

## Civil Protective Orders (CPO) and Child-related Issues

State	CPO statute citations	Can the court make custody decisions?	Is there representation for children?	Can the court enter a CPO as to the child?	What other powers does the court have?
<b>Alabama</b>	Ala. Code §30-5-7, §30-5-2, §30-5-5	yes- temp. custody	not addressed in CPO act	yes - any adult relative, household member, guardian, or custodian may file a petition on behalf of a minor alleging DV by D	* visitation arrangements of children looking at the safety of children and P * temp. child support * exclusive possession of the residence to P when D has a duty to support P or minor children
<b>Alaska</b>	Alaska Stat. §18.66.100, §18.66.110	yes- temp. custody	yes - discretion to appoint a GAL	yes - parent or other can petition for CPO on behalf of a child when child has been a victim of DV	* visitation so long as everyone's safety is ensured * temp. child support * exclude D from P's residence regardless of ownership status
<b>Arizona</b>	Ariz. Rev. Stat. § 13-3602	no provision in statute	not addressed in CPO act	yes - parent, legal guardian, or person who has legal custody of the minor may file a petition to restrain someone from committing an act of DV	* exclusive possession of the residence to one of the parties
<b>Arkansas</b>	Ark. Code Ann. § 9-15-205, §9-15-201	yes- temp. custody	not addressed in CPO act	yes - any adult family or household member on behalf of another family or household member that is a minor who is the victim of DV	* visitation * temp. child support * exclude D from P's residence or dwelling
<b>California</b>	Cal. Fam. Code. §6252, 6320, 6321, §6323, 6341, §6346, 6301, 6211, 6257 and Cal. Code Civ. Proc. 372	yes - temp. custody (statute refers to it as temporary care and control of any minor child)	yes - discretion to appoint a GAL - in deciding whether to make the appointment, the court must consider whether the minor and guardian have divergent interests	yes - a minor age 12 or over can appear in court without a guardian, counsel, or GAL to request a CPO. Also, a minor's parent or guardian may petition for a CPO on behalf of a child if the child is a victim of DV	* visitation looking at the safety of children and P * child support * exclude a party from the family dwelling regardless of who owns the property

\*\*See the end of the chart for an explanation of the terms used in this chart.

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<b>Colorado</b>	Colo. Rev. Stat. Ann. §13-14-102, §14-4-103	yes - temp. custody (statute refers to it as "care and control") for up to 120 days * follow the standards of 14-10-124 (BI test for custody cases)	not addressed in CPO act BUT * in Denver protective order court, discretion to appoint a GAL from the Rocky Mountain Children's Law Center	yes - persons listed in CRS 26-3.1-102(1)(b) and (c) (mandated reporter statute) may file petitions on behalf of others (assuming this means can petition for minors)	* visitation (statute refers to it as "parenting time") if custody is determined * restrain D from entering the family dwelling
<b>Connecticut</b>	Conn. Gen. Stat. Ann. §46b-15, 46b-38a	yes - temp. custody	not addressed in CPO act	yes - statute seems to say that any family or household member who is a victim of DV may file a petition. Family or household member includes: children of D, spouses or former spouses of D, someone 16 or older who is living with D, one who has a child in common with D, and one who was in or recently has been in a dating relationship with D	* visitation * restrain D from entering the family dwelling
<b>Delaware</b>	Del. Code. Ann. tit. 10 §1043, §1045, §1041	yes - temp. custody	not addressed in CPO act	yes - child protective services (CPS) can file a petition on behalf of a child alleging DV to the child	* visitation if a party requests * child support * treatment or counseling programs for D, P or any other parties involved * exclusive possession of the residence to P regardless of ownership
<b>D.C.</b>	D.C. Code §16-1005, 16-1001, 16-1003, 16-1004, and Rules Governing Proceedings in the DV Unit - Rule 11	yes - temp. custody	not addressed in CPO act BUT * in practice courts do appoint GAL's in these cases	yes - in practice, a parent or other adult can petition for a CPO on behalf of a minor. Statute also seems to say that the child has to be a victim of DV to whom the offender is related by blood or legal custody (statute refers to it as an "intrafamily offense").	* visitation so long as P and the child are adequately protected * child support * treatment or counseling programs for D alone or with other family members as well * require D to avoid P's residence when it is jointly owned by both parties or marital property

