

# MAINE STATE LEGISLATURE

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A 484

L.D. 484

DATE: 5/5/95

(Filing No. H- 210 )

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
117TH LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 364, L.D. 484, Bill, "An Act Concerning Grandparents' Rights of Visitation and Custody"

Amend the bill by striking out everything after the enacting clause and before the statement of fact and inserting in its place the following:

'Sec. 1. 19 MRSA §1002, sub-§1, as amended by PL 1993, c. 686, §4 and affected by §13, is further amended to read:

1. Grandparent. "Grandparent" is the biological or adoptive parent of the child's biological or adoptive parent. "Grandparent" ~~does not include~~ includes the biological or adoptive parent of a child's biological or adoptive parent who consented to adoption under section 1122 or whose parental rights have been terminated pursuant to section 1114 or Title 22, chapter 1071, subchapter VI, but only until the child's adoption is finalized pursuant to section 1129.

Sec. 2. 19 MRSA §1129, sub-§5 is enacted to read:

5. Notice to grandparents granted visitation or access. The court shall notify the grandparents of a child when the child's adoption is finalized if the court has received notice that the grandparents were granted reasonable rights of visitation or access under chapter 20 or Title 22, section 4005-B.

Sec. 3. 22 MRSA §4005-B, sub-§1, as enacted by PL 1993, c. 697, §1, is amended to read:

COMMITTEE AMENDMENT

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COMMITTEE AMENDMENT "A" to H.P. 364, L.D. 484

1. Definition. For the purposes of this section, "grandparent" means the biological or adoptive parent of the child's biological or adoptive parent. "Grandparent" does not include includes the parent of a child's parent who consented to adoption or whose parental rights have been terminated, but only until the child's adoption is finalized.

8 Sec. 4. 22 MRSA §4005-B, sub-§6 is enacted to read:

10 6. Reasonable rights of visitation or access. In any proceeding in which standing and intervenor status have been granted, the grandparent may request the court to grant the grandparent reasonable rights of visitation or access. A grandparent's rights of visitation or access terminate when the adoption of the child is finalized pursuant to Title 19, section 1129.'

18 STATEMENT OF FACT

20 This amendment replaces the bill. It allows a grandparent to petition for rights of visitation and access even after the parents' rights have been terminated, but only until the child's adoption is finalized. Any rights granted under the Grandparents Visitation Act or the intervenor provisions of the child protection laws terminate upon finalization of the adoption. The court must give notice of the finalization to grandparents who have notified the court that they have rights of visitation or access.