

Effective 7/1/2015

78B-14-710 Foreign support agreement.

- (1) Except as otherwise provided in Subsections (3) and (4), a tribunal of this state shall recognize and enforce a foreign support agreement registered in this state.
- (2) An application or direct request for recognition and enforcement of a foreign support agreement shall be accompanied by:
 - (a) a complete text of the foreign support agreement; and
 - (b) a record stating that the foreign support agreement is enforceable as an order of support in the issuing country.
- (3) A tribunal of this state may vacate the registration of a foreign support agreement only if, acting on its own motion, the tribunal finds that recognition and enforcement would be manifestly incompatible with public policy.
- (4) In a contest of a foreign support agreement, a tribunal of this state may refuse recognition and enforcement of the agreement if it finds:
 - (a) recognition and enforcement of the agreement is manifestly incompatible with public policy;
 - (b) the agreement was obtained by fraud or falsification;
 - (c) the agreement is incompatible with a support order involving the same parties and having the same purpose in this state, another state, or a foreign country if the support order is entitled to recognition and enforcement under this chapter in this state; or
 - (d) the record submitted under Subsection (2) lacks authenticity or integrity.
- (5) A proceeding for recognition and enforcement of a foreign support agreement shall be suspended during the pendency of a challenge to or appeal of the agreement before a tribunal of another state or a foreign country.

Revisor instructions Chapter 245, 2013 General Session
Enacted by Chapter 412, 2011 General Session