

HOUSE No. 2049

By Mr. Brownell of Quincy, petition of Thomas F. Brownell relative to the validity of foreign wills. The Judiciary.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-Six.

AN ACT RELATIVE TO THE ALLOWANCE OF FOREIGN 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 Chapter 192 of the General Laws is hereby amended by striking
2 out section 9, as most recently amended by chapter 390 of the acts
3 of 1950, and inserting in place thereof the following section: —
4 *Section 9.* A person interested in a will which has been proved
5 and allowed in any other of the United States or in a foreign country
6 according to the laws of such state or country, or in a will which,
7 by the laws of the state or country in which it was made, is valid
8 without probate, may produce to the probate court in any county
9 where there is any property, real or personal, on which such will
10 may operate, a copy of such will and of the probate thereof duly
11 authenticated or, if such will is valid without probate as aforesaid,
12 a copy of the will or of the official record thereof duly authenticated
13 by the proper offices taking custody of such will or record in such
14 state or country together with an affidavit, in each case, by the
15 petitioner or other person having knowledge of the fact stating
16 the names and residence of the known heirs and next of kin of the
17 testator living at his death and their relationship to the testator;
18 and the court shall thereupon assign a time and place for a hearing
19 and cause notice thereof to be given to all persons interested by
20 publication in a newspaper for one week, such publication to be
21 fourteen days at least before the time assigned for the hearing.

By the President of the Senate and the Speaker of the House of Representatives

The Constitution of the United States

Article I, Section 8, Clause 1

1. Congress shall have the power to lay and collect Taxes, Duties, Imposts and Excises, to pay the Debts and to provide for the common Defence and general Welfare of the United States; but all Taxes shall be uniform throughout the United States.

2. The Congress shall have the power to borrow Money on the Credit of the United States, to regulate Commerce with foreign Nations, to regulate Commerce among the several States, and to regulate Commerce with the Indian Tribes.

3. Congress shall have the power to regulate the Value of Money, the Weight and Measure, to define the Standard of Weights and Measures, to coin Money, to fix the Standard of Gold and Silver, and to provide for the Punishment of Counterfeiting.

4. Congress shall have the power to establish an uniform Rule of Naturalization, to establish an uniform System of Bankruptcy Laws, to regulate the Commerce and Fisheries between the States, and to regulate the Commerce with the Indian Tribes.

5. Congress shall have the power to regulate the Commerce and Fisheries between the States, and to regulate the Commerce with the Indian Tribes.

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