

SB 766 STAFF MEASURE SUMMARY

Carrier: Sen. Gelser

**Senate Committee On Judiciary and Ballot Measure 110
Implementation**

Action Date: 04/08/21
Action: Do pass.
Vote: 4-2-1-0
Yeas: 4 - Dembrow, Gelser, Manning Jr, Prozanski
Nays: 2 - Heard, Linthicum
Exc: 1 - Thatcher
Fiscal: Has minimal fiscal impact
Revenue: No revenue impact
Prepared By: Gillian Fischer, Counsel
Meeting Dates: 4/1, 4/8

WHAT THE MEASURE DOES:

Modifies the date of expiration of sexual abuse restraining orders entered on behalf of a minor petitioner if the petitioner fails to request renewal of the order by the specified date following the petitioner's 18th birthday. Specifies procedures when service on respondent of sexual abuse restraining order is completed by alternative service. Declares an emergency, effective on passage.

ISSUES DISCUSSED:

- Changes made to provisions in 2019 session
- Measure addresses unintentional disclosure of petitioner's birth date
- Alternative service of orders

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

Senate Bill 995 (2019) amended certain procedural requirements for the provision and service of a Sexual Assault Protection Order (SAPO) and unintentionally allowed disclosure of a petitioners' otherwise confidential birthday information. The measure also allowed courts to authorize alternative service of a SAPO if a petitioner demonstrated due diligence in attempting to effectuate personal service. Senate Bill 1547 (2020) provided minor petitioners' an expiration date by which they must renew a SAPO after their 18th birthday that did not allow for disclosure of their confidential birthdate information. The bill also made procedural changes to the alternative methods of service allowed in certain circumstances.

Senate Bill 766 modifies certain procedural requirements for the provision and service of a Sexual Assault Protection Order (SAPO) to prevent disclosure of a petitioners' otherwise confidential birthday information and makes technical procedural changes to the alternative methods of service.