

Existing law authorizes the issuance of a temporary restraining order pursuant to the Protection from Family Violence Act, R.S. 46:2121 et seq., and pursuant to the Protection from Dating Violence Act, R.S. 46:2151, effective for a specific period of time during the pendency of an action for a protective order.

Existing law authorizes the issuance of a temporary restraining order effective for a specific period of time during the pendency of an action for a preliminary injunction.

New law retains existing law and adds that in the event that the hearing on the rule for the protective order or issuance of a preliminary injunction is continued by the court because of a declared state of emergency made in accordance with existing law, any temporary restraining order issued in the matter shall remain in force for five days after the date of conclusion of the state of emergency. Further provides that when a temporary restraining order remains in force under new law, the court shall reassign the rule for a protective order for hearing at the earliest possible time, but no later than five days after the date of conclusion of the state of emergency. Further provides that the reassignment of the rule shall take precedence over all matters except older matters of the same character.

Effective Aug. 1, 2014.

(Amends C.C.P. Arts. 3604(C) and 3606)