

By Mr. Mofenson of Newton, petition of David J. Mofenson and other members of the General Court relative to the custody and production of wills in probate courts. The Judiciary.

The Commonwealth of Massachusetts

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

AN ACT RELATING TO THE CUSTODY AND PRODUCTION IN PROBATE COURT OF WILLS.

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 46 of the General Laws is hereby
2 amended by inserting after section 11 the following section: —
3 *Section 11A.* Every city and town clerk shall, within thirty
4 days of the registration of a certificate of death in accordance
5 with section 9, send written notice of the full name and last
6 address of the decedent to the register of probate of the
7 county in which the decedent last resided. Upon the written
8 request of the register of probate, each city and town clerk
9 shall furnish without fee a certified copy of the said certificate
10 of death to the register.

1 SECTION 2. Section 12 of chapter 191 of the General Laws
2 is hereby amended by adding at the end thereof the fol-
3 lowing: — As used herein, the term “notice of the testator’s
4 death” shall include receipt by the register of probate of notice
5 from a city or town clerk under the provisions of section 11A
6 of chapter 46. Within thirty days after the opening of a will,
7 the register of probate shall send notice of the said opening to
8 the person or persons named as executor or executrix in the
9 will. The register shall make a diligent search for the current
10 address of the said executor or executrix and shall send notice
11 under this section by certified mail, return receipt requested.

The Government of the State

Section 1. The Governor shall have the honor and the duty to see that the laws of the State are faithfully executed.

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Section 11. The Governor shall have the honor and the duty to see that the laws of the State are faithfully executed.

Section 12. The Governor shall have the honor and the duty to see that the laws of the State are faithfully executed.