

HB 1822 -- Orders of Protection

Sponsor: Lampe

This bill allows a court to enter an ex parte order of protection to a petitioner or child on whose behalf a petition is filed where there is an immediate and present danger of domestic violence. The court must deny the ex parte order and dismiss the petition if the petitioner is not an individual authorized to seek relief under Section 455.020, RSMo. An ex parte order of protection must be served upon a custodial parent or guardian if the respondent is younger than 17 years of age.

Any electronic public case information system, such as Casenet, is prohibited from posting a name change if the petitioner is a victim of child abuse, domestic violence, or a crime that includes an underlying act of domestic violence.

Currently, a person commits the crime of domestic assault in the third degree if the act involves a family or household member or an adult who is or has been in a continuing social relationship of a romantic nature with the actor. The bill revises the offense to include only those acts that involve family or household members.