

SENATE No. 726

The Commonwealth of Massachusetts

PRESENTED BY:

Cynthia S. Creem

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 relative to the recording of judgments, decrees and orders of the Probate and Family Court.

PETITION OF:

NAME:

Cynthia S. Creem

DISTRICT/ADDRESS:

SENATE No. 726

By Ms. Creem, a petition (accompanied by bill, Senate, No. 726) of Cynthia S. Creem for legislation relative to probate and family court filings. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 1650 OF 2009-2010.]

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act relative to the recording of judgments, decrees and orders of the Probate and Family Court.

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 36 of chapter 215 of the General Laws, as appearing in
2 the 2006 Official Edition is hereby amended by striking Section 36 and inserting in place thereof
3 the following section:— Judgments, decrees and orders of the probate and family court shall be
4 in writing, and in contested cases or in cases wherein the court has reserved judgment, notices
5 thereof shall be given by the registers to the attorneys of record, and in the absence of an attorney
6 of record, to any party who has appeared personally and given his address. The registers shall
7 record such judgments, decrees, orders and other proceedings in said courts and such
8 instruments, as shall be determined by rules made from time to time under section thirty, by
9 entering the same into the statewide electronic database as approved by the Administrative
10 Office of the Trial Court. They may also direct the recording of any judgments, decrees, orders,

- 11 instruments and other proceedings in their offices, irrespective of the time when such judgments,
- 12 decrees, orders, instruments or other proceedings were made, received or held.