

407.5401 Petition to establish support order.

- (1) If a support order entitled to recognition under KRS 407.5101 to 407.5902 has not been issued, a responding tribunal of this state with personal jurisdiction over the parties may issue a support order if:
 - (a) The individual seeking the order resides outside this state; or
 - (b) The support enforcement agency seeking the order is located outside this state.
- (2) The tribunal may issue a temporary child support order if the tribunal determines that such an order is appropriate and the individual ordered to pay is:
 - (a) A presumed father of the child;
 - (b) Petitioning to have his paternity adjudicated;
 - (c) Identified as the father of the child through genetic testing;
 - (d) An alleged father who has declined to submit to genetic testing;
 - (e) Shown by clear and convincing evidence to be the father of the child;
 - (f) An acknowledged father as provided by KRS 213.046;
 - (g) The mother of the child; or
 - (h) An individual who has been ordered to pay child support in a previous proceeding and the order has not been reversed or vacated.
- (3) Upon finding, after notice and opportunity to be heard, that an obligor owes a duty of support, the tribunal shall issue a support order directed to the obligor and may issue other orders pursuant to KRS 407.5305.

Effective: June 24, 2015

History: Amended 2015 Ky. Acts ch. 18, sec. 31, effective June 24, 2015. -- Contingent effective date repealed 1998 Ky. Acts ch. 101, sec. 20, effective March 23, 1998. -- Created 1996 Ky. Acts ch. 365, sec. 43, effective upon contingency.