



OFFICE OF JUSTICE PROGRAMS

Extreme Risk Protection Order (ERPO) Overview

Minnesota Department of Public Safety Local Government Convening
Tuesday, April 28, 2026 | 2:30pm – 3:00pm | Auditorium
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Why ERPOs



National
Landscape



Definitions



ERPO Process



Outcomes



Resources

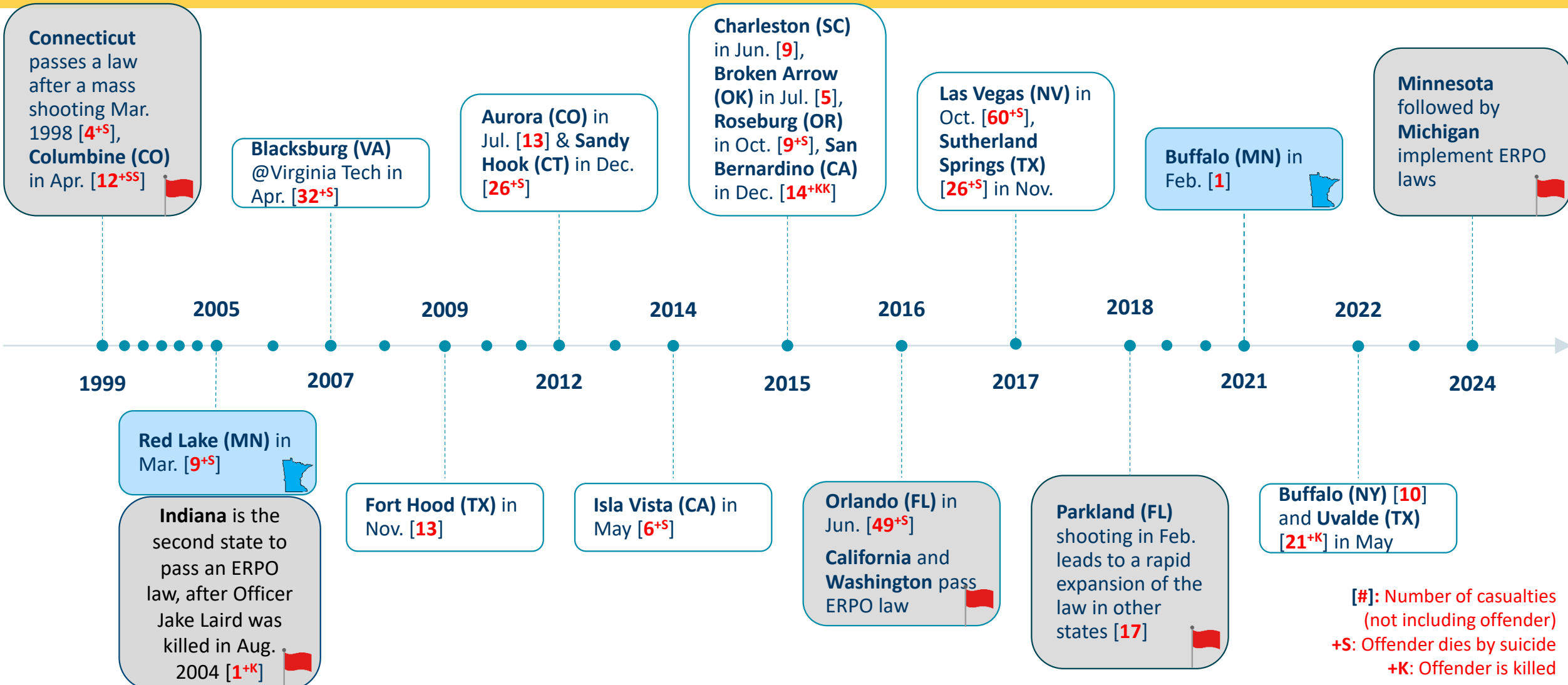
Overview

What is an Extreme Risk Protection Order?

Extreme Risk Protection Orders help prevent tragedy when someone is in crisis by temporarily pausing their access to firearms.

- These are used when someone is at risk of harming themselves or others
- Allows authorized individuals to ask a court to temporarily restrict firearm access based on evidence and judicial review
- Creates time and distance to reduce the risk of tragedy

How Tragedy Shaped Modern Gun-Safety Policy



In 2024 there were

582

gun deaths in **Minnesota**.

