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**AMENDED MEMORANDUM**

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**TO:** ALL LANDLORDS  
**FROM:** KURT  
**SUBJECT:** UPDATE ON EVICTIONS: **KS MORATORIUM EXTENDED TO JANUARY 26, 2021. PLEASE SEE ATTACHED.**  
**DATE:** 9/16/2020

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The Governor of Kansas has extended the Eviction Moratorium pursuant to her Order until **January 26, 2021**. The CDC Order is in effect until December 31, 2020.

The affects of both of these Orders have limited our ability to evict on 3 Day Failure to Pay as well as 30 Days where rent is owed.

The burden of the Governor's Order is difficult wherein you, as the landlord, have to prove the tenant has the finances to pay the rent. The CDC Order requires the tenant to prepare and deliver a Declarations Statement outlining 5 criteria on how COVID affects them. Once a Declarations Statement is received, this halts eviction proceedings and we are continuing our legal actions until after 12-31-2020. The penalties under the CDC are up to \$500,000 in fines and/or imprisonment if you violate the CDC order.

We can continue processing the 14/30 evictions with no conditions. We can assist you with preparing a 14/30 Notice. We can still file the 3 Day and 30 Days but you have to be aware that they're subject to both of the above orders and may be stopped. A higher percentage of those are getting stopped. However, some are paying, moving, or simply defaulting. You decide your willingness to file.

We would encourage you to forward all **collections** as we are going to focus heavily on collections while we are being forced to limit the eviction arena. Nothing is stopping collections from moving forward.

Wishing you the best during these difficult times.

Kurt A. Holmes

STATE OF KANSAS

CAPITOL BUILDING, ROOM 241 SOUTH  
TOPEKA, KS 66612



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GOVERNOR.KANSAS.GOV

GOVERNOR LAURA KELLY

**EXECUTIVE ORDER NO. 20-64**

Extending certain Executive Orders relating to the COVID-19 pandemic

**WHEREAS**, securing the health, safety, and economic well-being of residents of the State of Kansas is this Administration's top priority;

**WHEREAS**, Kansas still faces a crisis—the pandemic and public health emergency of COVID-19—resulting in illness and quarantines, and threatening school closures and temporary closure of businesses resulting in lost wages and financial hardship to Kansas citizens;

**WHEREAS**, the United States Departments of Health and Human Services declared a public health emergency for COVID-19 beginning January 27, 2020, with now more than 6,300,000 cases of the illness and more than 190,000 deaths as a result of the illness across the United States;

**WHEREAS**, the World Health Organization declared a pandemic on March 11, 2020;

**WHEREAS**, a State of Disaster Emergency was proclaimed for the State of Kansas on March 12, 2020;

**WHEREAS**, on March 13, 2020, the President of the United States declared the ongoing COVID-19 a pandemic of sufficient severity and magnitude to warrant an emergency declaration for all states, tribes, territories, and the District of Columbia pursuant to Section 501(b) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. § 5121-5207 (the "Stafford Act");

**WHEREAS**, on March 13, 2020, the President of the United States pursuant to Sections 201 and 301 of the National Emergencies Act, 50 U.S.C. § 1601, et seq. and consistent with Section 1135 of the Social Security Act, as amended (42 U.S.C. § 1320b-5), declared a national emergency that the COVID-19 outbreak in the United States constitutes a national emergency beginning March 1, 2020;

**WHEREAS**, as of this date, in Kansas there have been 47,410 reported positive cases of COVID-19 spread among all 105 counties, including 495 deaths;

**WHEREAS**, since March 12, 2020, I have issued emergency executive orders to address or combat the COVID-19 pandemic and its effects on Kansans;

**WHEREAS**, several of those orders expire on September 15, 2020, yet the reasons for those orders persist and they remain necessary to enable the state to respond to and deal with the spread of COVID-19;

**WHEREAS**, the Legislature, by House Bill 2016, has extended the State of Disaster Emergency relating to COVID-19 through September 15, 2020;

**WHEREAS**, pursuant to provisions of House Bill 2016, as codified in K.S.A. 48-924(b)(5), I am applying to the State Finance Council for a 30-day extension of the State of Disaster Emergency related to COVID-19 and will seek such future extensions as necessary to respond to the COVID-19 public health emergency; and

**WHEREAS**, this Administration will do whatever it can to assist Kansans in these challenging times, including providing relief that will help avoid immediate danger to the health, safety, and welfare of Kansans.

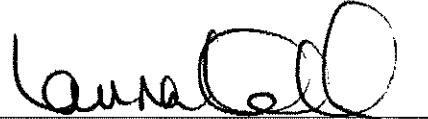
**NOW, THEREFORE**, pursuant to the authority vested in me as Governor of the State of Kansas, including the authority granted me by K.S.A 48-924 and K.S.A 48-925(b), including the specific subsections of K.S.A. 48-925(c) set out in each of the individual orders listed below, to continue the emergency response efforts and other measures dealing with the COVID-19 pandemic I hereby direct and order the following:

1. Each executive order listed below is incorporated herein by reference and is hereby re-issued and remains in effect through January 26, 2021, until the statewide State of Disaster Emergency extended by 2020 House Bill 2016, L. 2020 Special Session Ch. 1, Sec. 5, relating to COVID-19 expires, or until the order is rescinded, whichever is earlier.
  - a. 20-37 – Allowing certain deferred tax deadlines and payments during state of disaster emergency
  - b. 20-39 – Extending professional and occupational licenses during state of disaster emergency
  - c. 20-40 – Temporarily allowing notaries and witnesses to act via audio-video communication technology during state of disaster emergency
  - d. 20-43 – Temporary relief from certain restrictions concerning shared work programs during state of disaster emergency
  - e. 20-50 – Temporary relief from certain unemployment insurance requirements during state of disaster emergency
  - f. 20-55 – Amended provisions related to drivers' license and vehicle registration and regulation during state of disaster emergency
  - g. 20-56 – Amended Licensure, Certification, and Registration for persons and Licensure of "Adult Care Homes" during state of disaster emergency
  - h. 20-61 – Temporarily prohibiting certain foreclosures and evictions
2. This order supersedes and amends the expiration dates noted in each executive order listed in paragraph 1 above.

This document shall be filed with the Secretary of State as Executive Order No. 20-64. It shall become effective immediately and remain in force until rescinded, until January 26, 2021, or until the statewide State of Disaster Emergency extended by 2020 House Bill 2016, L. 2020 Special Session Ch. 1, Sec. 5, relating to COVID-19 expires, whichever is earlier.

THE GOVERNOR'S OFFICE

BY THE GOVERNOR



DATED

9.10.2020

Secretary of State

Assistant Secretary of State

