

SENATE No. 580

By Mr. Weeks, a petition of William D. Weeks for legislation to permit compliance with a testator's expressed desire as to representation of interests of certain persons in probate accounts. The Judiciary.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy.

AN ACT PERMITTING COMPLIANCE WITH A TESTATOR'S EXPRESSED
DESIRE AS TO REPRESENTATION OF INTERESTS OF CERTAIN PERSONS
IN PROBATE ACCOUNTS.

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 24 of chapter 206 of the General Laws is hereby
2 amended by striking out the last paragraph, as inserted by
3 chapter 356 of the acts of 1963, and inserting immediately
4 before the third paragraph of said section the following
5 paragraph: —

6 If a deceased person in his duly allowed will has nominated
7 a person or persons, even though interested, to represent any
8 person for whom or any interest for which representation by
9 a guardian ad litem is required under this section, or has
10 requested that such representation be dispensed with, the
11 court, in the absence of good cause shown, shall comply with
12 the expressed desire of the deceased with respect to such
13 representation.

By Mr. Weston a motion was made for the Senate to concur in the resolution with a conference expressed desire as to representation of certain persons in private accounts. The Judiciary.

The Government of Massachusetts

In the Year One Thousand Nine Hundred and Seventy.

AN ACT PERMITTING COMPLAINTS WITH A DEFENDANT'S CONSENT
 TO BE MADE AS TO REPRESENTATION OF CERTAIN PERSONS
 IN PRIVATE ACCOUNTS.

Enacted by the Senate and House of Representatives in General
 Court assembled, and by the authority of the same, as follows:

- 1 Section 24 of chapter 20B of the General Laws is hereby
- 2 amended by striking out the last sentence, as inserted by
- 3 chapter 350 of the year of 1908 and hereby immediately
- 4 before the third paragraph of said section the following
- 5 paragraph—
- 6 If a deceased person in his will directs that his
- 7 estate or personal property be distributed to represent any
- 8 person for whom or any interest for which representation by
- 9 a guardian ad litem is required under this section, or has
- 10 requested that such representation be dispensed with, the
- 11 court, in the absence of good cause shown, shall comply with
- 12 the expressed desire of the deceased with respect to such
- 13 representation.