

FAILED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 209

AMENDMENT NO. A1
(to be filled in by
Principal Clerk)

H209-ARK-51 [v.3]

Page 1 of 2

Comm. Sub. [YES]
Amends Title [NO]
Second Edition

Date _____, 2013

Senator McKissick

1 moves to amend the bill on page 1, line 12, by rewriting the line to read:

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"order entered with findings of fact and conclusions of law. Nothing in this section shall be construed to preclude the court from including conditions in the order that apply to both parties.", and

7 On page 1, between lines 12 and 13, by inserting the following:

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"SECTION 2. G.S. 50B-3(b) reads as rewritten:

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"(b) Protective orders entered pursuant to this Chapter shall be for a fixed period of time not to exceed one year. The court may renew a protective order for a fixed period of time not to exceed two years, including an order that previously has been renewed, upon a motion by the aggrieved party filed before the expiration of the current order; provided, however, that a temporary award of custody entered as part of a protective order may not be renewed to extend a temporary award of custody beyond the maximum one-year period. The court may renew a protective order for good cause. The commission of an act as defined in G.S. 50B-1(a) by the defendant after entry of the current order is not required for an order to be renewed. Protective orders entered, ~~including~~ excluding consent orders, shall not be mutual in nature except where both parties file a claim and the court makes detailed findings of fact indicating that both parties acted as aggressors, that neither party acted primarily in self-defense, and that the right of each party to due process is preserved."" , and

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By renumbering the succeeding section accordingly.



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SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

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and vote information, is available in the
Senate Principal Clerk's Office**