

**HOUSE . . . . . No.**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

**Eugene L. O'Flaherty**

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to the appointment of a Guardian Ad Litem to institute contempt proceedings involving the care, custody or maintenance of minor children. .

PETITION OF:

NAME:

Eugene L. O'Flaherty

DISTRICT/ADDRESS:

2nd Suffolk

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 1647 OF 2007-2008.]

## The Commonwealth of Massachusetts

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In the Year Two Thousand and Nine

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AN ACT RELATIVE TO THE APPOINTMENT OF A GUARDIAN AD LITEM TO INSTITUTE  
CONTEMPT PROCEEDINGS INVOLVING THE CARE, CUSTODY OR MAINTENANCE OF  
MINOR CHILDREN. .

*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. Chapter 215 of the General Laws, as appearing in the 1996 Official Edition, is hereby amended by  
2 striking section 56B and inserting in place thereof the following section:—  
3 Section 56B. Any judge of a probate and family court may appoint a guardian ad litem to institute contempt  
4 proceedings under the provisions of section thirty-four A against any party for failure to obey judgements of the  
5 probate and family court involving care, custody or maintenance of minor children, and said guardian ad litem may  
6 personally serve throughout the commonwealth any summons or capias incidental to the enforcement of this section.  
7 The compensation of such guardian ad litem together with any expenses shall be determined by the court and paid as  
8 it may order by the defendant or by the commonwealth, upon certification by the judge to the state treasurer. The  
9 state police, local police and probation officers shall assist the guardian ad litem so appointed, upon his request.

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