

**407.5204 Simultaneous proceedings in another state.**

- (1) A tribunal of this state may exercise jurisdiction to establish a support order if the petition or comparable pleading is filed after a petition or comparable pleading is filed in another state only if:
  - (a) The petition or comparable pleading in this state is filed before the expiration of the time allowed in the other state for filing a responsive pleading challenging the exercise of jurisdiction by the other state;
  - (b) The contesting party timely challenges the exercise of jurisdiction in the other state; and
  - (c) If relevant, this state is the home state of the child.
- (2) A tribunal of this state may not exercise jurisdiction to establish a support order if the petition or comparable pleading is filed before a petition or comparable pleading is filed in another state if:
  - (a) The petition or comparable pleading in the other state is filed before the expiration of the time allowed in this state for filing a responsive pleading challenging the exercise of jurisdiction by this state;
  - (b) The contesting party timely challenges the exercise of jurisdiction in this state; and
  - (c) If relevant, the other state is the home state of the child.

**Effective:** March 23, 1998

**History:** Contingent effective date repealed 1998 Ky. Acts ch. 101, sec. 20, effective March 23, 1998. -- Created 1996 Ky. Acts ch. 365, sec. 19, effective upon contingency.