

Interjurisdictional Service in Iowa

A Resource from the Pandemic Rapid Response Team

December 2022



	Ex Parte Protective Order (Temporary/Emergency)	Final Protective Order
Statute	Code of Iowa § 236	
Terminology	Emergency Protective Order Temporary Protective Order	Final Protective Order
Length of Order	Emergency Order: Up to 72 hours after filing the petition. Temporary Order: Up to 15 days after filing the petition.	Up to 1 year.
Available Relief	Order the respondent to: <ul style="list-style-type: none"> • Refrain from abusing the petitioner • Give the petitioner possession of the residence or provide suitable alternate housing • Give the petitioner possession of the vehicle or other personal items • Stay away from the petitioner’s (and their children’s) residence, school, workplace, or other regularly attended place • Refrain from contacting or attempting to contact the petitioner via another person, telephone/texting, social media (including posting photos/videos/information), writing, etc. • Refrain from approaching, taking, transferring, concealing, striking, threatening, harming, or disposing of pets or companion animals 	In addition to relief provided by an emergency or temporary order: Order the defendant to: <ul style="list-style-type: none"> • Pay spousal/child support, attorney fees, court costs • Refrain from interfering with the plaintiff’s possession of the residence (including payments toward mortgage/rent, utility services, etc.) Grant the petitioner: <ul style="list-style-type: none"> • Possession of important documents (e.g., driver’s license, passports, immigration documents, etc.)

	Ex Parte Protective Order (Temporary/Emergency)	Final Protective Order
Available Relief (cont'd)	<ul style="list-style-type: none"> Refrain from possessing, shipping, transporting, or receiving firearms or other dangerous weapons <p>Grant the petitioner:</p> <ul style="list-style-type: none"> Possession of the residence Possession of the vehicle Possession of pets or companion animals <p>The court may also order:</p> <ul style="list-style-type: none"> Temporary custody/visitation rights Other relief 	<p>The court may also:</p> <ul style="list-style-type: none"> Order parties to attend individual professional counseling Other relief
Protected Parties	<ul style="list-style-type: none"> Current or former spouse Have minor child in common Currently or formerly living together (within the last year) Parents or close blood relatives Currently or formerly in an intimate relationship (within the past year of the assault) 	
Requirements for Service	<ul style="list-style-type: none"> Within 6 hours of filing, the court will send the order (by fax or other electronic means) to the appropriate county sheriffs, who will notify local law enforcement The county sheriff will notify local law enforcement. Law enforcement will personally serve the order on the respondent. Court staff and law enforcement will enter details related to the order and proof of service into state's domestic abuse registry and the national crime information center database. 	
Registration Required for Enforcement	Not required.	
Military Jurisdictions	<p>Military Bases:</p> <ul style="list-style-type: none"> 132 WG 185ARW <p>Processes on Military Jurisdictions: Contact the individual military jurisdiction for service process details.</p>	

Tribal Jurisdictions	<p>Federally Recognized Tribe:</p> <ul style="list-style-type: none"> • Sac & Fox Tribe of the Mississippi in Iowa <p>State Recognized Tribes: None</p> <p>Processes on Tribal Jurisdictions: Contact the individual tribal jurisdiction for service process details.</p>
<p>Other Information</p>	<p>None</p>

Out of State Service Fees¹:

None

For more information, please contact State Point of Contact Becky Kinnamon (becky.kinnamon@iowacourts.gov).

If you would like to provide suggestions/feedback on this Profile, visit:
https://ncsc2.iad1.qualtrics.com/jfe/form/SV_eQzzYCcGK38Q64C

¹ 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.