

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019

FILED SENATE
Apr 2, 2019
S.B. 493
PRINCIPAL CLERK

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SENATE BILL DRS45196-ND-60

Short Title: DVPO Time of Expiration. (Public)

Sponsors: Senator Britt (Primary Sponsor).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO CLARIFY THE SPECIFIC TIME THAT A DOMESTIC VIOLENCE
3 PROTECTION ORDER EXPIRES ON THE LAST DAY THAT THE ORDER IS VALID.
4 The General Assembly of North Carolina enacts:
5 **SECTION 1.** G.S. 50B-3(b) reads as rewritten:
6 "(b) Protective orders entered pursuant to this Chapter shall be for a fixed period of time
7 not to exceed one year. The court may renew a protective order for a fixed period of time not to
8 exceed two years, including an order that previously has been renewed, upon a motion by the
9 aggrieved party filed before the expiration of the current order; provided, however, that a
10 temporary award of custody entered as part of a protective order may not be renewed to extend
11 a temporary award of custody beyond the maximum one-year period. The court may renew a
12 protective order for good cause. The commission of an act as defined in G.S. 50B-1(a) by the
13 defendant after entry of the current order is not required for an order to be renewed. Protective
14 orders entered, including consent orders, shall not be mutual in nature except where both parties
15 file a claim and the court makes detailed findings of fact indicating that both parties acted as
16 aggressors, that neither party acted primarily in self-defense, and that the right of each party to
17 due process is preserved. Protective orders entered pursuant to this Chapter expire at 11:59 P.M.
18 on the indicated expiration date, unless specifically stated otherwise in the order."
19 **SECTION 2.** This act is effective when it becomes law.



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