and
15 Petitioner’s minor child/ren’s residence at
16 _____ and
17 workplace at _____ or school and any
18 subsequent residence or workplace or school of Petitioner and/or
19 Petitioner’s minor child/ren.

20 ____ 12. That until further Order of this Court, Respondent is restrained and
21 enjoined from approaching within ____ yards of Petitioner and/or
22 Petitioner’s minor child/ren.

23 ____ 13. That Respondent is ordered not to have any contact, direct, indirect,
24 or through another person, with Petitioner, by telephone, pager, fax,
25 e-mail, or any other means of communication except as specified in
26 this Order.

27 ____ 14. That Petitioner is awarded temporary custody of the minor child/ren,
28 namely:

- 29 _____ DOB ____ sex ____
- 30 _____ DOB ____ sex ____
- 31 _____ DOB ____ sex ____
- 32 _____ DOB ____ sex ____

33 Respondent is ordered not to interfere with the physical custody of
34 the child/ren.

1 ___ 15. That Respondent is ordered to pay temporary child support for the
 2 minor child/ren to Petitioner in the amount of \$___ every
 3 _____ beginning _____. All payments shall
 4 be made by or to: ___ income deduction order
 5 ___ child support receiver
 6 ___ mail directly to the Petitioner
 7 or _____.

8 ___ 16. That Respondent is ordered to pay temporary support for the
 9 Petitioner in the amount of \$___ every _____
 10 beginning _____. All payments shall be made by or to:
 11 ___ income deduction order
 12 ___ child support receiver
 13 ___ mail directly to the Petitioner
 14 or _____.

15 ___ 17. That Respondent, **only when accompanied by local law**
 16 **enforcement**, shall be able to remove his clothing and personal items
 17 from the residence as follows: _____
 18 _____
 19 _____.

20 On _____, _____, at ____:____. m.

21 ___ 18. That Respondent is ordered not to sell, encumber, trade, damage,
 22 contract to sell, or otherwise dispose of or remove from the
 23 jurisdiction of this Court any of the property or pets of the Petitioner
 24 or joint property or pets of the parties except in the ordinary course
 25 of business.

26 ___ 19. That Respondent is ordered not to disconnect or have disconnected
 27 the home utilities, change or have changed and/or cancel or have
 28 canceled auto, health, or life insurance for Respondent, Petitioner,
 29 and/or Petitioner’s child/ren or interfere with Petitioner’s and/or
 30 Petitioner’s child/ren’s mail.

31 ___ 20. That Petitioner is awarded temporary sole possession of the vehicle:
 32 Make _____ Model _____ Year _____ Color_____.
 33 Respondent shall immediately surrender all keys, proof of insurance,
 34 and registration to this vehicle to law enforcement and law
 enforcement shall immediately turn over said items to Petitioner.

NOTICE TO RESPONDENT

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- 1. Violation of this Order may result in immediate arrest and criminal prosecution that may result in jail time and/or fines and/or may subject you to prosecution and penalties for contempt of court.**
- 2. This Order shall remain in effect unless specifically superceded by a subsequent signed and filed Order, by operation of law, or by Order of dismissal, whichever occurs first. Only this Court can void, modify, or dismiss this Order. Either party may ask this Court to change or dismiss this Order.**
- 3. A person commits the offense of Aggravated Stalking when such person, in violation of a temporary or permanent protective Order prohibiting this behavior, follows, places under surveillance, or contacts Petitioner on public or private property for the purpose of harassing and intimidating the other person. This activity can subject the Respondent to arrest and prosecution for felony Aggravated Stalking, which carries penalties of imprisonment for not less than 1 year nor more than 10 years and a fine of up to \$10,000.00.**

RESPONDENT'S IDENTIFYING INFORMATION

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Respondent's social security number is _____, date of birth is _____, sex is ____, color of hair is _____, color of eyes is _____, height is _____, weight is _____. Respondent's race is _____. Ethnic background is _____. Respondent drives a _____, license tag number _____ and has a _____(state) driver's license number _____. Respondent has distinguishing marks (tattoos, scars, etc.)_____. Respondent's home address is _____ and Respondent is employed by _____ at _____ and works from ____ to ____ on (days)_____.

