

By Mr. Flaherty of Boston, petition of Michael F. Flaherty relative to temporary support to a spouse or children in certain desertion, non-support and illegitimacy cases. The Judiciary.

The Commonwealth of Massachusetts

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

AN ACT RELATIVE TO TEMPORARY SUPPORT TO A SPOUSE OR CHILDREN IN CERTAIN DESERTION, NON-SUPPORT AND ILLEGITIMACY CASES.

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 273 of the General Laws is hereby amended by striking
2 out section 4, and inserting in place thereof the following section:
3 *Section 4.* Orders Pendente Lite: The District Court, at any
4 time after arraignment and before an appeal from such court is
5 perfected by entry to a jury of six in the District Court Department,
6 and the Superior Court at any time after such entry and before final
7 determination of the case may, upon motion of the complainant or
8 district attorney and upon notice to the defendant, enter such
9 temporary order as may seem just, providing for the support of the
10 spouse or children or both, pendente lite, and said order, wherever
11 made, shall continue in force until modified or revoked by the court
12 before which the case is pending. If any such order is made by a
13 district court, an appeal to the jury of six shall not vacate such
14 order. Violation of an order made by either court may be punished
15 as for a contempt by the court before which the case is then
16 pending.

