

## Interjurisdictional Service in Kansas

A Resource from the  
Pandemic Rapid Response Team

December 2022



	Ex Parte Protective Order (Temporary/Emergency)	Final Protective Order
Statute	Kansas Protection from Abuse Act: K.S.A. §§ 6 <a href="#">60-3101</a> – <a href="#">60-3111</a>	
Terminology	Emergency Protection Order Temporary Ex Parte Protection Order	Final Protection Order
Length of Order	Emergency Order: Up to 5:00 PM the court business day after filing the petition.  Temporary Order: Up to 21 days after filing the petition.	Up to 1 year.
Available Relief	Order the respondent to: <ul style="list-style-type: none"> <li>• Refrain from abusing, molesting or interfering with the privacy or rights of the plaintiff or minor children</li> <li>• Refrain from entering or remaining in the plaintiff’s residence</li> <li>• Refrain from cancelling utility service to the residence</li> </ul> Grant the petitioner: <ul style="list-style-type: none"> <li>• Possession of the residence</li> </ul> The court may also order: <ul style="list-style-type: none"> <li>• Temporary custody/visitation rights</li> <li>• Law enforcement to evict the defendant from the residence</li> <li>• Other relief</li> </ul>	In addition to relief provided by an emergency or temporary order:  Order the defendant to: <ul style="list-style-type: none"> <li>• Provide alternate housing for the plaintiff and minor children</li> <li>• Pay spousal/child support</li> <li>• Attend counseling</li> </ul> The court may also: <ul style="list-style-type: none"> <li>• Order law enforcement to assist with securing possession of personal property</li> <li>• Either party to pay court costs and attorney fees</li> <li>• Possession of personal property</li> <li>• Other relief</li> </ul>

Protected Parties	<ul style="list-style-type: none"> <li>• Currently or formerly in a dating relationship;</li> <li>• Currently or formerly reside together; or</li> <li>• Have child in common</li> </ul>
Requirements for Service	<ul style="list-style-type: none"> <li>• The court will send the order to the appropriate law enforcement agency.</li> <li>• The county sheriff will <ul style="list-style-type: none"> <li>○ Enter the order into the national criminal information center protection order file.</li> <li>○ Notify local law enforcement.</li> </ul> </li> <li>• Law enforcement will personally serve the order on the respondent.</li> </ul>
Registration Required for Enforcement	Not required.
<a href="#">Military Jurisdictions</a>	<p>Military Bases:</p> <ul style="list-style-type: none"> <li>• 84 IW</li> <li>• 190 ARW</li> <li>• Fort Leavenworth</li> <li>• Fort Riley</li> <li>• McConnell AFB</li> </ul> <p>Processes on Military Jurisdictions: Contact the individual military jurisdiction for service process details.</p>
<a href="#">Tribal Jurisdictions</a>	<p>Federally Recognized Tribe:</p> <ul style="list-style-type: none"> <li>• Iowa Tribe of Kansas and Nebraska</li> <li>• Kickapoo Tribe of Indians of the Kickapoo Reservation in Kansas</li> <li>• Prairie Band Potawatomi Nation</li> <li>• Sac &amp; Fox Nation of Missouri (Kansas and Nebraska)</li> </ul> <p>State Recognized Tribes: None</p> <p>Processes on Tribal Jurisdictions: Contact the individual tribal jurisdiction for service process details.</p>

Other Information	<p>Kansas also has protection orders for stalking, sexual assault, and human trafficking). Key differences include:</p> <ul style="list-style-type: none"><li>• Definitions in protected parties</li><li>• Available relief</li><li>• No emergency relief statute</li></ul> <p>See K.S.A. <a href="#">60-31a01</a> to <a href="#">60-31a09</a> for details.</p>
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### Out of State Service Fees<sup>1</sup>:

None

For more information, please contact Sarah Hoskinson ([hoskinsons@ksccourt.org](mailto:hoskinsons@ksccourt.org)).

If you would like to provide suggestions/feedback on this Profile, visit:  
[https://ncsc2.iad1.qualtrics.com/jfe/form/SV\\_eQzzYCcGK38Q64C](https://ncsc2.iad1.qualtrics.com/jfe/form/SV_eQzzYCcGK38Q64C)

<sup>1</sup> Courts should not charge a victim of domestic violence, dating violence, stalking, or sexual assault any costs associated with the filing, issuance, registration, or service of protection orders, whether issued by civil or criminal courts, including intra- and inter-jurisdictional orders. This no-cost provision also applies to any fees or costs associated with a criminal matter related to domestic violence, stalking, dating violence, and sexual assault (42 U.S.C. § 3796 hh(c)(4)). Charging any of these costs will render a jurisdiction ineligible for certain VAWA funds.