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<b>Florida</b>	Fla. Stat. Ann. §741.30	yes - temp. custody * follow 61.13 standards, which is the divorce/custody statute	not addressed in CPO act BUT * in practice courts do appoint GAL's in these cases	possible - any person residing in the household who is or believes they are about to become a victim of DV, any person related by blood or marriage to D, any person who had a child in common with D, any spouse or former spouse of D	* visitation on same basis as chapter 61 (domestic relations act) * child support on the same basis as the relevant sections of chapter 61 (domestic relations act) * refer P to a DV center * exclusive use and possession of the dwelling to P if the parties once shared or exclude D from Ps residence
<b>Georgia</b>	Ga. Code Ann. §19-13-4, §19-13-3	yes - temp. custody	not addressed in CPO act	yes - a person who is not a minor can file on behalf of a minor alleging acts of DV (statute refers to it as "family violence") (unclear whether it means abuse to the child or parent)	* visitation * child support * possession of residence of the parties to a party and exclusion of the other party from that residence * provision for suitable alternative housing to party and children
<b>Hawaii</b>	Haw. Rev. Stat. §586-5, §586-5.5, §586-3	yes - temp. custody	not addressed in CPO act	yes - any family or household member may file a petition on behalf of a family or household member who is a minor, also any state agency can file a petition on behalf of a minor alleging DV	* temp. visitation * DV intervention services for either or both parties
<b>Idaho</b>	Idaho Code §39-6306, §39-6304	yes - temp. custody (so long as the order is consistent with prior custody orders. However, if grounds exist pursuant to the custody statute (32-717B) that would give a different result, the court has the power to act anyway.)	not addressed in CPO act	yes - a custodial or noncustodial parent or guardian may file a petition on behalf of a minor child who is a DV victim	* prevent D from contacting the minor children if necessary * exclude D from the dwelling of the parties or the dwelling of P

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<b>Illinois</b>	750 ILCS 60/214, 60/201	yes - temp. custody (legal and/or temp. physical care and possession of children)	not addressed in CPO act	yes - any person can file on behalf of a minor child who has been abused by a household member	* visitation so long as safety of child and P is protected * temp. child support * exclusive possession of residence to P regardless of who owns the property
<b>Indiana</b>	Burns Ind. Code Ann. §34-26-5-9, §34-26-5-19, §34-26-5-2	no provision in statute	yes - discretion to appoint a GAL	yes - a parent, guardian, or other representative may file a petition on behalf of a child against a family or household member who commits an act of DV or family violence	* visitation arrangements of children * remove and exclude D from P's residence regardless of ownership and grant possession to P
<b>Iowa</b>	Iowa Code §236.5, §236.2	yes - temp. custody	not addressed in CPO act	yes - a person can file an action on behalf of an unemancipated minor (unclear whether it means abuse to the child or parent)	* temp. visitation and safety of P and child is the primary concern * child support * professional counseling for P, children, and D * exclusive possession of the residence to P or provide suitable alternative housing for P
<b>Kansas</b>	Kan. Rev. Stat. Ann. §60-3107, §60-3104	yes - temp. custody	not addressed in CPO act	yes - a parent or adult residing with a minor may file a petition on behalf of the minor alleged to be a victim of DV	* visitation (statute refers to it as "parenting time") * child support * exclusive possession of the residence to P * require D to provide suitable alternative housing to P
<b>Kentucky</b>	Ky. Rev. Stat. Ann. §403.740, §403.750, §403.725	yes - temp. custody * follow §403.270 standards, which is the custody/divorce statute	not addressed in CPO act	yes - a family member or member of an unmarried couple may file a petition on behalf of a minor family member (unclear whether it means abuse to the child or parent)	* child support based on relevant statute * direct that one or both parties receive services * direct the D to vacate from the parties' shared residence

