

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1764 Session of
1993

INTRODUCED BY VANCE, COY, NICKOL, TULLI, BUXTON, NAILOR,
MASLAND, FLEAGLE, ARMSTRONG, LAUB, FARGO, GORDNER, PETTIT,
MELIO, DeLUCA, SCHULER, HERMAN, E. Z. TAYLOR, NYCE, ROBERTS,
CLYMER, FARMER, McGEEHAN, MILLER, KENNEY, PHILLIPS, ROONEY,
HENNESSEY, JOSEPHS, KREBS, HARLEY, MUNDY, BATTISTO, BEBKO-
JONES, TRELLO, TANGRETTI, WOGAN, GEIST, KASUNIC, PLATTS,
HASAY, L. I. COHEN, RAYMOND, McCALL, SATHER, HECKLER, CARONE,
B. SMITH, TOMLINSON, STEIL, TRICH AND LaGROTTA, JUNE 9, 1993

REFERRED TO COMMITTEE ON JUDICIARY, JUNE 9, 1993

AN ACT

1 Amending Title 23 (Domestic Relations) of the Pennsylvania
2 Consolidated Statutes, providing for full faith and credit to
3 be given protection orders issued by courts of other states.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Title 23 of the Pennsylvania Consolidated
7 Statutes is amended by adding a section to read:

8 § 6118. Full faith and credit.

9 (a) Any protection order issued by a court of another state
10 and registered under section 6104 (relating to registration of
11 order) shall be accorded full faith and credit by the courts of
12 common pleas of this Commonwealth and enforced as if it were
13 issued in this Commonwealth only if the issuing court had
14 jurisdiction under the law of the other state at the time of
15 issuance.

1 (b) A defendant must have been given reasonable notice and
2 opportunity to be heard before the order of the other state was
3 issued, provided that, in the case of ex parte orders, notice
4 and opportunity to be heard was given as soon as possible after
5 the order was issued, consistent with due process. Failure to
6 provide reasonable notice and opportunity to be heard shall be
7 an affirmative defense to enforcement of the protection order.

8 Section 2. This act shall take effect in 90 days.