

ASSEMBLY BILL

No. 2139

Introduced by Assembly Member Garcia

February 21, 2006

An act to add Section 6275 to the Family Code, relating to emergency protective orders.

LEGISLATIVE COUNSEL'S DIGEST

AB 2139, as introduced, Garcia. Emergency protective orders.

Existing law authorizes a law enforcement officer to seek an emergency protective order when the officer asserts reasonable grounds to believe that a person is in immediate and present danger of domestic violence, that a child is in immediate and present danger of abuse by a family or household member, that a child is in immediate and present danger of being abducted by a parent or relative, or that an elder or dependent adult is in immediate and present danger of abuse, as specified. An emergency protective order expires at the earlier of the fifth court day or seventh calendar day following the date of issuance.

This bill would require a law enforcement officer who responds to a situation involving domestic violence to inform the victim of domestic violence that he or she may request the officer to request an emergency protective order.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 6275 is added to the Family Code, to
2 read:

1 6275. A law enforcement officer who responds to a situation
2 involving domestic violence shall inform the victim of domestic
3 violence that he or she may request the officer to request an
4 emergency protective order pursuant to this part.

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