142
gun homicides

417
gun suicides

*Gun homicides have increased by **118%** in the last decade
Gun suicides have increased by **17%** in the last decade*

That means, on average
one person
is killed by a gun every

15

hours
in **Minnesota**.

In 2022 there were at least **51** domestic
violence related homicide deaths in
Minnesota.

41% those deaths were
by firearm.

The overall gun death rate increased by

35%

from 2014 to 2023.

2024 firearm death data and rates per 100,000 people were sourced from the CDC's National Center for Health Statistics, [WONDER Online Database](#). 2024 is the most recent year with complete CDC data. Remaining data comes from [Minnesota's Extreme Risk Protection Order Law: Implementation Guide](#).

National Landscape

- **Some call it an ERPO...**

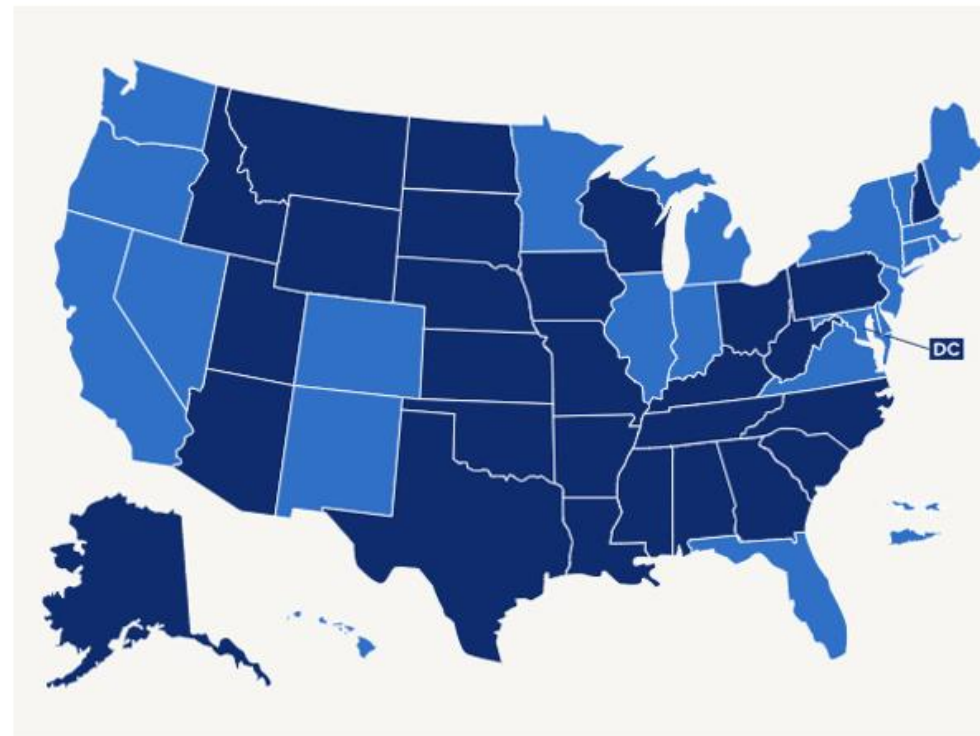
Across the U.S., policies similar to Minnesota's ERPO law go by a variety of names, including

- Firearm Restraining Orders (FROs),
- Gun Violence Restraining Orders (GVROs),
- Lethal Violence Protective Orders (LVPOs), and
- Substantial Risk Orders (SROs), among others.

- **22 of 50 states have an ERPO law**

Minnesota became the 20th state to enact an ERPO law. Michigan followed shortly after, adopting its law in early 2024. The District of Columbia and the U.S. Virgin Islands have also implemented ERPO policies.

States with an ERPO Law (as of March 2026)



Reference: erpo.org (Johns Hopkins Bloomberg School of Public Health (The National ERPO Resource Center))

Petitioner

If you are the person asking for an ERPO, you are called the “petitioner” in the case.

Petitioner must be law enforcement, city or county attorneys, guardian, family or household members

Respondent

The party who the order is sought against is called the “respondent.”

Petition

The legal paperwork that must be filed with the Court to obtain an Extreme Risk Protection Order (ERPO).

Ex-parte

This is another way to refer to the emergency ERPO which lasts 14 days.

Final

This is another way to refer to the long-term ERPO which typically lasts between 6 months-12 months.