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<b>Louisiana</b>	La. Rev. Stat. §46:2136, §46:2133	yes - temp. custody	not addressed in CPO act	yes - any parent, adult household member, or district attorney may file a petition on behalf of a minor alleging DV by D	<ul style="list-style-type: none"> <li>* visitation</li> <li>* child support</li> <li>* counseling for P or D or both</li> <li>* exclusive possession of the residence to P when D has a duty to support either P or any minor children</li> <li>* suitable alternative housing for P</li> </ul>
<b>Maine</b>	Me. Rev. Stat. tit. 19-A §4007, 19-A §4005	Yes - temp. custody (statute refers to it as "some or all temp. parental rights and responsibilities") * follow 19A §1653 standards, which is the divorce/custody statute	not addressed in CPO act	yes - a person responsible for the child or a rep. of the dept. may file a petition on behalf of the child when the child has been abused by a family or household member	<ul style="list-style-type: none"> <li>* temp. visitation (statute refers to it as a "right of contact")</li> <li>* child support</li> <li>* exclusive possession of residence to one party if the residence is jointly owned and one party has the duty to support the other party</li> <li>* suitable alternative housing provided by the party with a duty to support the other</li> </ul>
<b>Maryland</b>	Md. Code Ann. Fam. Law §4-504.1, §4-505, §4-506, 4-501	yes - temp. custody	not addressed in CPO act	yes - a person related to the child by blood, marriage, or adoption, an adult who resides in the home, the State's Attorney, or the Dept. of Social Services can petition on behalf of a child alleging that the child is a victim of DV. Also, P can petition for CPO for herself and her child even if the child is not being abused by D.	<ul style="list-style-type: none"> <li>* temp. visitation so long as welfare and safety of the child and P are maintained</li> <li>* family maintenance</li> <li>* professional counseling for D or any person eligible for relief</li> <li>* order D to refrain from entering P's residence</li> <li>* order D to vacate immediately and grant P use and possession of the home</li> </ul>

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<b>Massachusetts</b>	Mass. Ann. Laws ch. 209A §3	yes - temp. custody * follow 31A §208 standards, which is the custody/divorce statute	yes - discretion to appoint a GAL or attorney for the child (when deciding about visitation order)	possible - says a person suffering from DV from an adult or minor family or household member may file a petition	* visitation so long as it provides for the safety of children and P * child support * order D to vacate and remain away from the household * written findings of fact about the effects of the abuse on the child and explanation that court's order is in the child's BI if custody is decided
<b>Michigan</b>	Mich. Comp. Laws Ann. §600.2950	no provision in statute	not addressed in CPO act	possible - seems to specifically exclude certain classes of minors (minors who are unemancipated children of the respondent)	*prohibit D from entering onto premises
<b>Minnesota</b>	Minn. Stat. Ann. §518B.01	yes - temp. custody * only in cases where custody is contested does the court have to look at 257.025, 518.17, and 518.175, which are the custody/divorce statutes	not addressed in CPO act	yes - a parent, family member, or guardian may petition on behalf of a minor and any reputable adult age 25 or older can petition on the minor's behalf if it's in the child's BI	* visitation so long as court primarily provides for the safety of the child and P (statute refers to it as "parenting time") * child support * counseling or other social services if P requests and parties are married or there are minors involved * temp. use and possession of property * exclude the D from the dwelling the parties share or from the P's residence

