

# MAINE STATE LEGISLATURE

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L.D. 129

(Filing No. S- 28 )

STATE OF MAINE  
SENATE  
113TH LEGISLATURE  
FIRST REGULAR SESSION

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COMMITTEE AMENDMENT " A " to S.P. 62, L.D. 129,  
Bill, "AN ACT Providing for Judicial Review of Agency  
Refusals to Consent to Adoptions."

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Amend the bill by striking out paragraph C and  
inserting in its place the following:

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'C. The person or agency having legal custody or  
guardianship of the child or to whom the child  
has been surrendered and released; provided that  
the person's or agency's lack of consent, if ad-  
judged unreasonable by a judge of probate, may be  
overruled by the judge; and'

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STATEMENT OF FACT

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The purpose of this amendment is to make it clear  
that probate judges are being given the authority to  
review the withholding of consent to an adoption by a  
person or agency under the Maine Revised Statutes,  
Title 19, section 532, subsection 1, paragraph C.  
The amendment also changes the standard of review set  
forth in the bill. Under the amendment, the judge of  
probate may overrule a lack of consent if the with-  
holding of consent is unreasonable.

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Reported by Senator Brannigan for the Committee on  
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