

# Interjurisdictional Service in Kentucky

A Resource from the Pandemic Rapid Response Team

December 2022



	Ex Parte Protective Order (Temporary/Emergency)	Final Protective Order
Statute	Kentucky Revised Statutes § <a href="#">403.720, et seq.</a> and <a href="#">Chapter 456</a>	
Terminology	Emergency Protective Order (domestic relationships)  Temporary Interpersonal Protective Order (dating relationships or stalking)	Domestic Violence Order (domestic relationships)  Interpersonal Protective Order (dating relationship or stalking)
Length of Order	Valid until the hearing on the petition and entry of permanent order, or, if respondent has not been served, expires six months after the court issues the emergency order.	Up to 3 years, and may be reissued
Available Relief	Restrain the respondent from: <ul style="list-style-type: none"> <li>• Committing domestic violence/abuse</li> <li>• Unauthorized contact with petitioner or other person specified in court<sup>1</sup></li> <li>• Coming within 500 feet of the victim<sup>1</sup></li> <li>• Disposing/damaging petitioner’s property</li> <li>• Harming or possessing shared pets</li> <li>• Other relief</li> </ul> Require the respondent to: <ul style="list-style-type: none"> <li>• Vacate any shared residence</li> <li>• Return pets</li> <li>• Other relief</li> </ul>	In addition to relief provided by emergency protective order: <ul style="list-style-type: none"> <li>• Grant petitioner temporary child support</li> <li>• Direct either/both parties to receive available counseling services in domestic violence/abuse cases</li> </ul> Upon a substantial violation and an order amendment, defendants may be required to participate in a global positioning monitoring system

<sup>1</sup> Per the petitioner’s request, the court may allow limited contact/communications or parties to remain in a common area (less than 500 feet apart).

	<b>Ex Parte Protective Order</b> (Temporary/Emergency)	<b>Final Protective Order</b>
Available Relief (cont'd)	<p>Grant petitioner:</p> <ul style="list-style-type: none"> <li>• Possession of shared household pet</li> <li>• Temporary custody of children</li> </ul> <p>May not order/refer parties to mediation, unless:</p> <ul style="list-style-type: none"> <li>• Petitioner requests this service voluntarily/without coercion</li> <li>• Judge determines mediation is a realistic/viable alternative or supplement to the order</li> </ul>	
Protected Parties/Relationship Requirements	<p><u>Emergency Protective Order/Domestic Violence Order</u></p> <ul style="list-style-type: none"> <li>• Spouse/former spouse</li> <li>• Parent/stepparent</li> <li>• Grandparent</li> <li>• Child/Stepchild</li> <li>• Grandchild</li> <li>• Person with child in common</li> <li>• Persons currently or formerly living together</li> </ul> <p><u>Temporary interpersonal protective order/Interpersonal protective order</u></p> <ul style="list-style-type: none"> <li>• Individuals who shared a dating relationship</li> <li>• Sexual assault victims</li> <li>• Stalking victims</li> </ul>	
Requirements for Service	<ul style="list-style-type: none"> <li>• Respondent must be served prior to the entry of a permanent protective order</li> <li>• Within 24 hours, the circuit clerk will send a copy of the order to: <ul style="list-style-type: none"> <li>○ Agency assigned to enter orders into the Law Information Network of Kentucky</li> <li>○ Law enforcement agency assigned to serve the order to the defendant</li> </ul> </li> </ul>	
Registration Required for Enforcement	Not required	

<a href="#">Military Jurisdictions</a>	<p>Military Bases:</p> <ul style="list-style-type: none"> <li>• 123 AW</li> <li>• Fort Campbell</li> <li>• Fort Knox</li> <li>• US Army Cadet Command 1<sup>st</sup> Brigade</li> <li>• US Army Cadet Command 7<sup>th</sup> Brigade</li> <li>• US Army Cadet Command Headquarters</li> <li>• USAREC, 3<sup>rd</sup> Medical Recruiting Battalion</li> <li>• USAREC, Columbus Battalion</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: None</p> <p>State Recognized Tribes: None</p>
Other Information	None

### Out of State Service Fees<sup>1</sup>:

None

For more information, please contact State Point of Contact Chris Brown ([christopherbrown@kycourts.net](mailto:christopherbrown@kycourts.net)).

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.