

In subsection (a)(8) of this section, the references in former Article 16, § 66(c) to paternity proceedings being "had in accordance with the provisions of the subtitle 'Paternity Proceedings'" and to the equity court having the powers provided in that subtitle are deleted as unnecessary.

In the introductory language of subsection (b) of this section, "or" is substituted for "and", for clarity.

The Commission to Revise the Annotated Code notes, for consideration by the General Assembly, that the language of subsection (c) of this section is unclear as to the relationship of the equity court to the juvenile court or criminal court when issues concerning the custody, guardianship, visitation, and support of a child arise before different courts simultaneously. The General Assembly may wish to clarify which court should take primary jurisdiction under those circumstances.

As to the balance of former CJ § 3-602, see § 5-1005 of this article.

Defined term: "Support" § 1-101

1-202. APPOINTMENT OF COUNSEL FOR MINOR.

IN AN ACTION IN WHICH CUSTODY, VISITATION RIGHTS, OR THE AMOUNT OF SUPPORT OF A MINOR CHILD IS CONTESTED, THE COURT MAY:

(1) APPOINT TO REPRESENT THE MINOR CHILD COUNSEL WHO MAY NOT REPRESENT ANY PARTY TO THE ACTION; AND

(2) IMPOSE AGAINST EITHER OR BOTH PARENTS COUNSEL FEES.

REVISOR'S NOTE: This section is new language derived without substantive change from former CJ § 3-604.

Defined term: "Support" § 1-101

1-203. SPECIAL PROVISIONS OF ALIMONY, ANNULMENT, AND DIVORCE.

(A) INJUNCTIVE POWER OF COURT.

IN AN ACTION FOR ALIMONY, ANNULMENT, OR DIVORCE, AN EQUITY COURT:

(1) HAS ALL THE POWERS OF A COURT OF EQUITY; AND

(2) MAY ISSUE AN INJUNCTION TO PROTECT ANY PARTY TO THE ACTION FROM PHYSICAL HARM OR HARASSMENT.

(B) LIS PENDENS.