

Chapter 103

(House Bill 136)

AN ACT concerning

Family Law – ~~Temporary~~ Protective Orders – ~~Electronic~~ Notification of Service

FOR the purpose of requiring that the system used for the electronic notification of service of a temporary protective order be approved and provided by the Department of Public Safety and Correctional Services; extending the termination date of certain provisions of law that provide for notice of the service on a respondent of certain protective orders; and generally relating to ~~electronic~~ notification of the service of a ~~temporary~~ protective order.

BY repealing and reenacting, without amendments,
Article – Family Law
Section 4–505(a)(1)
Annotated Code of Maryland
(2006 Replacement Volume and 2010 Supplement)

BY repealing and reenacting, with amendments,
Article – Family Law
Section 4–505(b)(1)
Annotated Code of Maryland
(2006 Replacement Volume and 2010 Supplement)

BY repealing and reenacting, with amendments,
Chapter 711 of the Acts of the General Assembly of 2009
Section 2

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article – Family Law

4–505.

(a) (1) If, after a hearing on a petition, whether ex parte or otherwise, a judge finds that there are reasonable grounds to believe that a person eligible for relief has been abused, the judge may enter a temporary protective order to protect any person eligible for relief from abuse.

(b) (1) Except as provided in paragraph (2) of this subsection, a law enforcement officer shall:

(i) immediately serve the temporary protective order on the alleged abuser under this section; and

(ii) within two hours after service of the order on the respondent, electronically notify the Department of Public Safety and Correctional Services of the service **USING AN ELECTRONIC SYSTEM APPROVED AND PROVIDED BY THE DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES.**

Chapter 711 of the Acts of 2009

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect January 1, 2010, contingent on the receipt by the Governor's Office of Crime Control and Prevention of federal funds under the American Recovery and Reinvestment Act of 2009 to fund implementation of the notification requirements under this Act and if federal funds are not received for this purpose by January 1, 2010, this Act shall be null and void without the necessity of further action by the General Assembly. It shall remain effective for a period of [2] 4 years and, at the end of December 31, [2011] 2013, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2011.

Approved by the Governor, April 12, 2011.