

**HOUSE . . . . . No. 1220**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***Garrett J. Bradley***

*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 adoption of the accompanying bill:

An Act removing parental rights from persons who fathered a child by rape.

PETITION OF:

| NAME:                     | DISTRICT/ADDRESS:   | DATE ADDED:      |
|---------------------------|---------------------|------------------|
| <i>Garrett J. Bradley</i> | <i>3rd Plymouth</i> | <i>1/18/2013</i> |
| <i>James M. Cantwell</i>  | <i>4th Plymouth</i> |                  |

**HOUSE . . . . . No. 1220**

By Mr. Bradley of Hingham, a petition (accompanied by bill, House, No. 1220) of Garrett J. Bradley and James M. Cantwell relative to parental rights of persons who fathered a child by rape. The Judiciary.

**The Commonwealth of Massachusetts**

**In the Year Two Thousand Thirteen**

An Act removing parental rights from persons who fathered a child by rape.

*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 209C of the General Laws is hereby amended by inserting after  
2 section 10 the following section:-

3 Section 10A. Upon a guilty plea or conviction, a person convicted under section 22 of  
4 chapter 265 has no rights to custody of any child born as a result of the commission of the rape,  
5 nor shall the person have any rights related to the child under section 4A of chapter 210,  
6 provided however; that after a guilty plea or conviction under section 23 of chapter 265, the  
7 court shall consider the age of the convicted if the sexual intercourse or unnatural sexual  
8 intercourse was not committed by force, or against the will of the victim, or by threat of bodily  
9 harm to the victim, before terminating custodial rights.