Adapting the Domestic Violence Protection Order Model to Firearm Risk

	Domestic Violence Protection Orders	Extreme Risk Protection Orders
Purpose	Protect named victim-survivor from further abuse or harm	Prevent someone at risk of harm to themselves or others from possessing a firearm
Who can petition	Individuals who are linked by dating history, children, co-habitation or marriage	Law Enforcement, Prosecutors, Family/household/intimate partner
Who is protected	Named victim-survivor, children, pets	General public and the respondent



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ERPO Process



Emergency Order

Immediate and **present** danger of causing harm; requires **probable cause**



Long-term Order

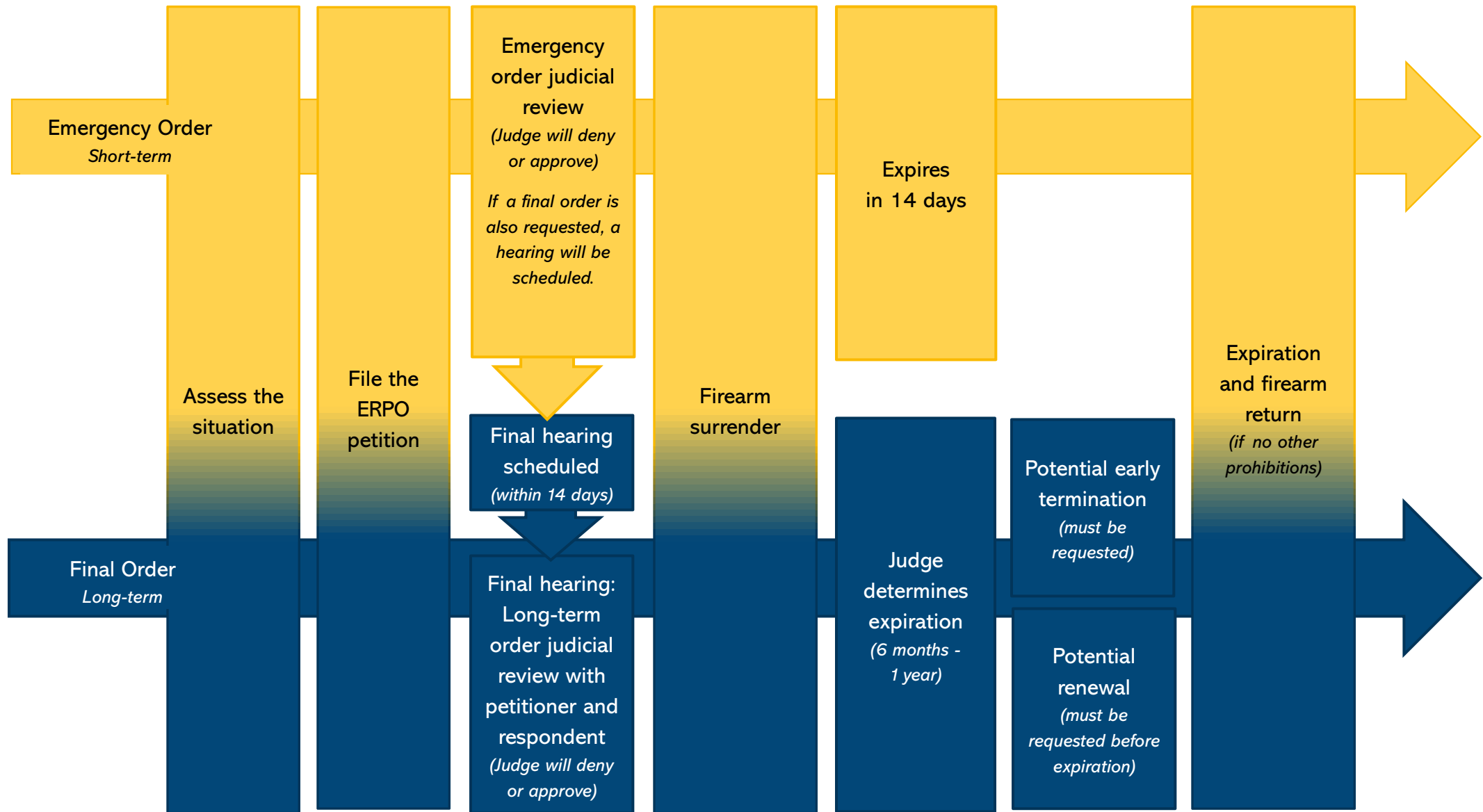
Poses a **significant** danger of bodily harm to others or is at **significant risk** of suicide due to firearm possession; requires **clear and convincing evidence**

Note: This is a *civil* order. There are no criminal penalties or a criminal record unless the order is violated.

