

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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HOUSE BILL 149

Short Title: Custody Decree/Other States.

(Public)

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Sponsors: Representatives Hensley; and Wood.

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Referred to: Judiciary I.

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February 9, 1995

A BILL TO BE ENTITLED

AN ACT TO AMEND THE LAW PERTAINING TO THE FILING, ENFORCEMENT,  
AND REGISTRY OF OUT-OF-STATE CUSTODY DECREES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 50A-15 reads as rewritten:

**"§ 50A-15. Filing and enforcement of custody decree of another state.**

(a) An exemplified copy or a certified true copy of a custody decree of another state may be filed in the office of the clerk of any superior court of this State. The clerk shall treat the decree in the same manner as a custody decree of a court of this State. A custody decree so filed has the same effect and shall be enforced in like manner as a custody decree rendered by a court of this State.

(b) A person violating a custody decree of another state which makes it necessary to enforce the decree in this State may be required to pay necessary travel and other expenses, including attorneys' fees, incurred by the party entitled to the custody or such party's witnesses."

Sec. 2. G.S. 50A-16 reads as rewritten:

**"§ 50A-16. Registry of out-of-state custody decrees and proceedings.**

The clerk of each superior court shall maintain a registry in which ~~he~~ the clerk shall enter the following:

- 1           (1)   Exemplified and certified true copies of custody decrees of other states  
2           received for filing;  
3           (2)   Communications as to the pendency of custody proceedings in other  
4           states;  
5           (3)   Communications concerning a finding of inconvenient forum by a court  
6           of another state; and  
7           (4)   Other communications or documents concerning custody proceedings in  
8           another state which may affect the jurisdiction of a court of this State or  
9           the disposition to be made by it in a custody proceeding."  
10          Sec. 3. This act becomes effective October 1, 1995.