



## KANSAS

Each state has different requirements for getting a civil domestic violence protective order. Because it makes protective orders extremely difficult for teens to obtain, Kansas' grade for protecting teen victims of domestic and dating violence is a D.

### Do I Qualify for a Protective Order in Kansas?

#### Type of Relationship

In order to qualify for a protective order, the abuser must be someone:

- You are dating or used to date<sup>1</sup>
- You are living with or used to live with<sup>2</sup>
- You have a child with<sup>3</sup>

#### Type of Abuse<sup>4</sup>

A judge is allowed to give you a protective order when your abuser has:

- Physically abused you
- Attempted to physically abuse you
- Threatened to physically abuse you
- Recklessly or intentionally caused bodily injury
- Engaged in sexual intercourse with a minor 16 or younger

#### Age

If you are 18 years and older, you may obtain a protective order on your own. If you are under 18 years old, you will need a parent or an adult who lives with you to file for you.<sup>5</sup>

### How Do I Get a Protective Order?

If you qualify for a protective order and your situation is urgent, you can get an emergency protective order from the police at any time. These emergency orders last until 5:00 p.m. on the first day the court is open after the order is issued.<sup>6</sup> Whether or not you have an emergency order, you may go to court to file for a temporary protective order. The judge can give you a temporary protective order and will schedule a full hearing within 20 days of filing. After a full hearing, a judge can grant you a permanent protective order which lasts 1 year and is renewable for an additional year.<sup>7</sup>

### What Can I Ask for in a Protective Order?

You may ask the court for the following in a protective order:

- Abuser must not abuse, molest or interfere with your privacy or the privacy of your children<sup>8</sup>
- Temporary and exclusive use of joint property<sup>9</sup>
- Temporary child custody and visitation<sup>10</sup>
- Child and spousal support for less than 1 year<sup>11</sup>
- Counseling for abuser<sup>12</sup>
- Attorney's fees<sup>13</sup>

### How Much Will It Cost?

It is free.<sup>14</sup>

You have the right to a safe and healthy relationship...  
free from violence and free from fear.

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<sup>1</sup> Kan. Stat. Ann. § 60-3102(b), (c) (2006).

<sup>2</sup> *Id.* § 60-3102(b).

<sup>3</sup> *Id.*

<sup>4</sup> *Id.* § 60-3102(a).

<sup>5</sup> *Id.* §§ 39-1430(a), 60-3104(b).

<sup>6</sup> *Id.* § 60-3105(b).

<sup>7</sup> *Id.* § 61-3107(e).

<sup>8</sup> *Id.* § 60-3107(a)(1)

<sup>9</sup> *Id.* § 60-3107(a)(2),(d).

<sup>10</sup> *Id.* § 60-3107(a)(4).

<sup>11</sup> *Id.* § 60-3107(a)(6).

<sup>12</sup> *Id.* § 60-3107(a)(9).

<sup>13</sup> *Id.* § 60-3107(a)(7).

<sup>14</sup> *Id.* § 60-3104(d)

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