

Defined terms: "Contestant" § 9-201  
 "Custody determination" § 9-201  
 "Decree" § 9-201 "Home state" § 9-201  
 "Initial decree" § 9-201  
 "Modification decree" § 9-201  
 "Person acting as parent" § 9-201  
 "State" § 1-101

9-205. NOTICE AND OPPORTUNITY TO BE HEARD.

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.

REVISOR'S NOTE: This section formerly appeared as Article 16, § 187.

No changes are made.

Defined terms: "Contestant" § 9-201  
 "Decree" § 9-201 "Physical custody" § 9-201

9-206. PROCEEDING PENDING IN ANOTHER STATE.

(A) WHEN OTHER STATE MORE APPROPRIATE.

EXCEPT WHERE THE CHILD HAS BEEN ABANDONED OR IT IS NECESSARY IN AN EMERGENCY TO PROTECT THE CHILD BECAUSE THE CHILD 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) INQUIRY BEFORE HEARING AS TO PROCEEDING IN OTHER STATE.

BEFORE HEARING THE PETITION IN A CUSTODY PROCEEDING, THE COURT SHALL EXAMINE THE PLEADINGS AND OTHER INFORMATION SUPPLIED BY THE PARTIES UNDER § 9-209 OF THIS SUBTITLE AND SHALL CONSULT THE CHILD CUSTODY REGISTRY ESTABLISHED UNDER § 9-216 OF THIS SUBTITLE 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 OTHER APPROPRIATE OFFICIAL OF THE OTHER STATE.

(C) STAY DURING PROCEEDING.