

Regular Session, 2011

ACT No. 234

HOUSE BILL NO. 255

BY REPRESENTATIVE BURRELL AND SENATOR JACKSON

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

1 AN ACT

2 To amend and reenact R.S. 46:2138 and Children's Code Article 1566, relative to domestic
3 abuse assistance; to provide for petitions for protective orders; to authorize clerical
4 assistance by domestic violence advocates; to provide for definitions; and to provide
5 for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 46:2138 is hereby amended and reenacted to read as follows:

8 §2138. Assistance; ~~of clerk of court;~~ domestic abuse advocate

9 A. The clerk of court shall make forms available for making application for
10 protective orders under this Part, provide clerical assistance to the petitioner when
11 necessary, advise indigent applicants of the availability of filing in forma pauperis,
12 provide the necessary forms, as supplied by the judicial administrator's office,
13 Louisiana Supreme Court, and provide the services of a notary, where available, for
14 completion of the affidavit required in R.S. 46:2134(D).

15 B. Domestic abuse advocates may provide clerical assistance to petitioners
16 in making an application for a protective order in accordance with this Part.

17 C. For purposes of this Section, "domestic abuse advocate" means an
18 employee or representative of a community based shelter providing services to
19 victims of family violence or domestic abuse.

20 Section 2. Children's Code Article 1566 is hereby amended and reenacted to read
21 as follows:

22 Art. 1566. Assistance; ~~of clerk of court;~~ domestic abuse advocate

23 A. The clerk of court shall make forms available for making application for
24 protective orders under this Chapter, provide clerical assistance to the petitioner

1 when necessary, advise indigent applicants of the availability of filing in forma
2 pauperis, provide the necessary forms, and provide the services of a notary, where
3 available, for completion of the affidavit required in Article 1568. The forms shall
4 be prepared by the Judicial Administrator's Office, Louisiana Supreme Court.

5 B. Domestic abuse advocates may provide clerical assistance to petitioners
6 in making an application for a protective order in accordance with this Chapter.

7 C. For purposes of this Article, "domestic abuse advocate" means an
8 employee or representative of a community based shelter providing services to
9 victims of family violence or domestic abuse.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____