

**HOUSE . . . . . No. 1398**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

**Colleen M. Garry**

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act prohibiting court ordered visitation rights to persons convicted of criminal offenses against a minor.

PETITION OF:

NAME:

Colleen M. Garry

DISTRICT/ADDRESS:

36th Middlesex

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 1458 OF 2007-2008.]

## The Commonwealth of Massachusetts

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In the Year Two Thousand and Nine

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### AN ACT PROHIBITING COURT ORDERED VISITATION RIGHTS TO PERSONS CONVICTED OF CRIMINAL OFFENSES AGAINST A MINOR.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority  
of the same, as follows:*

1 SECTION 1. Section 28 of Chapter 208 of the General Laws, as appearing in the 2004 Official Edition,  
2 is hereby amended by adding the following paragraph:—  
3 No court shall make an order providing visitation rights to a parent who has been convicted of sexual  
4 abuse and/or other crimes against children including but not limited to one or more of the following: Ch.  
5 265, sections 13B, 13H, 13J, 22, 22A, 23, 24, 24B, 26, 26A, 27A, Chapter 272, sections 1, 2, 4, 4A, 4B,  
6 16, 17, 28, 29A, 29B, 35, 35A, unless such child is of suitable age and assents to such order and a  
7 guardian ad litem finds the visitation is in the best interest of the child.

8 SECTION 2. Section 37 of Chapter 209 of the General Laws, as appearing in the 2004 Official Edition, is  
9 hereby amended by adding the following paragraph:—  
10 No court shall make an order providing visitation rights to a parent who has been convicted of sexual  
11 abuse and/or other crimes against children including but not limited to one or more of the following: Ch.  
12 265, sections 13B, 13H, 13J, 22, 22A, 23, 24, 24B, 26, 26A, 27A, Chapter 272, sections 1, 2, 4, 4A, 4B,  
13 16, 17, 28, 29A, 29B, 35, 35A, unless such child is of suitable age and assents to such order and a  
14 guardian ad litem finds the visitation is in the best interest of the child.