

(4) (I) IT APPEARS THAT NO OTHER STATE WOULD HAVE JURISDICTION UNDER PREREQUISITES SUBSTANTIALLY IN ACCORDANCE WITH PARAGRAPHS (1), (2), OR (3), OR ANOTHER STATE HAS DECLINED TO EXERCISE JURISDICTION ON THE GROUND THAT THIS STATE IS THE MORE APPROPRIATE FORUM TO DETERMINE THE CUSTODY OF THE CHILD, AND (II) IT IS IN THE BEST INTEREST OF THE CHILD THAT THIS COURT ASSUME JURISDICTION.

(B) EXCEPT UNDER PARAGRAPHS (3) AND (4) OF SUBSECTION (A), PHYSICAL PRESENCE IN THIS STATE OF THE CHILD, OR OF THE CHILD AND ONE OF THE CONTESTANTS, IS NOT ALONE SUFFICIENT TO CONFER JURISDICTION ON A COURT OF THIS STATE TO MAKE A CHILD CUSTODY DETERMINATION.

(C) PHYSICAL PRESENCE OF THE CHILD, WHILE DESIRABLE, IS NOT A PREREQUISITE FOR JURISDICTION TO DETERMINE HIS CUSTODY.

[[3-1004]] 187.

BEFORE MAKING A DECREE UNDER THIS SUBTITLE, REASONABLE NOTICE AND OPPORTUNITY TO BE HEARD SHALL BE GIVEN TO THE CONTESTANTS, ANY PARENT WHOSE PARENTAL RIGHTS HAVE NOT BEEN PREVIOUSLY TERMINATED, AND ANY PERSON WHO HAS PHYSICAL CUSTODY OF THE CHILD. IF ANY OF THESE PERSONS IS OUTSIDE THIS STATE, NOTICE AND OPPORTUNITY TO BE HEARD SHALL BE GIVEN PURSUANT TO THE MARYLAND RULES OF PROCEDURE.

[[3-1005]] 188.

(A) EXCEPT WHERE THE CHILD HAS BEEN ABANDONED OR IT IS NECESSARY IN AN EMERGENCY TO PROTECT THE CHILD BECAUSE HE HAS BEEN SUBJECTED TO OR THREATENED WITH MISTREATMENT OR IS OTHERWISE NEGLECTED OR DEPENDENT, A COURT OF THIS STATE SHALL NOT EXERCISE ITS JURISDICTION UNDER THIS SUBTITLE IF AT THE TIME OF FILING THE PETITION A PROCEEDING CONCERNING THE CUSTODY OF THE CHILD WAS PENDING IN A COURT OF ANOTHER STATE EXERCISING JURISDICTION SUBSTANTIALLY IN CONFORMITY WITH THIS SUBTITLE, UNLESS THE PROCEEDING IS STAYED BY THE COURT OF THE OTHER STATE BECAUSE THIS STATE IS A MORE APPROPRIATE FORUM OR FOR OTHER REASONS.

(B) BEFORE HEARING THE PETITION IN A CUSTODY PROCEEDING THE COURT SHALL EXAMINE THE PLEADINGS AND OTHER INFORMATION SUPPLIED BY THE PARTIES UNDER SECTION [[221]] 191 AND SHALL CONSULT THE CHILD CUSTODY REGISTRY ESTABLISHED UNDER SECTION [[3-1015]] 198 CONCERNING THE PENDENCY OF PROCEEDINGS WITH RESPECT TO THE CHILD IN OTHER STATES. IF THE COURT HAS REASON TO BELIEVE THAT PROCEEDINGS MAY BE PENDING IN ANOTHER STATE IT SHALL DIRECT AN INQUIRY TO THE STATE COURT ADMINISTRATOR OR