

395
IN THE DISTRICT COURT OF _____ COUNTY, KANSAS

IN THE MATTER OF

Name _____, Juvenile Case No. _____
Year of Birth _____ A male female

MOTION TO TAKE TESTIMONY OUTSIDE OF COURTROOM

Pursuant to K.S.A. 38-2359

Comes now the State of Kansas by and through the County/District Attorney or designee
 counsel for the juvenile named above and requests that the testimony of the victim be taken
outside of the courtroom. In support thereof movant informs the Court that the victim is a child of
less than 13 years of age and:

Movant requests that the Court set this motion for hearing, and grant the relief requested.

Movant
Name
Supreme Court Number
Address
Telephone Number
[Fax Number]
[E-mail Address]

Authority

K.S.A. 38-2359.

Notes on Use

An alleged victim's testimony may be taken outside the courtroom, under procedures recited by the statute, if the alleged victim is a child less than 13 years of age. Any party's attorney may move for taking the testimony out of the courtroom. An objection to the admissibility of the testimony taken out of the courtroom may be filed. K.S.A. 38-2359.

Comments

The provisions of K.S.A. 60-460(dd) (statements by children) are inapplicable to juvenile offender proceedings. *In re Mary P.*, 237 Kan. 456, 701 P.2d 681 (1985).