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<b>Mississippi</b>	Miss. Code Ann. §93-21-15, §93-21-7	yes - temp. custody	not addressed in CPO act	yes - any parent, adult household member, or next friend of the abused may file a petition on behalf of a minor (based on use of phrase "next friend of the abused," assume child abuse is necessary)	<ul style="list-style-type: none"> <li>* temp. visitation arrangements</li> <li>* temp. child support</li> <li>* exclusive possession of the residence to P</li> <li>* exclusive possession of the residence regardless of ownership if D owes a duty of support to P or any children or through a consent agreement can allow D to provide P with suitable alternative housing</li> </ul>
<b>Missouri</b>	Mo. Ann. Stat. §455.050, §455.045, §455.523, 455.020, 455.010	yes - temp. custody if: * court has personal jurisdiction over the child * there are no prior orders regarding custody pending or in effect * child's BI require the order * look at all relevant factors including presumption that child's BI are served by placing child in custody of non-abusive parent	yes - when both parents are abusive, then discretion to appoint a GAL or court appointed special advocate (CASA) to represent the child's BI as defined in §452.375 (custody/divorce statute). Also discretion to appoint GAL or CASA if P alleges visitation will damage the child	no - the only statute providing for relief is limited to adult petitioners	<ul style="list-style-type: none"> <li>* temp. visitation unless the court finds that visitation will damage the child's physical health or emotional development, conflicts with the child's BI, or would endanger P</li> <li>* temp. child support</li> <li>* restrain D from entering the premises of P when the property is either jointly owned by the parties or owned by P alone or P with another person</li> </ul>
<b>Montana</b>	Mont. Code Ann. §40-4-121, §40-15-102	no provision in statute	yes - discretion to appoint a GAL	yes - parent, guardian, or other representation of the P may file a petition for a CPO on behalf of minor petitioner against P's abuser	<ul style="list-style-type: none"> <li>* exclusive rights to house</li> <li>* counseling including alcohol or chemical dependency treatment for a party</li> <li>* restraining a party from the family home or home of the other party</li> </ul>

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<p><b>Nebraska</b></p>	<p>Neb. Rev. Stat. §42-924, §42-910, 42-905, 42-907</p>	<p>yes - temp. custody for 90 days</p>	<p>not addressed in CPO act</p>	<p>possible - any victim of DV can file a petition for a protective order</p>	<p>*emergency services including housing, food, clothing, and transportation to school                  * counseling                  *educational programs                  * child care services                  * removal and exclusion of D from P's residence regardless of ownership</p>
<p><b>Nevada</b></p>	<p>Nev. Rev. Stat. Ann. §33.030, §33.035, §33.019, §33.030, 33.018, 33.020 and §33.400 (child abuse CPO statute)</p>	<p>yes - temp. custody                  * court must have jurisdiction under 125A of NRS (custody act)</p>	<p>not addressed in CPO act</p>	<p>yes - minor child can petition if child is a victim of DV and either is or was a spouse of D, is related by blood or marriage to D, is or was residing with D, is or was having a dating relationship with D, had a child in common with D, or is the minor child of any of the above people. (Under child abuse CPO statute: yes - a parent or guardian of a child may petition for a CPO on behalf of that child if the child is a victim of DV)</p>	<p>* visitation                  *child support                  * appointment of a master to take testimony and recommend orders                  * exclude D from P's residence</p>
<p><b>New Hampshire</b></p>	<p>N.H.. Rev. Stat. Ann. §173-B:4, 173-B:5, 173-B:6, 173-B:3</p>	<p>yes - temp. custody (to either party or the dept. when it is in the child's BI)</p>	<p>yes - discretion to appoint a GAL</p>	<p>yes - P can be a minor and the court <u>shall</u> issue a CPO so long as D is a present or former intimate partner, spouse, or ex-spouse. A minor P does not need to be accompanied by parent or guardian to get relief</p>	<p>* visitation looking at certain factors listed in statute                  * child support                  * exclusive use of residence to P                  * exclusive use and possession of home to P if D has a legal duty to support P or minor children or where P has contributed to the household expenses</p>