PETITIONER'S IDENTIFYING INFORMATION

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Protected parties _____ DOB ____ sex ____ race _____
 _____ DOB ____ sex ____ race _____
 _____ DOB ____ sex ____ race _____
 _____ DOB ____ sex ____ race _____

- 1 4. That the Respondent has violated the Family Violence Act, at
 2 O.C.G.A. Section 19-13-1 et seq., by committing family violence,
 3 has placed the Petitioner in reasonable fear for Petitioner's safety,
 4 and represents a credible threat to the physical safety of Petitioner
 5 and/or Petitioner's child/ren. Respondent is hereby enjoined and
 6 restrained from doing, or attempting to do, or threatening to do any
 7 act of injury to, maltreating, molesting, following, harassing,
 8 harming, or abusing the Petitioner and/or the minor child/ren in any
 9 manner. Respondent is not to interfere with Petitioner's travel,
 10 transportation, or communication. Respondent shall not follow,
 11 place under surveillance, or contact the Petitioner at any place of the
 12 Petitioner for the purpose of harassing and intimidating the
 13 Petitioner.
- 14 5. That the Respondent is enjoined and restrained from doing, or
 15 attempting to do, or threatening to do any act of injury to,
 16 maltreating, molesting, harassing, harming, or abusing the
 17 Petitioner's family or household.

18
 19 **ONLY THE FOLLOWING THAT ARE INITIALED**

20 **BY THE JUDGE SHALL APPLY:**

- 21 ___ 6. That Petitioner is awarded sole and exclusive possession of the
 22 residence at _____.
- 23 ___ 7. That Respondent is ordered to leave the family residence
 24 immediately and law enforcement at _____ (sheriff or
 25 police department) is ordered to assist Petitioner in returning to the
 26 family residence and the removal of the Respondent. Respondent
 27 shall immediately surrender to law enforcement _____
 28 (sheriff or police department) all and any keys, garage door openers,
 29 and other security devices to the family residence and law
 30 enforcement shall ensure that these are given to the Petitioner.
- 31 ___ 8. That Respondent is ordered to stay away from Petitioner's and
 32 Petitioner's child/ren's residence and workplace and/or school and
 33 any subsequent residence or workplace or school of Petitioner and/or
 34 Petitioner's minor child/ren.

1 ___ 9. That Respondent is ordered to provide suitable alternate housing for
 2 Petitioner and/or Petitioner’s children by
 3 _____.

4 ___ 10. That Respondent is restrained and enjoined from approaching within
 5 ___ yards of Petitioner and/or Petitioner’s minor children.

6 ___ 11. That Respondent is ordered not to have any contact, direct, indirect,
 7 or through another person, with Petitioner, by telephone, pager, fax,
 8 e-mail, or any other means of communication except as specified in
 9 this Order.

10 ___ 12. That Petitioner is awarded temporary custody of the minor
 11 child/ren, namely:

12 _____ DOB _____ sex _____

13 _____ DOB _____ sex _____

14 _____ DOB _____ sex _____

15 _____ DOB _____ sex _____

16 Respondent is ordered not to interfere with the physical custody of
 17 the minor child/ren.

18 ___ 13. That Respondent is ordered to pay to the Petitioner support for the
 19 minor child/ren in the amount of \$_____ every
 20 _____ beginning the _____ of _____,
 21 _____.

22 All payments are to be made by or to:

23 ___ income deduction order

24 ___ child support receiver

25 ___ mail directly to the Petitioner

26 or _____.

27 The applicable percentages of obligor’s gross income to be
 28 considered by the trier of fact to determine child support are:

29 One child 17 to 23 percent Four children 29 to 35 percent

30 Two children 23 to 28 percent Five children 31 to 37 percent

31 Three children 25 to 32 percent

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In this case child support is being determined for ___ child/ren and the applicable percentage of gross income to be considered is ___ to ___ percent. The court has considered the existence of special circumstances, and has found that no special circumstances **OR** the following special circumstances exist: _____.

___ 14. That Respondent is ordered to pay temporary support for the Petitioner in the amount of \$_____ every _____beginning _____.

All payments are to be made by or to:

- ___ income deduction order
- ___ child support receiver
- ___ mail directly to the Petitioner

or _____ .

___ 15. That Respondent shall have visitation with the minor child/ren according to the following schedule, beginning_____:

- ___ no visitation
- ___ no visitation until _____
- ___ supervised visitation, supervised by a third party as follows:_____
- _____
- ___ visitation every other weekend from Friday at 6 p.m. until Sunday at 6 p.m., beginning_____ ,
- ___ other visitation _____
- ___ circumstances concerning how Respondent shall pick up and return the minor child/ren shall be _____

Strict compliance with this visitation provision shall not be a violation of the restraining provisions of this Order.

