

The House Committee on Judiciary Non-civil offers the following substitute to SB 4:

A BILL TO BE ENTITLED
AN ACT

1 To amend Title 15 of the Official Code of Georgia Annotated, relating to courts, so as to
2 require marshals, constables, and sheriffs to notify protected persons upon the service of
3 certain protective orders; to provide for related matters; to provide an effective date; to repeal
4 conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Title 15 of the Official Code of Georgia Annotated, relating to courts, is amended by adding
8 a new Code section to read as follows:

9 "15-10-104.1.

10 At the time a restraining order, protective order, injunction, or similar court order relating
11 to harassment, workplace violence, domestic violence, stalking, or elder abuse is issued,
12 the court shall notify the person requesting protection of his or her option to be notified as
13 provided in this Code section. After such order is served by a marshal or constable, such
14 marshal or constable shall be required to notify the protected person by electronic or
15 telephonic means that the order has been served on the restrained person; provided,
16 however, that notification shall only be required if the protected person has requested
17 notification and has provided a telephone number or e-mail address to the marshal or
18 constable for purposes of notification. The notification required by this Code section shall
19 be made within 24 hours following the service of the order and shall include the date and
20 time when the order was served."

21 **SECTION 2.**

22 Said title is further amended by revising Code Section 15-16-17, which is reserved, as
23 follows:

24 "15-16-17.

25 At the time a restraining order, protective order, injunction, or similar court order relating
26 to harassment, workplace violence, domestic violence, stalking, or elder abuse is issued,
27 the court shall notify the person requesting such order of his or her option to be notified as
28 provided in this Code section. After such order is served by a sheriff or deputy sheriff, the
29 sheriff shall be required to notify the protected person by electronic or telephonic means
30 that the order has been served on the restrained person; provided, however, that notification
31 shall only be required if the protected person has requested notification and has provided
32 a telephone number or e-mail address to the sheriff for purposes of notification. The
33 notification required by this Code section shall be made within 24 hours following the
34 service of the order and shall include the date and time when the order was served.
35 ~~Reserved."~~

36 **SECTION 3.**

37 This Act shall become effective on July 1, 2010.

38 **SECTION 4.**

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