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<b>New Jersey</b>	N.J. Stat. Ann. §2C:25-29, 2C:25-19, 2C:25-28	yes - temp. custody * court shall presume that the child's BI are served by an award of custody to the non-abusive party	not addressed in CPO act	possible - P can be a minor if minor is a victim of DV and has a child in common with D, is pregnant by D, is dating D, or is emancipated	* visitation so long as it protects the safety and well-being of both child and P (statute refers to it as "parenting time") * <u>shall</u> consider a request by P to order an investigation into whether visitation with the abusive party is a risk to the child if visitation has been ordered but before the order goes into effect * child support * exclusive use and possession of residence regardless of ownership
<b>New Mexico</b>	N.M. Stat. Ann. §40-13-5, 40-13-3.2, 40-13-2, 40-13-3	yes - temp. custody * if an action relating to child custody or support is pending or has concluded, the part of the order dealing with these matters will be sent to the court that already has or had jurisdiction over the issues	not addressed in CPO act	yes - a victim of DV can petition for a CPO and included in the definition of DV is violence against a child or a person with whom the P has a continuing personal relationship	* visitation so long as primary consideration is given to the safety of P and any children * child support * sole possession of the residence to P or order D to provide temp. suitable alternative housing for P and any minor children
<b>New York</b>	N.Y. Fam. Ct. Act §842, 812	yes - temp. custody (to either parent or a 2nd degree relative - cannot place the child in an institution or agency)	not addressed in CPO act	no provision in statute	* permit visitation to a person entitled to it by a court order or separation agreement * child support * order D to stay away from the home
<b>North Carolina</b>	N.C. Gen. Stat. §50B-3, §50B-2	yes - temp. custody	not addressed in CPO act	yes - any person who resides with or is in custody of a minor child can file a petition alleging DV against the child	* temp. visitation * child support * possession of the residence to a party and exclude the other party from the residence * suitable alternative housing for spouse and children

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<b>North Dakota</b>	N.D. Cent. Code §14-07.1-02, §14-07.1-03, 14-07.1-05.1, 14-07.1-01	yes - temp. custody	yes - discretion to appoint a GAL	yes - statute reads in a way that allows one to file a petition if one is the victim of DV, which can include people who are: family members, children, related by blood or marriage, in a dating relationship, residing together or have in the past, have a child in common, or anyone who the court determines has a sufficient relationship with D	<ul style="list-style-type: none"> <li>* temp. visitation</li> <li>* child support</li> <li>* counseling with a DV program or any other agency that provides professional services for either or both parties</li> <li>* exclude D or any person who lives with D from the residence of P</li> </ul>
<b>Ohio</b>	Ohio Rev. Code Ann. §3113.31	yes - temp. custody (statute refers to it as "allocation of parental rights and responsibilities") * but only if no other court has determined or is determining these same rights	not addressed in CPO act	yes - any parent or other household member may seek relief on behalf of any other family or household member	<ul style="list-style-type: none"> <li>* temp. visitation so long as another court doesn't have the same task (statute refers to it as "parenting time")</li> <li>* child support</li> <li>* counseling for P, D, or victim of DV</li> <li>* exclusive possession of the residence to P or other household member if the residence is owned either solely or jointly by P</li> <li>* exclusive possession of the residence to P regardless of ownership if D owes a duty of support to either P or children or through a consent agreement require D to provide P with suitable alternative housing</li> </ul>
<b>Oklahoma</b>	Okla. Stat. Ann. tit.22 §60.3, 60.2, 60.4	no - statute explicitly states that court cannot make a custody determination	not addressed in CPO act	yes - any adult or emancipated minor household member can file a petition on behalf of any other family or household member who is a minor. Also, any minor who is 16 or 17 years old can seek relief under this act on their own behalf	<ul style="list-style-type: none"> <li>* current visitation orders may be temporarily suspended or modified to protect P</li> <li>* treatment or counseling for both parties</li> </ul>