___ 16. That Respondent, **only when accompanied by local law enforcement**, shall be able to remove his clothing and personal items from the residence as follows:_____

_____.

On _____, _____, at _____ m.

1 ___ 25. That this Court determined that it had jurisdiction over the parties
 2 and the subject matter under the laws of the State of Georgia and
 3 Respondent received reasonable notice and had the opportunity to be
 4 heard before this Order was issued sufficient to protect the
 5 Respondent’s due process rights.

6 ___ 26. That Petitioner/protected party is either a spouse, former spouse,
 7 parent of a common child, Petitioner’s child, child of Respondent,
 8 cohabitates or has cohabited with Respondent and qualifies for 18
 U.S.C. 922(g).

9 ___ 27. It is further Ordered _____
 10 _____.

11 SO ORDERED this ___ day of _____, ____.

 JUDGE, SUPERIOR COURT
 _____ County

Print or stamp Judge’s name

NOTICE TO RESPONDENT	
17	1. Violation of this Order may result in immediate arrest and
18	criminal prosecution that may result in jail time and/or fines
19	and/or may subject you to prosecution and penalties for
20	contempt of court.
21	2. This Order shall remain in effect unless specifically superseded
22	by a subsequent Order signed and filed, by operation of law, or
23	by Order of dismissal, whichever occurs first. Only this Court
24	can void, modify, or dismiss this Order. Either party may ask
25	this Court to change or dismiss this Order.
26	3. If after a hearing, of which the Respondent received notice and
27	opportunity to participate, a protective order is issued which
28	restrains Respondent from harassing, stalking, or threatening an
29	intimate partner, Respondent is prohibited from possessing,
30	receiving, or transporting a firearm or ammunition which has
31	been shipped or transported in interstate or foreign commerce
32	for the duration of the Order. 18 U.S.C. Section 922(g).

1 THE SUPERIOR COURT FOR THE COUNTY OF _____

2 STATE OF GEORGIA

3 _____,)
 4 Petitioner,) Civil Action File
 5 v.)
 6 _____,) No. _____
 7 Respondent.)

8 STALKING EX PARTE TEMPORARY PROTECTIVE ORDER

9 Upon proceedings before me, the Petitioner having demanded pursuant to O.C.G.A.
 10 Section 16-5-94 that a Protective Order be issued; and alleged that Respondent has
 11 knowingly and willfully committed or attempted to commit acts in violation of O.C.G.A.
 12 Section 16-5-90 et seq., that such acts were not at the home of the Respondent and had
 13 no legitimate purpose, and that Petitioner is in reasonable fear of her/his safety and/or the
 14 safety of her/his immediate family; and it appearing to the Court that probable cause
 15 exists to believe that similar events will occur in the future, IT IS HEREBY ORDERED
 16 AND ADJUDGED:

- 17 1. That Respondent is enjoined and restrained from any acts directly or
 18 indirectly which harass and/or intimidate the Petitioner or her/his
 19 immediate family.
- 20 2. That Respondent is enjoined from approaching within ___ yards of
 21 Petitioner.
- 22 3. That Respondent have no contact of any type, direct, indirect, or
 23 through another person, with Petitioner or her/his immediate family,
 24 including but not limited to telephone, pager, fax, e-mail, mail, or
 25 any other means of communication.
- 26 4. **That the Respondent appear before _____, Judge, on**
 27 **the _____ day of _____, _____, at _____**
 28 **in room _____ of the _____**
 29 **County courthouse at _____ to show why the**
 30 **demands of the Petitioner should not be granted.**
- 31 5. That a copy of this Order be given to local law enforcement and the
 32 Respondent be served with a copy of this Order and Petition for
 33 Stalking Temporary Protective Order instanter.

1 THE SUPERIOR COURT FOR THE COUNTY OF _____

2 STATE OF GEORGIA

3 _____,)
 4 Petitioner,) Civil Action File
 5 v.)
 6 _____,) No. _____
 7 Respondent.)

