

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND TWELFTH LEGISLATURE
4

5 Legislative Document

No. 135
6

7 H.P. 110

House of Representatives, January 22, 1985

8 Reference to the Committee on Judiciary suggested and ordered printed.

9 EDWIN H. PERT, Clerk

10 Presented by Representative McPherson of Eliot.

11
12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-FIVE
16

17 AN ACT to Provide for Visitation of Children
18 by 3rd Persons in Case of Divorce or
19 Custody Proceedings.
20

21 Be it enacted by the People of the State of Maine as
22 follows:

23 19 MRSA §214, sub-§3, as enacted by PL 1983, c.
24 813, §1, is amended to read:

25 3. Jurisdiction. If the father and mother of a
26 minor child are living apart, the Probate Court, Su-
27 perior Court or District Court in the county or divi-
28 sion where either resides, on complaint of either or
29 any interested 3rd person and after such notice to
30 the other as the court may order, may make an order
31 awarding parental rights and responsibilities with
32 respect to the child.

33 The right to file a complaint shall not be denied any
34 person for failure to meet any residency requirement
35 if the person is a member of the Armed Forces of the

1 United States on active duty stationed in this State
2 or a parent of a child of such a member. Such a mem-
3 ber shall be deemed to be a resident either of the
4 county in which the military installation or instal-
5 lations, or other place at which he has been sta-
6 tioned, is located or of the county in which he has
7 sojourned.

8 The jurisdiction granted by this section shall be
9 limited by the Uniform Child Custody Jurisdiction
10 Act, sections 801 to 825, if another state may have
11 jurisdiction as provided in that Act.

12 STATEMENT OF FACT

13 The purpose of this bill is to allow an inter-
14 ested 3rd person to appeal to the court to obtain
15 visiting rights.

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