

TITLE 8: FAMILY LAW AND PROBATE
DIVISION 1: DOMESTIC RELATIONS

§ 1621. Assistance to Courts of Other States.

(a) Upon request of a court of another state the Commonwealth Trial Court may order a person in the Commonwealth to appear at a hearing to adduce evidence to produce or give evidence under other procedures available in the Commonwealth or may order social studies to be made for use in a custody proceeding in another state. A certified copy of the transcript of the record of the hearing or the evidence otherwise adduced and any social studies prepared shall be forwarded by the clerk of the court to the requesting court.

(b) A person within the Commonwealth may voluntarily give testimony or make a statement in the Commonwealth for use in a custody proceeding outside the Commonwealth.

(c) Upon request of the court of another state the Commonwealth Trial Court may order a person in the Commonwealth to appear along or with the child in a custody proceeding in another state. The court may condition compliance with the request upon assurance by the other that necessary expenses will be advanced or reimbursed.

Source: PL 3-50, § 21.

Commission Comment: Section 4 of PL 6-25, the “Commonwealth Judicial Reorganization Act of 1989,” provides that “[w]herever the term ‘Commonwealth Trial Court’ appears in the Commonwealth Code, it is henceforth to be interpreted and understood to refer to the Commonwealth Superior Court.”