Consideration Factors

History of Violence	Threats or acts of violence directed toward others;
Use of Physical Force	Previous use, attempted use, or threats of physical force against others;
Court Order Violations	Violations of any court orders;
Violent Offenses	Prior arrests for violent felony offenses or convictions/arrests for violent misdemeanors, stalking, or domestic assault;
Animal Cruelty	Convictions for animal cruelty;
Firearm Misuse	Unlawful, reckless use, display, or brandishing of a firearm;
Mental Health Concerns	Suicide attempts or serious mental illness; and/or
Existing Legal Actions	Being named in an existing order, or involvement in a pending lawsuit, complaint, or other legal action under certain sections of law.

Minnesota ERPO process (for emergency and/or final order petitions)





Home > [Forms & Instructions](#) > [Firearms Forms](#) > [Forms Packet: Petition for Extreme Risk Protection Order \(ERPO\)](#)

Forms Packet: Petition for Extreme Risk Protection Order (ERPO)

If you need help accessing the forms due to a disability, please visit the Minnesota Judicial Branch [Americans with Disabilities Act Accommodation page](#).

Please go to the [Help Topics Homepage](#) to learn more about what forms you may need and find other resources related to many of the topics listed below.

Use [Minnesota Guide & File](#) to create forms in certain case types. For more information, visit our [Guide & File Help Topic](#).

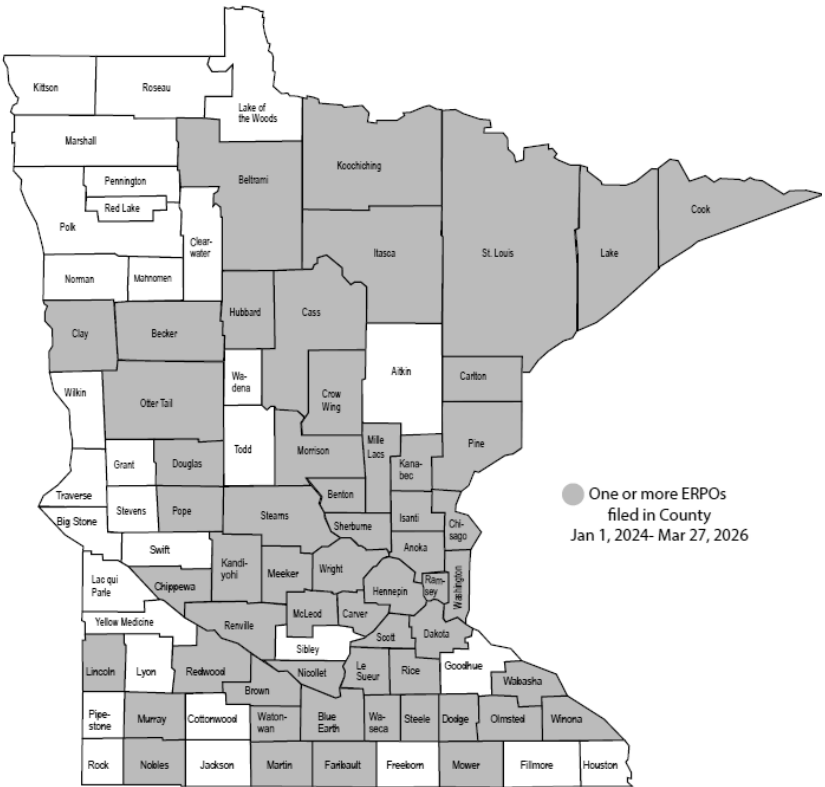
Forms Packet: Petition for Extreme Risk Protection Order (ERPO)

Form Number	Form Name	District	Download
CON110	Instructions for Restricted Identifiers and Cover Sheet for Non-Public Documents	Statewide	PDF
ERP101	Instructions - Petition for Extreme Risk Protection Order	Statewide	PDF
CON112	Cover Sheet for Non-Public Documents (Form 11.2)	Statewide	PDF Fillable Smart Form
ERP102	Petition for Extreme Risk Protection Order	Statewide	PDF Fillable Smart Form
ERP103	Firearm Information Form	Statewide	PDF Fillable Smart Form

[Click here for link to website](#)

All required forms including the ERPO petition (ERP 102) and firearms form (ERP103) can be found on the mncourts.gov website.

