

By Mr. DiMasi of Boston, petition of Salvatore F. DiMasi, Robert A. DeLeo, Angelo M. Scaccia and another relative to dispensing with required consent in certain adoption proceedings of children under the care of charitable or public institutions. The Judiciary.

The Commonwealth of Massachusetts

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

AN ACT RELATIVE TO DISPENSING WITH REQUIRED CONSENT IN CERTAIN CASES; CHILD UNDER CARE OF CHARITABLE OR PUBLIC INSTITUTIONS; NOTICE OF PETITION.

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

1 General Laws Chapter 210, Section 3, as most recently amended
2 by St. 1985, Chapter 244, is hereby further amended by striking
3 the first paragraph of subsection (b) and substituting the following
4 paragraph: —

5 The department of social services or any licensed child care
6 agency may commence a proceeding, independent of a petition
7 for adoption in the probate and family court of Suffolk county
8 or any other county in which said department or agency maintains
9 an office, to dispense with the need for the consent of any person
10 named in section two of this chapter to the adoption of a child
11 in the care or custody of said department or agency. Notice of
12 such proceeding shall be given to such person in a manner
13 prescribed by the court. The court shall issue a decree dispensing
14 with the need for said consent or notice of any petition for
15 adoption of such child subsequently sponsored by said
16 department or agency if it finds that the best interests of the child
17 as defined in paragraph (c) will be served by said decree. Pending
18 a hearing on the merits of the petition filed under this paragraph
19 or at any time prior to the entry of a decree of adoption under
20 this chapter, temporary custody may be awarded to the petitioner.