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<b>Oregon</b>	Or. Rev. Stat. §107.716, §107.718, 107.726	yes - temp. custody	not addressed in CPO act	yes - minor if they have been: the spouse of D, the former spouse of D, or involved in a sexually intimate relationship with D and D is 18 or older	* <u>shall</u> order reasonable visitation unless it's not in the child's BI (statute refers to it as "parenting time") * require D to move from P's residence if owned by P, owned by both parties jointly, or if parties are married to each other
<b>Pennsylvania</b>	23 Pa. Cons. Stat. Ann. §6108, 6106	yes - temp. custody * D cannot get custody or unsupervised visitation if found to have interfered with custody of children within the past 2 years * if there is already a custody order in place, court cannot disturb it unless finds that D is likely to abuse children or remove them from current jurisdiction	possible - CPO statute refers to a GAL petitioning on behalf of a minor but no where else in the CPO act is GAL further defined or appointment of a GAL explained	yes - a parent, adult household member, or GAL may file a petition on behalf of a minor	* visitation * child support * exclusive possession of residence to P when owned jointly or owned entirely by P * exclusive possession to P when D has a duty to support P or children regardless of ownership or if P consents provide P with suitable alternative housing
<b>Rhode Island</b>	R.I. Gen. Laws §15-15-3, 15-15-1, 15-15-6	yes - temp. custody	not addressed in CPO act	yes - statute reads in a way that allows a minor to petition for a CPO if they are a victim of DV and are the minor child of D, related by blood or marriage to D, were married to D, or were in a substantive dating or engagement relationship with D	* child support for 90 days * order D to vacate household immediately
<b>South Carolina</b>	S.C. Code Ann. §20-4-60, 20-4-40	yes - temp. custody	not addressed in CPO act	yes - a petition may be filed by any household member on behalf of minor household members alleging that the minor is a victim of DV	* temp. visitation * child support * temp. possession of the residence to P regardless of ownership when D owes a duty of support to P or children

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<b>South Dakota</b>	S.D. Codified Laws §25-10-5, 25-10-3, 25-10-1	yes - temp. custody	not addressed in CPO act	yes - statute reads in a way that allows minors to petition for a CPO if they are the: spouse or former spouse of D, related by blood, adoption or law to D, live in the same household as D, have lived with D, or have had a child with D	<ul style="list-style-type: none"> <li>* temp. visitation</li> <li>* child support</li> <li>* counseling for either or both parties</li> <li>* residential parent shall receive parenting instructions as part of any order</li> <li>* exclude the D from the dwelling the parties share or from the P's residence</li> </ul>
<b>Tennessee</b>	Tenn. Code Ann. 36-3-606, 36-3-601, 36-3-602	yes - temp. custody	not addressed in CPO act	yes - any victim who is a victim of DV may file a petition. The term victim includes minors who: are current or former spouses of D, who live or lived with D, who are dating or have dated or have or had a sexual relationship, who are related by blood or adoption, who are related or were formerly related by marriage, or are the children of a person in any of the above relationships with D. Any petition filed by a minor shall be signed by the minor's parent or guardian	<ul style="list-style-type: none"> <li>* temp. visitation</li> <li>* child support</li> <li>* exclusive possession of residence to P or direct D to provide suitable alternative housing if D is the sole owner of the residence</li> </ul>
<b>Texas</b>	Tex. Fam. Code §85.021, 82.002	yes - temp. custody (statute refers to it as the "possession of a child to a party")	not addressed in CPO act	yes - any adult may file a petition for a CPO to protect a child from DV. Also, an adult member of the family or household may file a petition to protect any other member of P's family or household. Also, a prosecuting attorney or the Dep't of Protective and Regulatory Services can file on behalf of one who is alleged to be the victim of DV	<ul style="list-style-type: none"> <li>* visitation (statute refers to it as "access to the child")</li> <li>* child support</li> <li>* exclusive possession of residence to a party only if jointly owned or owned by the party granted exclusive residence, except in the case where party with sole ownership owes a duty of support to other party or children, then either party can be granted exclusive possession</li> </ul>