Outcomes



138 cases

Average: 11.5 cases/month

130 orders issued

- 20 emergency order only
- 6 long-term only
- 104 emergency + long-term

2024

314 cases

Average: 26.1 cases/month

300 orders issued

- 40 emergency order only
- 23 long-term only
- 237 emergency + long-term

2025

84 cases*

(Jan-Mar)

Average: 28 cases/month

151 orders issued

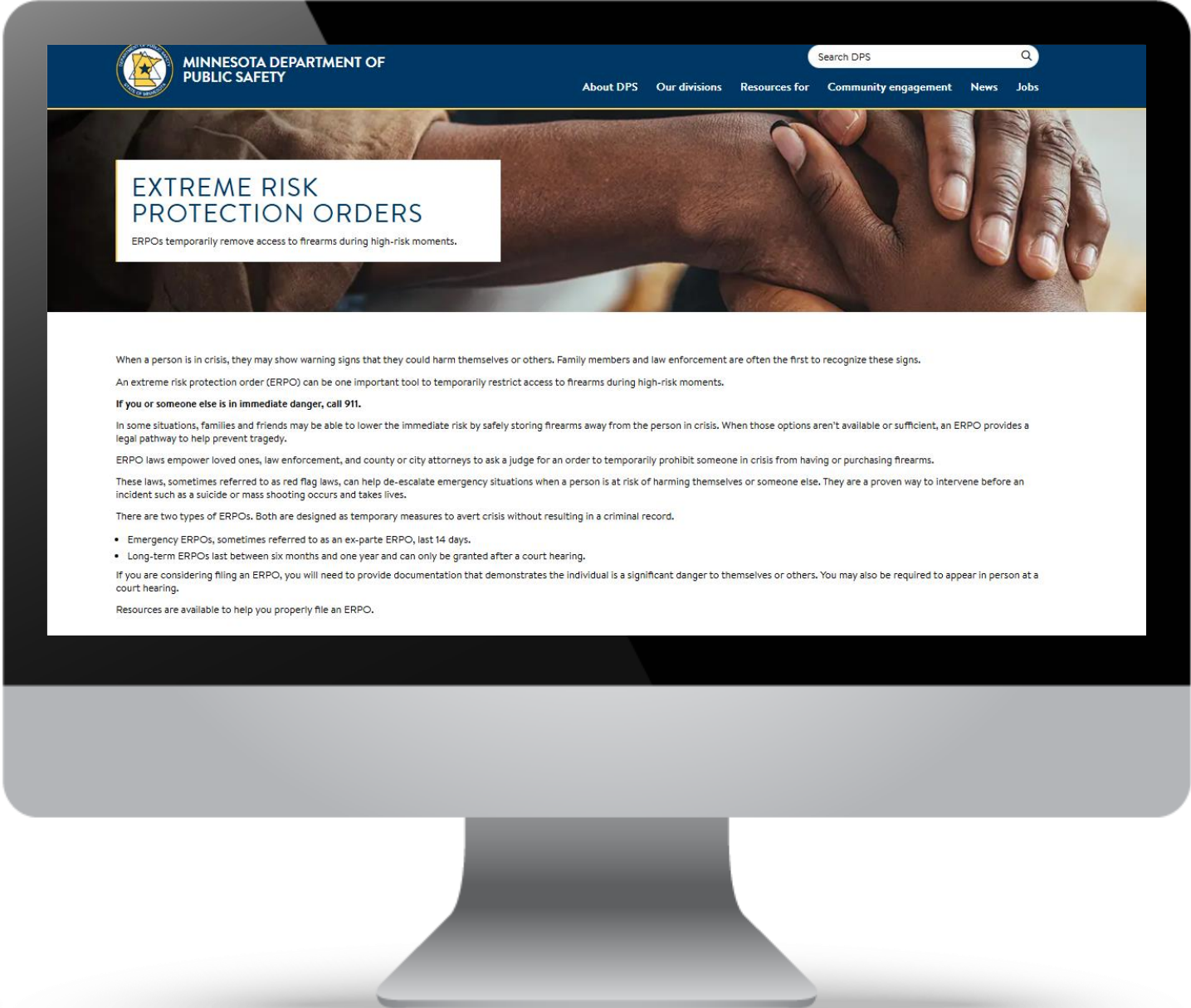
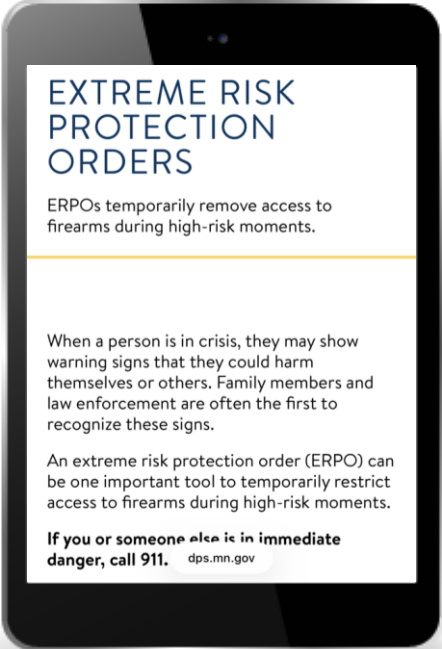
- 18 emergency order only
- 3 long-term only
- 59 emergency + long-term

