

NO CONTACT ORDERS VS DOMESTIC VIOLENCE ORDERS

NO CONTACT ORDERS

CIVIL PROTECTION ORDERS

TERMS OF ISSUE

Order is attached to a crime.

Order is civil in nature.

Order is not issued until the arraignment date or if law enforcement contact the arraignment Judge and request one.

Order is issued only at the request of the victim or parents of a juvenile.

Order is issued without or without consent/request of victim.

Order can be issued (upon Judge approval) between two parties listed as suspect(s) and victim(s) in a police report.

Order can be issued (upon Judge approval) if the parties fall under the following:

Blood relative* Married* Divorced*Dating*Share child

INITIAL DURATION OF ORDER

One year from the date of issue.

Up to 14 days from date of issue.

COURT HEARINGS

Hearing is not automatic and only occurs at the request of either party.

Hearing is automatically set within 14 days from when order was granted.

CUSTODY

Order does not include temporary custody of children.

Order can provide temporary custody to the petitioner if requested for up to the 14 days until hearing. Parenting plan can distinguish temporary custody for duration of order.

VIOLATIONS

Order is against the suspect only; it does not keep the victim from contacting the suspect. (Victim can be cited with aiding in a misdemeanor, if they willingly aid the suspect in violating the order).

Order is against the respondent only; it does not keep the petitioner from contacting the suspect. (Victim can be cited with aiding in a misdemeanor, if they willingly aid the suspect in violating the order).

DISMISSALS

Order is not automatically dismissed at the request of the victim.

Order is generally dismissed at the request of the petitioner.

Dismissal/modification requests (paperwork) are obtained through Court Services at 746 E. Lander. (Bannock County)

Dismissal/modification requests are through the Judge assigned to the case.

JURISDICTION

Generally enforceable only in the State of Idaho.

Enforceable nationwide.
