

SENATE BILL NO. 14

INTRODUCED BY MAZUREK

BY REQUEST OF THE CODE COMMISSIONER

IN THE SENATE

January 3, 1983	Introduced and referred to Committee on Judiciary.
January 4, 1983	Committee recommend bill do pass. Report adopted.
January 5, 1983	Bill printed and placed on members' desks.
January 6, 1983	Second reading, do pass.
January 7, 1983	Considered correctly engrossed.
January 8, 1983	Third reading, passed. Transmitted to House.

IN THE HOUSE

January 10, 1983	Introduced and referred to Committee on Judiciary.
January 14, 1983	Committee recommend bill be concurred in. Report adopted. Posted on Consent Calendar.
January 15, 1983	Questions and answers.
January 17, 1983	Consent Calendar, concurred in.

IN THE SENATE

January 18, 1983	Returned to Senate. Sent to enrolling. Reported correctly enrolled.
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Bill ~~Senate~~No. 14

AN ACT TO CLARIFY THE LAW RELATING TO THE TERMINATION OF THE PARENT-CHILD RELATIONSHIP; AMENDING SECTION 41-3-603, MCA.

Section 1. 41-3-603. Substitutes section "40-6-135" for "40-6-124", and removes a redundant reference to the department of social and rehabilitation services. Section 40-6-124, MCA, which dealt with the relinquishment of parental rights for the purpose of placing a child for adoption, was repealed by sec. 15, Ch. 530, L. 1981. Section 40-6-135, MCA, was enacted during the first special session of 1981 and is nearly identical to former section 40-6-124. Section 41-3-102, MCA, which is a definition section applying to all of Title 41, defines "department" as meaning the department of social and rehabilitation services; therefore, the bracketed language is merely redundant.

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6 RELATING TO THE TERMINATION OF THE PARENT-CHILD
7 RELATIONSHIP; AMENDING SECTION 41-3-603, MCA."

8

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 Section 1. Section 41-3-603, MCA, is amended to read:
11 "41-3-603. Definitions. As used in this part, unless
12 the context otherwise requires, the following definitions
13 apply:

14 (1) "Guardian ad litem" means a person appointed to
15 represent a child who is the subject of a written motion for
16 the termination of the parent-child legal relationship.

17 (2) "Youth in need of care" means a youth who is
18 dependent, abused, or neglected as defined in 41-3-102.

19 (3) "Parent-child legal relationship" means the legal
20 relationship that exists between a child and his birth or
21 adoptive parents as provided in Title 40, chapter 6, part 2,
22 unless that relationship has been terminated by competent
23 judicial decree as provided in this part or in ~~40-6-124~~
24 ~~40-6-135~~ or in 40-6-234.

25 (4) "Treatment plan" means a written agreement between

1 the department ~~for--social-and-rehabilitation-services~~ or
2 court and the parents that includes action that must be
3 taken to resolve the condition or conduct of the parents
4 that resulted in the need for protective services for the
5 child. The treatment plan may involve other parties, if
6 necessary, for protective services."

-End-

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Approved by Committee
on Judiciary

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RELATIONSHIP; AMENDING SECTION 41-3-603, MCA."

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the termination of the parent-child legal relationship.

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dependent, abused, or neglected as defined in 41-3-102.

(3) "Parent-child legal relationship" means the legal
relationship that exists between a child and his birth or
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SECOND READING

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20 relationship that exists between a child and his birth or
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REFERENCE BILL