



REPRESENTATIVE CHUCK KOPP
DISTRICT 24
Klatt Road – Oceanview – Southport – Bayshore

House Bill 12 Version K
An Act Relating to Protective Orders
Sectional Analysis

Section 1 AS 18.65.850(e)

This section makes clear that the court may not deny a petition for a protective order for a victim of stalking or sexual assault solely because there is a lapse between the assault and the petition, if the sexual assault was the basis of a previous order, or if a court previously found that the incident was sexual assault or stalking, but declined to issue relief.

Section 2 AS 18.65.850

This section allows a petitioner to request an extension of a protective order 30 days before, or within 60 days after it expires, or after an extension was granted through the provisions of Section 1 of this bill.

The court shall give the respondent at least 10 days' notice of the hearing and the right to appear and be heard, either in person or through legal counsel. The court may extend the provision of the order if necessary to protect the petitioner from stalking or sexual assault, regardless of whether the respondent appears at the hearing. The protective order extension will be for six months or earlier if dissolved by court order.

Section 3 AS 18.66.100(e)

This section clarifies that the court may not deny a petition for a protective order for a victim of domestic violence solely because there is a lapse between the assault and the petition, if the domestic violence was the basis of a previous order, or if a court previously found that the incident was domestic violence, but declined to issue relief.

Section 4 AS 18.66.100

This section allows a petitioner to request an extension of a protective order 30 days before, or within 60 days after it expires, or after an extension was granted through the provisions of Section 3 of this bill.

The court shall give the respondent at least 10 days' notice of the hearing and the right to appear and be heard, either in person or through legal counsel. The court may extend the provision of the order if necessary to protect the petitioner from stalking or sexual assault, regardless of whether the respondent appears at the hearing. The protective order extension will be for one year or earlier if dissolved by court order.

Section 5 Applicability

Section 5 adds applicability language to the uncodified law of the State of Alaska to protective orders issued before, on or after the effective date of Sections 1 through 4 of this Act.