

MAINE STATE LEGISLATURE

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SEVENTY-EIGHTH LEGISLATURE

SENATE

NO. 324

In Senate, March 14, 1917.

Referred to Committee on Legal Affairs and five hundred copies ordered printed. Sent down for concurrence.

W. E. LAWRY, Secretary.

Presented by Mr. Deering of York.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND SEVENTEEN

AN ACT to Amend Section 38 of Chapter 72 of the Revised
Statutes relating to legal effect of adoption of child.

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

Section thirty-eight of chapter seventy-two of the Revised
2 Statutes is hereby amended so as to read as follows:

‘Sect. 38. By such decree the natural parents are divested
2 of all legal rights in respect to such child, and he is freed
3 from all legal obligations of obedience and maintenance in
4 respect to them; and he is, for the custody of the person and
5 right of obedience and maintenance, to all intents and pur-

6 poses, the child of his adopters, with right of inheritance
7 when not otherwise expressly provided in the decree of adop-
8 tion, the same as if born to them in lawful wedlock, except
9 that he shall not inherit property expressly limited to the heirs
10 of the body of the adopters, nor property from their lineal or
11 collateral kindred by right of representation; but he shall not
12 by reason of adoption lose his right to inherit from his nat-
13 ural parents or kindred; and the adoption of a child, made in
14 any other state, according to the laws of that state, shall have
15 the same force and effect in this state, as to inheritance and
16 all other rights and duties as it had in the state where made,
17 in case the person adopting thereafter dies domiciled in this
18 state. If the person adopted dies intestate his property ac-
19 quired by himself or by devise, bequest, gift or otherwise be-
20 fore or after such adoption, from his adopting parents or
21 from the kindred of said adopting parents shall be distributed
22 according to the provisions of chapter eighty, the same as if
23 born to said adopting parents in lawful wedlock; and prop-
24 erty received by devise, bequest, gift or otherwise from his
25 natural parents or kindred shall be distributed according to
26 the provisions of said chapter eighty as if no act of adoption
27 had taken place.'