

407.5704 Initiation by Cabinet for Health and Family Services of support proceeding under Convention.

- (1) In a support proceeding under this Article, the Cabinet for Health and Family Services shall:
 - (a) Transmit and receive applications; and
 - (b) Initiate or facilitate the institution of a proceeding regarding an application in a tribunal of this state.
- (2) The following support proceedings are available to an obligee under the Convention:
 - (a) Recognition or recognition and enforcement of a foreign support order;
 - (b) Enforcement of a support order issued or recognized in this state;
 - (c) Establishment of a support order if there is no existing order, including, if necessary, determination of parentage of a child;
 - (d) Establishment of a support order if recognition of a foreign support order is refused under KRS 407.5708(2)(b), (d), or (i);
 - (e) Modification of a support order of a tribunal of this state; and
 - (f) Modification of a support order of a tribunal of another state or a foreign country.
- (3) The following support proceedings are available under the Convention to an obligor against which there is an existing support order:
 - (a) Recognition of an order suspending or limiting enforcement of an existing support order of a tribunal of this state;
 - (b) Modification of a support order of a tribunal of this state; and
 - (c) Modification of a support order of a tribunal of another state or a foreign country.
- (4) A tribunal of this state may not require security, bond, or deposit, however described, to guarantee the payment of costs and expenses in proceedings under the Convention.

Effective: June 24, 2015

History: Created 2015 Ky. Acts ch. 18, sec. 58, effective June 24, 2015.