

1 TO THE HOUSE OF REPRESENTATIVES:

2 The Committee on Judiciary to which was referred House Bill No. 749
3 entitled “An act relating to allowing a friend to file a request for relief from
4 abuse order” respectfully reports that it has considered the same and
5 recommends that the bill be amended by striking out all after the enacting
6 clause and inserting in lieu thereof the following:

7
8 Sec. 1. 15 V.S.A. § 1103 is amended to read:

9 § 1103. REQUESTS FOR RELIEF

10 (a) Any family or household member may seek relief from abuse by another
11 family or household member on behalf of ~~him~~ him- or herself or ~~his or her~~
12 ~~children~~ on behalf of another family member by filing a complaint under this
13 chapter. A minor 16 years of age or older may file a complaint under this
14 chapter seeking relief on his or her own behalf. The plaintiff shall submit an
15 affidavit in support of the order.

16 Sec. 2. 15 V.S.A. § 1104 is amended to read:

17 § 1104. EMERGENCY RELIEF

18 (a) In accordance with the Vermont Rules of Civil Procedure, temporary
19 orders under this chapter may be issued ex parte, without notice to defendant,
20 upon motion and findings by the Court that defendant has abused the plaintiff
21 or his or her children, or both. The plaintiff shall submit an affidavit in support

1 of the order. A minor 16 years of age or older may seek relief on his or her
2 own behalf. Relief under this section shall be limited as follows:

3 * * *

4 Sec. 5. EFFECTIVE DATE

5 This act shall take effect on July 1, 2016.

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7 and that after passage the title of the bill be amended to read: “An act relating
8 to filing a request for relief from abuse”

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11
12
13
14 (Committee vote: _____)

15 _____

16 Representative _____

17 FOR THE COMMITTEE