

HOUSE No. 721

By Mr. Kaplan of Boston, petition of Francis J. Fay (state registrar of Boston) that special judges of probate and insolvency and special justices of district courts be authorized to waive requirements of the blood test law, so called. Public Health.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Forty-Three.

AN ACT AUTHORIZING SPECIAL JUDGES OF PROBATE AND
INSOLVENCY AND SPECIAL JUSTICES OF DISTRICT COURTS,
WHEN HOLDING COURT, TO WAIVE THE REQUIREMENTS
OF THE BLOOD TEST LAW, SO CALLED.

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

1 Chapter two hundred and seven of the General Laws
2 is hereby amended by inserting after section twenty B,
3 inserted by section one of chapter six hundred and
4 one of the acts of nineteen hundred and forty-one,
5 as amended by sections one and two of chapter six
6 hundred and ninety-seven of the acts of nineteen
7 hundred and forty-one, the following new section:—
8 *Section 20C.* In emergency cases upon application
9 by both of the parties to an intended marriage, when
10 both parties are residents of the commonwealth or
11 both parties are non-residents, or upon application of
12 the party residing within the commonwealth when

13 one of the parties is a resident and the other a non-
14 resident, a judge of probate or a justice of a district
15 court, or a special judge of probate and insolvency
16 or special justice of a district court when holding
17 court, may, after hearing such evidence as is presented,
18 grant a certificate stating that an emergency exists
19 and that it is expedient that the intended marriage
20 be solemnized without delay. Upon presentation of
21 such a certificate the clerk or register shall accept
22 such notice of intention without having received the
23 physician's certificate referred to in section twenty B
24 as amended and shall at once issue the certificate
25 prescribed in section twenty-eight, as amended.