2026*

Department of Public Safety launches new Firearm Safety & ERPO webpages including information for system partners

[Link to ERPO webpage](#)

[Link to System Partners webpage](#)



ERPO forms & process guides

ERPO Petition and Forms

- [MN Judicial Branch](#)

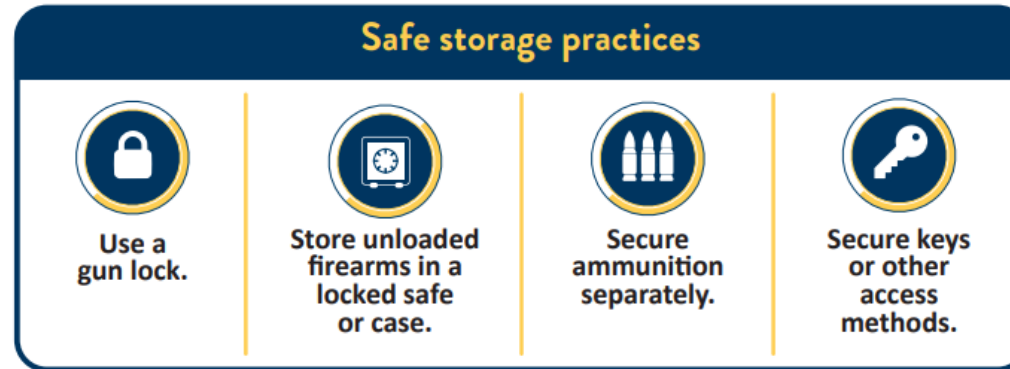
ERPO Guides

- [MN Courts ERPO Instruction Guide](#) (Mar 2024)
- [Law Help Minnesota ERPO Guide](#) (Apr 2026)
- [Johns Hokins & Violence Prevention Project ERPO Implementation Guide](#) (July 2025)

ERPO Overview & Additional Resources

- [MN DPS Firearm Safety](#)– Gun Locks, Safe Storage, ERPOs
- [ERPO Process Overview, FAQs, System Partner Support](#)

Gun locks & safe storage resources



Gun Locks

- Check for a list of safe and secure partners on the DPS website
 - Visit: [Get a free gun lock](#)
- Visit your local sheriff's office or police department
- If you are a veteran, you can request a free gun lock by emailing: SuicidePrevention.MDVA@state.mn.us with your name and address

Safe Gun Storage

- [Project Childsafe Firearm Storage Options](#)
- [MN Department of Education Safe Storage flyer for schools](#)
- [Gun Storage Map](#)

Firearm Life Plan

- Helps owners outline decisions, share them with trusted partners, and prepare for the future
 - Visit: [Firearm Life Plan website](#)

Suicide Prevention & Intervention

- [National Alliance on Mental Illness \(NAMI\) MN](#)
- Additional Courses: Question, Persuade, Refer (QPR), safeTALK, Applied Suicide Intervention Skills Training (ASIST), Counseling on Access to Lethal Means (CALM), Mental Health First Aid

Crisis Support

- Call **651-288-0400** or text “Support” to 85511 for the Minnesota peer-to-peer support warmline (9am-9pm)
- Call or text **988** ([Crisis Lifeline](#)) anytime (24/7)
- Call **866-223-1111** or text **612-399-9995** ([Day One Crisis Hotline - Domestic & Sexual Violence](#))
- Call and request a mobile crisis team response ([Contact information look-up by County](#))
- In an emergency, call **911**
- Ask for a CIT ([Crisis Intervention Team](#)) trained officer and/or a mental health professional (if available)



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Thank You!

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