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By Mr. Bulger, a petition (accompanied by bill, Senate, No. 513) of the Boston Children's Service Association, by Richard J. Bond, executive director, the Catholic Charitable Bureau of Boston, by Rev. Msgr. Eugene P. McNamara, executive director, the Massachusetts Committee on Children and Youth, by Harold Goldmeier, executive director, the New England Home for Little Wanderers, by Clifford W. Falby, executive director, William M. Bulger and members of the House of Representatives for legislation to further regulate adoption procedures. Human Service and Elderly Affairs.

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## The Commonwealth of Massachusetts

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

### AN ACT FURTHER REGULATING ADOPTION PROCEDURES.

*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. Section 9 of chapter 28A of the General Laws is  
2 hereby amended by striking out the definition of "Placement  
3 agency" and inserting in place thereof the following defini-  
4 tion: —

5 "Placement agency", a department, agency or institution of  
6 the Commonwealth, or any political subdivision thereof, or any  
7 organization incorporated under chapter one hundred eighty,  
8 one of whose principal purposes is providing custodial care  
9 and social services to children, which receives by agreement  
10 with a parent or guardian, by contract with a state agency  
11 or as a result of referral by a court of competent jurisdiction,  
12 any child under sixteen years of age, for placement in family  
13 foster care or a group care facility, or for adoption.

1 SECTION 2. The first sentence of paragraph (a) of section 10  
2 of said chapter 28A, as most recently amended by section 2  
3 of chapter 682 of the acts of 1974, is hereby further amended  
4 by striking out the words "placement agency".

1 SECTION 3. Said paragraph (a) of said section 10 of said  
2 chapter 28A is hereby further amended by inserting after the  
3 first sentence the following sentence: — The office shall issue

4 and may renew a license to any organization incorporated un-  
5 der chapter one hundred eighty which meets applicable  
6 standards and requirements to establish and maintain a place-  
7 ment agency.

1 SECTION 4. Section 11 of said chapter 28A, as most recently  
2 amended by section 3 of chapter 682 of the acts of 1974, is  
3 hereby further amended by adding after subsection (b) the  
4 following subsection: —

5 (c). No person shall place or knowingly facilitate the place-  
6 ment of any child as defined in section two in the care or con-  
7 trol of any other person not related to such child by blood or  
8 marriage, or in the care or control of any organization other  
9 than a licensed or approved placement agency, for purposes of  
10 adoption in the commonwealth. No person unrelated to such  
11 a child by blood or marriage, and no organization other than  
12 a licensed or approved placement agency, shall receive such a  
13 child for purposes of adoption, except from a licensed or ap-  
14 proved placement agency.

15 Nothing herein shall prevent the placement of a child who  
16 is not a citizen of the United States when a home study of the  
17 prospective parent or parents prior to the placement of the  
18 child is performed by a licensed placement agency.

19 For the purpose of this section the spouse of the natural  
20 parent of such a child shall be deemed to be related by mar-  
21 riage to said child.

1 SECTION 5. Said chapter 28A is hereby further amended by  
2 inserting after section 11 the following section: —

3 *Section 11A.* A person whose consent is required by section  
4 two of chapter 210 may, prior to surrender, request from a  
5 placement agency background information pertaining to the  
6 prospective adoptive family in which the placement agency ex-  
7 pects to place the child if surrendered. The nature of the back-  
8 ground information shall be established in the rules and reg-  
9 ulations promulgated by the office as authorized by section ten,  
10 provided, however, that no agency shall be required to reveal  
11 the identity or geographical location of the prospective adop-  
12 tive family to such person.

1 SECTION 6. The provisions of this act shall not apply to  
2 petitions for adoption filed prior to its effective date.

1 SECTION 7. Section 11A of Chapter 210 of the General Laws,  
2 as most recently amended by Chapter 737 of the Acts of 1950,  
3 is hereby further amended by striking out in the first sentence  
4 the words "ten nor more than one hundred dollars" and insert-  
5 ing in place thereof the following words: — not less than one  
6 hundred nor more than one thousand dollars.

1 SECTION 8. Said section is hereby further amended by strik-  
2 ing out in the second sentence the words, "one hundred and  
3 not more than one thousand dollars, or by imprisonment for  
4 not more than one year, or both" and inserting in place there-  
5 of the following words: — five thousand and not more than  
6 thirty thousand dollars, or by imprisonment in a jail or house  
7 of correction for not more than two and one-half years or in  
8 the state prison for not more than five years, or both.]

- 1. Section 1. The provisions of this act shall not apply to
- 2. Section 2. The provisions of this act shall not apply to
- 3. Section 3. The provisions of this act shall not apply to
- 4. Section 4. The provisions of this act shall not apply to
- 5. Section 5. The provisions of this act shall not apply to
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- 8. Section 8. The provisions of this act shall not apply to
- 9. Section 9. The provisions of this act shall not apply to
- 10. Section 10. The provisions of this act shall not apply to
- 11. Section 11. The provisions of this act shall not apply to
- 12. Section 12. The provisions of this act shall not apply to
- 13. Section 13. The provisions of this act shall not apply to
- 14. Section 14. The provisions of this act shall not apply to
- 15. Section 15. The provisions of this act shall not apply to
- 16. Section 16. The provisions of this act shall not apply to
- 17. Section 17. The provisions of this act shall not apply to
- 18. Section 18. The provisions of this act shall not apply to
- 19. Section 19. The provisions of this act shall not apply to
- 20. Section 20. The provisions of this act shall not apply to

The following provisions shall not apply to the provisions of this act...

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Section 2. The provisions of this act shall not apply to...

Section 3. The provisions of this act shall not apply to...

Section 4. The provisions of this act shall not apply to...

Section 5. The provisions of this act shall not apply to...

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Section 16. The provisions of this act shall not apply to...

Section 17. The provisions of this act shall not apply to...

Section 18. The provisions of this act shall not apply to...

Section 19. The provisions of this act shall not apply to...

Section 20. The provisions of this act shall not apply to...