

SENATE No. 924

The Commonwealth of Massachusetts

PRESENTED BY:

Diana DiZoglio

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 denying paternity rights to perpetrators of rape.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Diana DiZoglio</i>	<i>First Essex</i>	
<i>Timothy R. Whelan</i>	<i>1st Barnstable</i>	<i>1/28/2019</i>
<i>Patrick M. O'Connor</i>	<i>Plymouth and Norfolk</i>	<i>1/29/2019</i>
<i>Tram T. Nguyen</i>	<i>18th Essex</i>	<i>1/30/2019</i>
<i>Rebecca L. Rausch</i>	<i>Norfolk, Bristol and Middlesex</i>	<i>1/30/2019</i>
<i>Cindy F. Friedman</i>	<i>Fourth Middlesex</i>	<i>1/30/2019</i>
<i>Andres X. Vargas</i>	<i>3rd Essex</i>	<i>1/31/2019</i>
<i>Michael O. Moore</i>	<i>Second Worcester</i>	<i>2/1/2019</i>
<i>Michelle M. DuBois</i>	<i>10th Plymouth</i>	<i>2/4/2019</i>
<i>Edward J. Kennedy</i>	<i>First Middlesex</i>	<i>2/6/2019</i>

SENATE No. 924

By Ms. DiZoglio, a petition (accompanied by bill, Senate, No. 924) of Diana DiZoglio, Timothy R. Whelan, Patrick M. O'Connor, Tram T. Nguyen and other members of the General Court for legislation to deny paternity rights to rapists. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 919 OF 2017-2018.]

The Commonwealth of Massachusetts

In the One Hundred and Ninety-First General Court
(2019-2020)

An Act denying paternity rights to perpetrators of 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. Section 3 of chapter 209C of the General Laws, as appearing in the 2014
2 Official Edition, is hereby amended by inserting after subsection (e) the following subsection:-
3 (f) Where a court finds by clear and convincing evidence that a child was conceived by an act of
4 rape, as defined in sections 22 and 22A of chapter 265, the court shall not establish paternity in
5 favor of the perpetrator of the rape or grant the perpetrator of the rape custody or visitation rights
6 or any other parental rights. Notwithstanding the foregoing, nothing in this section shall: 1)
7 prevent a court from ordering that the perpetrator of the rape pay child support; or 2) limit the
8 right of the child to inherit from or through the perpetrator of the rape.