

(I) EACH PREVIOUS ACTION BETWEEN THE PARTIES IN ANY COURT; AND

(II) EACH PENDING ACTION BETWEEN THE PARTIES IN ANY COURT.

(C) COST.

(1) THE COURT MAY WAIVE OR DEFER IN ADVANCE THE COST OF FILING A PETITION ON A SHOWING BY AFFIDAVIT THAT:

(I) THE PETITIONER IS INDIGENT; OR

(II) BECAUSE OF THE CIRCUMSTANCES, THE PETITIONER, OTHERWISE ABLE TO PAY, IS UNABLE TO PAY THE COST AT THE TIME OF FILING.

(2) UNDER THESE CIRCUMSTANCES, THE COURT LATER MAY WAIVE COSTS, OR ASSESS COSTS AGAINST THE PETITIONER OR THE ABUSER.

REVISOR'S NOTE: This section formerly appeared as CJ § 4-502.

In subsection (a) of this section, the phrase "from abuse", which modifies "relief", is new language added for clarity.

Also in subsection (a) of this section, the phrase "of any household member" is new language added to clarify the original legislative intent behind this section.

The only other changes are in style.

The Commission to Revise the Annotated Code notes, for consideration by the General Assembly, that the phrase "these circumstances" in subsection (c)(2) of this section is vague. That phrase, which also appeared in former CJ § 4-502(c)(2), logically seems to refer to the circumstances of subsection (c)(1)(ii) of this section, i.e., the inability of the petitioner to pay. However, that paragraph could be read to refer to the circumstances of subsection (c)(1)(i) of this section, i.e., indigency.

Defined terms: "Abuse" § 4-501

"Court" § 4-501 "Household members" § 4-501

4-505. TEMPORARY EX PARTE ORDERS.

(A) IN GENERAL.

(1) IF A PETITION IS FILED UNDER THIS SUBTITLE AND THE COURT FINDS THAT THE PETITIONER HAS SHOWN THAT A HOUSEHOLD MEMBER HAS BEEN ABUSED, THE COURT, IN AN EX PARTE PROCEEDING, MAY