

House Bill 1311

By: Representatives Moore of the 91st and Cummings of the 39th

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 13A of Title 19 of the Official Code of Georgia Annotated, relating to
2 dating violence protective orders, so as to provide for substitute service when respondent is
3 avoiding service to delay a hearing; to provide for related matters; to repeal conflicting laws;
4 and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 SECTION 1.

7 Chapter 13A of Title 19 of the Official Code of Georgia Annotated, relating to dating
8 violence protective orders, is amended by revising subsection (d) of Code Section 19-13A-3,
9 relating to temporary relief to protect from dating violence, hearing and evidentiary standard,
10 non-attorney assistance, and delays, as follows:

11 "(d) If the court finds a party is avoiding service to delay a hearing, the court may delay
12 dismissal of the petition for an additional 30 days or may authorize service:

13 (1) By delivering the citation with a copy of the petition to the respondent in person or
14 by registered or certified mail, return receipt requested;

15 (2) Upon motion supported by affidavit, by leaving a true copy of the citation with a
16 copy of the petition attached with anyone over 16 years of age at the location specified

17 in the affidavit that can be an employee of the respondent's place of employment or a
18 known relative; or
19 (3) By publication or any other manner that the affidavit or other evidence before the
20 court shows will be reasonably effective to give the defendant notice of the petition."

21 **SECTION 2.**

22 All laws and parts of laws in conflict with this Act are repealed.