<u>Committee discussion for Sections 8 and 9 of H.74</u>

Current language for a final order includes "restrictions on the defendant's ability to contact the plaintiff or the children <u>in person, by phone, or by mail</u>"

The proposal is to change the language in the final order to include "restrictions on the defendant's ability to contact the plaintiff or the children in <u>any way, directly, indirectly, or through a third party, including in writing or by telephone, e-mail, or other electronic communication</u>"

Current language in the temporary order is similar to the final order in that it can order defendant to stay away from the plaintiff, but ***does not include*** "restrictions on the defendant's ability to contact the plaintiff or the children <u>in person, by phone, or by mail</u>"

The proposal is to add language in the temporary order to include restrictions on the defendant's ability to contact the plaintiff or the children, or both, in "<u>any way, directly, indirectly, or through a third party, including in writing or by telephone, e-mail, or other electronic communication</u>"

Question #1: Should the options to the court be the same for the temporary and final order?

Question #2: Should the language be expanded beyond "<u>in person, by phone, or by mail</u>"?

Question #3: If so, to what extent?

Option #1: Leave current language

Option #2: Add the current standard from final order to temporary order - "restrictions on the defendant's ability to contact the plaintiff or the children <u>in person, by phone, or by mail</u>" so they are the same

Option #3: Expand language in final order and add language in temporary order as requested by Network

Option #4: Go with ACLU proposal to add purposeful language to indirect contact by restricting the defendant's ability to contact the plaintiff or his or her children, or both, <u>in any way, directly, indirectly ***with the purpose of making contact***, or through a third party, including in writing or by telephone, e-mail, or other electronic communication.</u>"