8 STALKING SIX-MONTH PROTECTIVE ORDER

9 A hearing was held on this matter on _____, _____, at which the Respondent
 10 appeared and/or was provided with the opportunity to be heard and the Petitioner
 11 requested that the Protective Order entered in this case be continued. Having heard the
 12 evidence presented, reviewed the petition and the record concerning this case, and for
 13 good cause shown, IT IS HEREBY ORDERED AND ADJUDGED:

14 1. That the Respondent has knowingly and wilfully violated O.C.G.A.
 Section 16-5-90 et seq. and placed the Petitioner in reasonable fear
 for the Petitioner’s safety. Respondent is hereby enjoined and
 restrained from doing, or attempting to do, or threatening to do any
 act constituting a violation of O.C.G.A. Section 16-5-90 et seq. and
 from harassing, interfering with, or intimidating the Petitioner or
 15 Petitioner’s immediate family. Specifically, Respondent is hereby
 16 enjoined and restrained from _____ which
 17 is a violation of O.C.G.A. Section 16-5-90 et seq. Any future acts
 18 committed by the Respondent towards the Petitioner which are in
 19 violation of this statute and this Protective Order can amount to
 20 AGGRAVATED STALKING, pursuant to O.C.G.A. Section
 21 16-5-91, which is a felony. A person convicted of Aggravated
 22 Stalking shall be punished by imprisonment for not less than one nor
 23 more than ten years and by a fine of not more than \$10,000.00.

24 2. That Respondent is enjoined and restrained from approaching within
 25 _____ yards of Petitioner and/or Petitioner’s immediate family,
 26 and/or residence, place of employment, or school.

1 SO ORDERED this _____ day of _____, _____.

2 _____
3 JUDGE, SUPERIOR COURT
4 _____ County

5 _____
6 Print or stamp Judge's name

NOTICE TO RESPONDENT

- 7 **1. Violation of this Order may result in immediate arrest and**
- 8 **criminal prosecution that may result in jail time and/or fines**
- 9 **and/or may subject you to prosecution and penalties for**
- 10 **contempt of court.**
- 11 **2. This Order shall remain in effect unless specifically superceded**
- 12 **by a subsequent Order signed and filed, by operation of law, or**
- 13 **by Order of dismissal, whichever occurs first. Only this Court**
- 14 **can void, modify, or dismiss this Order. Either party may ask**
- 15 **this Court to change or dismiss this Order.**
- 16 **3. If after a hearing, of which the Respondent received notice and**
- 17 **opportunity to participate, a protective order is issued which**
- 18 **restrains Respondent from harassing, stalking, or threatening an**
- 19 **intimate partner, Respondent is prohibited from possessing,**
- 20 **receiving, or transporting a firearm or ammunition which has**
- 21 **been shipped or transported in interstate or foreign commerce**
- 22 **for the duration of the Order. 18 U.S.C. Section 922(g).**
- 23 **4. A person commits the offense of Aggravated Stalking when such**
- 24 **person, in violation of a temporary or permanent protective**
- 25 **Order prohibiting this behavior follows, places under**
- 26 **surveillance, or contacts another person on public or private**
- 27 **property for the purpose of harassing and intimidating the other**
- 28 **person. This activity can subject the Respondent to arrest and**
- 29 **prosecution for felony aggravated stalking, which carries**
- 30 **penalties of imprisonment for not less than 1 year nor more than**
- 10 years and a fine of up to \$10,000.00.**

RESPONDENT'S IDENTIFYING INFORMATION

Respondent's social security number is _____, date of birth is _____,
sex is ____, color of hair is _____, color of eyes is _____, height is
_____, weight is _____. Respondent's race is _____. Ethnic background is
_____. Respondent drives a _____, license tag number
_____ and has a ____ (state) driver's license number _____.
Respondent has distinguishing marks (tattoos, scars, etc.) _____.
Respondent's home address is _____ and
Respondent is employed by _____ at _____ and
works from ____ to ____ on (days) _____.

PETITIONER'S IDENTIFYING INFORMATION

Protected parties _____ DOB ____ sex _____ race _____
_____ DOB ____ sex _____ race _____

Transmitted to Georgia Protective Order Registry Date _____ Clerk _____"

SECTION 2.

The Uniform Rules Committee of the Council of Superior Court Judges is authorized to promulgate a standardized noncodified form for the issuance of any protective order in this state.

SECTION 3.

This Act shall become effective on July 1, 2001; provided, however, that for purposes of promulgating standardized forms for the issuance of protective orders, Section 2 of this Act shall become effective upon the signature of the Governor or upon this Act becoming law without such signature.

SECTION 4.

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