

9.5-103.

(A) A CHILD CUSTODY PROCEEDING THAT PERTAINS TO AN INDIAN CHILD, AS DEFINED IN THE INDIAN CHILD WELFARE ACT, 25 U.S.C. § 1901 ET SEQ., IS NOT SUBJECT TO THIS TITLE TO THE EXTENT THAT IT IS GOVERNED BY THE INDIAN CHILD WELFARE ACT.

(B) A COURT OF THIS STATE SHALL TREAT A TRIBE AS IF IT WERE A STATE OF THE UNITED STATES FOR THE PURPOSE OF APPLYING SUBTITLES 1 AND 2 OF THIS TITLE.

(C) A CHILD CUSTODY DETERMINATION MADE BY A TRIBE UNDER FACTUAL CIRCUMSTANCES IN SUBSTANTIAL CONFORMITY WITH THE JURISDICTIONAL STANDARDS OF THIS TITLE MUST BE RECOGNIZED AND ENFORCED UNDER SUBTITLE 3 OF THIS TITLE.

9.5-104.

(A) A COURT OF THIS STATE SHALL TREAT A FOREIGN COUNTRY AS IF IT WERE A STATE OF THE UNITED STATES FOR THE PURPOSE OF APPLYING SUBTITLES 1 AND 2 OF THIS TITLE.

(B) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (C) OF THIS SECTION, A CHILD CUSTODY DETERMINATION MADE IN A FOREIGN COUNTRY UNDER FACTUAL CIRCUMSTANCES IN SUBSTANTIAL CONFORMITY WITH THE JURISDICTIONAL STANDARDS OF THIS TITLE MUST BE RECOGNIZED AND ENFORCED UNDER SUBTITLE 3 OF THIS TITLE.

(C) A COURT OF THIS STATE NEED NOT APPLY THIS TITLE IF THE CHILD CUSTODY LAW OF A FOREIGN COUNTRY VIOLATES FUNDAMENTAL PRINCIPLES OF HUMAN RIGHTS.

9.5-105.

(A) A CHILD CUSTODY DETERMINATION MADE BY A COURT OF THIS STATE THAT HAD JURISDICTION UNDER THIS TITLE BINDS ALL PERSONS WHO HAVE BEEN SERVED IN ACCORDANCE WITH THE LAWS OF THIS STATE OR NOTIFIED IN ACCORDANCE WITH § 9.5-107 OF THIS SUBTITLE OR WHO HAVE SUBMITTED TO THE JURISDICTION OF THE COURT, AND WHO HAVE BEEN GIVEN AN OPPORTUNITY TO BE HEARD.

(B) AS TO THOSE PERSONS, THE DETERMINATION IS CONCLUSIVE AS TO ALL DECIDED ISSUES OF LAW AND FACT EXCEPT TO THE EXTENT THE DETERMINATION IS MODIFIED.

9.5-106.

IF A QUESTION OF EXISTENCE OR EXERCISE OF JURISDICTION UNDER THIS TITLE IS RAISED IN A CHILD CUSTODY PROCEEDING, THE QUESTION, ON REQUEST OF A PARTY, SHALL BE GIVEN PRIORITY ON THE CALENDAR AND HANDLED EXPEDITIOUSLY.