

House Bill 236 (AS PASSED HOUSE AND SENATE)

By: Representatives Neal of the 74th, Tankersley of the 160th, Hugley of the 136th, Douglas of the 78th, Taylor of the 173rd, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 1 of Chapter 13 of Title 19 of the Official Code of Georgia Annotated,
2 relating to granting of relief by superior courts, so as to provide for discretionary monitoring
3 of the victim after the granting of a temporary protective order; to provide a definition; to
4 provide for related matters; to provide for an effective date; to repeal conflicting laws; and
5 for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article 1 of Chapter 13 of Title 19 of the Official Code of Georgia Annotated, relating to
9 granting of relief by superior courts, is amended by adding a new Code section to read as
10 follows:

11 "19-13-4.1.

12 (a) As used in this Code section, the term 'local law enforcement agency' means county
13 and city:

14 (1) Police departments; and

15 (2) Sheriff offices.

16 (b)(1) Upon obtaining a protective order under Code Section 19-13-3 or 19-13-4, the
17 petitioner may elect to request periodic security checks from any local law enforcement
18 agency with jurisdiction in which the petitioner resides.

19 (2) Such security checks shall occur at intervals and times in the discretion of the local
20 law enforcement agency and shall continue for the duration of the order or until such
21 request is withdrawn by the petitioner or the local law enforcement agency determines
22 that the petitioner's circumstances no longer appear to require such security checks.

23 (3) Security checks may include:

24 (A) Observation of the exterior of the petitioner's residence; and

25 (B) Officer presence in the vicinity of the petitioner's residence.

26 (4) If such petitioner elects to request such periodic security checks, the petitioner shall
27 provide to the local law enforcement agency the temporary protective order for
28 photocopying purposes and provide a written request for the law enforcement agency to
29 conduct periodic security checks at the petitioner's residence contained in the protective
30 order for a period of up to 60 days."

31 **SECTION 2.**

32 This Act shall become effective upon its approval by the Governor or upon its becoming law
33 without such approval.

34 **SECTION 3.**

35 All laws and parts of laws in conflict with this Act are repealed.