

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 998

Session of
1983

INTRODUCED BY FREIND, GREENWOOD, MICOZZIE, NOYE, WOGAN, GLADECK,
PRATT, MICHLOVIC AND E. Z. TAYLOR, MAY 11, 1983

REFERRED TO COMMITTEE ON JUDICIARY, MAY 11, 1983

AN ACT

1 Amending the act of October 7, 1976 (P.L.1090, No.218), entitled
2 "An act relating to abuse of adults and children by a person
3 who resides with them; and providing for remedies and
4 procedures," further providing for relief under the act.

5 The General Assembly of the Commonwealth of Pennsylvania
6 hereby enacts as follows:

7 Section 1. Section 6(a)(5) of the act of October 7, 1976
8 (P.L.1090, No.218), known as the Protection From Abuse Act,
9 amended June 23, 1978 (P.L.513, No.81), is amended to read:

10 Section 6. Relief.--(a) The court shall be empowered to
11 grant any protection order or approve any consent agreement to
12 bring about a cessation of abuse of the plaintiff or minor
13 children, which may include:

14 * * *

15 (5) After a hearing in accordance with section 5(a),
16 directing the defendant to pay financial support to such persons
17 as defendant has a duty to support. Such a support order is
18 temporary and any beneficiary of the order must petition for

1 support under the provisions of the Civil Procedural Support Act
2 within two weeks of the date of the issuance of the protection
3 order. If such a petition is not filed that portion of the
4 protection order requiring the defendant to pay support is void.
5 When there is a subsequent ruling on a petition for support
6 under the Civil Procedural Support Act the portion of the
7 protection order requiring the defendant to pay support becomes
8 void. If the defendant does not comply with any temporary
9 support order, such defendant shall be liable for reasonable
10 attorney's fees incurred by the plaintiff in seeking to enforce
11 the temporary support order, unless the defendant can show
12 justifiable cause for not complying with the order.

13 * * *

14 Section 2. This act shall take effect in 60 days.