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<b>Utah</b>	Utah Code Ann. §30-6-4.2, 30-6-1, 30-6-2	yes - temp. custody	not addressed in CPO act	possible - any cohabitant who is a victim of DV may file a petition. Cohabitant means emancipated person or a person who is 16 or older who: is or was the spouse of D, is or was living as a spouse of D, is related to D by blood or marriage, has a child in common with D, is pregnant with D's child, resides or has resided with D. Cohabitant does not include the: relationship of a parent of any kind to a minor or the relationship between siblings	* visitation in a way that ensures the safety of both P and child (statute refers to it as "parent-time") *child support * exclude D from P's residence
<b>Vermont</b>	Vt. Stat. Ann. tit. 15 §1103, §1104	yes - temp. custody (statute refers to it as "parental rights and responsibilities") * follow §665, which is custody/divorce statute	not addressed in CPO act	yes - any family member may seek relief from DV by another family or household member on behalf of himself/herself or his or her children (unclear whether it means abuse to the child or parent)	* visitation such that the safety of P and child is protected (statute refers to it as "parent-child contact") * child support for up to 90 days * order that D immediately vacate the residence and that P be awarded sole possession
<b>Virginia</b>	Va. Code Ann. §16.1-279.1	yes - temp. custody	not addressed in CPO act	possible - CPO can protect P and family or household members of P	* temp. visitation *exclusive possession of the residence to P *require D to provide suitable alternative housing for P and any other household member
<b>Washington</b>	Wash. Rev. Code Ann. §26.50.060, 26.50.020	yes - <u>shall</u> make temp. custody decision (statute refers to it as "residential provision" with regard to minor children) * follow §26.09, which is the custody/divorce statute	yes - discretion to appoint a GAL (for any petitioner or respondent)	yes - any person can petition for a CPO on behalf of minor of household members (unclear whether it means abuse to the child or parent). Also, a person who is 16 or older can petition on her own behalf	* decisions that restrain D from contacting D's children shall not last longer than one year * exclude D from the dwelling the parties share

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<b>West Virginia</b>	W.V. Code Ann. §48-27-503, 48-27-504	yes - temp. custody	not addressed in CPO act	possible - statute suggests that a person who reported or witnessed DV can petition for a CPO - otherwise the statute does not address who can petition for a CPO	* visitation in a way that protects P and child * child support * possession of the residence to P
<b>Wisconsin</b>	Wis. Stat. Ann. §813.12, 813.122	no - statute specifically states that the judge cannot make findings regarding custody	under the DV statute: not addressed in CPO act (under the child abuse statute: discretion to appoint a GAL)	under DV statute: possible for a child to petition - can be filed by the alleged victim of DV (under child abuse statute: yes - the child who is the DV victim, or a parent, stepparent, or legal guardian of the child victim can file a petition)	under DV statute: no other powers (under child abuse statute: * if D is the parent and child abuse found, D shall provide visitation such that it is safe for the child * order to avoid P's residence)
<b>Wyoming</b>	Wyo. Stat. §35-21-105	yes - temp. custody (when it's in the child's BI)	not addressed in CPO act	possible - court can order a CPO for the P and any other household members	* visitation so long as there is adequate safety for both P and child * child support * sole possession of the residence to P or order D to provide temp. suitable alternative housing for P and any children that D has the duty to support

- \* "BI" - abbreviation for best interests.
- \* "CPO" - abbreviation for civil protective order. The term also includes civil injunctions and civil restraining orders.
- \* "D" - defendant/respondent in CPO hearing.
- \* "DV" - abbreviation for domestic violence. In many states, DV is defined differently or referred to as domestic abuse or family violence. See particular jurisdiction for its definition of DV.
- \* "GAL" - abbreviation for guardian ad litem. A GAL reports to the court information related to the child's best interest.
- \* "no provision in statute" - issue is not addressed in that particular jurisdiction.
- \* "not addressed in CPO act" - issue is not addressed in that particular jurisdiction's CPO act.
- \* "P" - petitioner in CPO hearing.
- \* "representation for children" - refers to whether a court has discretion to appoint a child representative in a CPO case. Child representative could be an attorney for the child, a best interests attorney, or a GAL.
- \* "statute seems to say" - for that particular jurisdiction, the statute is unclear, but if the statute is read on its face, this is the interpretation that seems most likely.
- \* "temp. custody" - the court can issue an order that grants legal and/or physical custody for a short period of time, typically the length of the CPO.