

Amendment No.1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Justice Appropriations
 2 Subcommittee

3 Representative Mayfield offered the following:

4

5 **Amendment**

6 Remove lines 29-85 and insert:

7 (5)

8 (c) Any such ex parte temporary injunction is shall be
 9 effective for a fixed period not to exceed 15 days unless after
 10 a full hearing, a final injunction is issued on the same case.
 11 In that instance, the temporary injunction remains in full force
 12 and effect until the final injunction is served upon the
 13 respondent.

14 (d) A full hearing, as provided by this section, shall be
 15 set for a date no later than the date when the ex parte
 16 temporary injunction ceases to be effective. The court may grant
 17 a continuance of the hearing before or during a hearing for good

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18 cause shown by any party. The need to obtain service of process
19 constitutes good cause. A temporary, which shall include a
20 continuance to obtain service of process. Any injunction that is
21 already served must shall be extended, if necessary, so that it
22 remains to remain in full force and effect during any period of
23 continuance.

24 Section 2. Paragraph (c) of subsection (6) of section
25 784.046, Florida Statutes, is amended to read:

26 784.046 Action by victim of repeat violence, sexual
27 violence, or dating violence for protective injunction; dating
28 violence investigations, notice to victims, and reporting;
29 pretrial release violations; public records exemption.—

30 (6)

31 (c) Any such ex parte temporary injunction is shall be
32 effective for a fixed period not to exceed 15 days, and.
33 ~~However,~~ an ex parte temporary injunction granted under
34 subparagraph (2)(c)2. is effective for 15 days following the
35 date the respondent is released from incarceration unless after
36 a full hearing, a final injunction is issued on the same case.
37 In that instance, the temporary injunction remains in full force
38 and effect until the final injunction is served upon the
39 respondent.

40 (d) A full hearing, as provided by this section, shall be
41 set for a date no later than the date when the ex parte
42 temporary injunction ceases to be effective. The court may grant
43 a continuance of the ~~ex parte injunction and the full hearing~~

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44 before or during the a hearing, for good cause shown by any
45 party. The need to obtain service of process constitutes good
46 cause. A temporary injunction that is already served must be
47 extended, if necessary, so that it remains in full force and
48 effect during any period of continuance.

49 Section 3. Paragraph (c) of subsection (5) of section
50 784.0485, Florida Statutes, is amended to read:

51 784.0485 Stalking; injunction; powers and duties of court
52 and clerk; petition; notice and hearing; temporary injunction;
53 issuance of injunction; statewide verification system;
54 enforcement.—

55 (5)

56 (c) Any such ex parte temporary injunction is effective
57 for a fixed period not to exceed 15 days unless after a full
58 hearing, a final injunction is issued on the same case. In that
59 instance, the temporary injunction remains in full force and
60 effect until the final injunction is served upon the respondent.

61 (d) A full hearing, as provided in this section, shall be
62 set for a date no later than the date when the ex parte
63 temporary injunction ceases to be effective. The court may grant
64 a continuance of the hearing before or during a hearing for good
65 cause shown by any party. The need to obtain service of process
66 constitutes good cause. A temporary, which must shall include a
67 continuance to obtain service of process. An injunction that is
68 already served must shall be extended, if necessary, so that it

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69 | remains ~~to remain~~ in full force and effect during any period of
70 | continuance.

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