

HOUSE No. 1396

By Mr. Fagan of Taunton, petition of James H. Fagan relative to the extension of certain restraining orders without notice to defendants. The Judiciary.

The Commonwealth of Massachusetts

In the Year Two Thousand and Seven.

AN ACT RELATIVE TO THE EXTENSION OF CERTAIN RESTRAINING ORDERS WITHOUT NOTICE TO DEFENDANTS.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Section 3 of Chapter 209A of the General Laws, as appearing in
2 the 2004 Official Edition, is hereby amended by inserting, in line 15
3 after the word “abuse” the following words:— provided, however,
4 that if the defendant has been convicted of violating the plaintiff’s
5 restraining order, the court may extend such restraining order as of
6 right without requiring notice to the defendant or the appearance of
7 the plaintiff in court.