

HOUSE No. 1615

The Commonwealth of Massachusetts

PRESENTED BY:

Eugene L. O'Flaherty

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 relative to the appointment of a Guardian Ad Litem to institute contempt proceedings involving the care, custody or maintenance of minor children. .

PETITION OF:

NAME:

Eugene L. O'Flaherty

DISTRICT/ADDRESS:

2nd Suffolk

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 1647 OF 2007-2008.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO THE APPOINTMENT OF A GUARDIAN AD LITEM TO INSTITUTE
CONTEMPT PROCEEDINGS INVOLVING THE CARE, CUSTODY OR MAINTENANCE OF
MINOR CHILDREN. .

*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. Chapter 215 of the General Laws, as appearing in the 1996 Official Edition, is hereby amended by
2 striking section 56B and inserting in place thereof the following section:—
3 Section 56B. Any judge of a probate and family court may appoint a guardian ad litem to institute contempt
4 proceedings under the provisions of section thirty-four A against any party for failure to obey judgements of the
5 probate and family court involving care, custody or maintenance of minor children, and said guardian ad litem may
6 personally serve throughout the commonwealth any summons or capias incidental to the enforcement of this section.
7 The compensation of such guardian ad litem together with any expenses shall be determined by the court and paid as
8 it may order by the defendant or by the commonwealth, upon certification by the judge to the state treasurer. The
9 state police, local police and probation officers shall assist the guardian ad litem so appointed, upon his request.

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