

MEMORANDUM

TO: Charles
FROM: Rosina
RE: APAM Legislation
DATE: November 20, 2006

****THIS IS THE LEGISLATION that altered everything for ADOPTION PROFESSIONALS**

AN ACT RELATIVE TO THE ECONOMIC DEVELOPMENT OF THE COMMONWEALTH
HB5253

AUTHOR: Bosley

SECTION 2:

“Placement agency”, a department, agency or institution of the Commonwealth, or any political subdivision thereof, or any organization **incorporated under the laws of the commonwealth**, one of whose principle purposes is providing custodial care and social services to children, which receives by agreement with a parent or guardian, by contract with a state agency or as a result of referral by a court of competent jurisdiction, any child under eighteen years of age, for placement in family foster care or a group care facility.

→ you are correct, there is another section that confirms the language change (Section 3)

SECTION 3: (this confirms the elimination of chapter 180 in the language)

Section 10 of said Chapter 28A is hereby amended by striking out in lines 10 through 11, inclusive, the words **“chapter one hundred and eighty”** and inserting in place thereof the following words: **“the laws of the Commonwealth.”**

With our legislation proposal, as previously discussed, it was our goal to NOT alter what was done for “For Profit Foster Care” agencies that is found above in Sections 2 and 3. With that, we added language instead of deleting language.

*****THIS IS OUR PROPOSED legislative change***

(same as previous legislation) “Placement agency”, a department, agency or institution of the Commonwealth, or any political subdivision thereof, or any organization incorporated under the laws of the commonwealth, one of whose principle purposes is providing custodial care and social services to children, which receives by agreement with a parent or guardian, by contract with a state agency or as a result of referral by a court of competent jurisdiction, any child under eighteen years of age, for placement in family foster care or a group care facility.

[END]

[BEGIN NEW LANGUAGE] For the purposes of adoption placement, a department, agency or institution of the Commonwealth, or any political subdivision thereof, or any organization incorporated under chapter one hundred and eighty, one of whose principle purposes is providing custodial care and social services to children, which receives by agreement with a parent or guardian, by contract with a state agency or as a result of referral by a court of competent jurisdiction, any child under the age of eighteen years of age, for placement in adoption.

[ADD] Section 10 of said Chapter 28A is hereby amended by adding in lines ____ through ____, inclusive, the words/paragraph/sentence, **“For the purposes of adoption placement, a department, agency or institution of the Commonwealth, or any political subdivision thereof, or any organization incorporated under chapter one hundred and eighty, one of whose principle purposes is providing custodial care and social services to children, which receives by agreement with a parent or guardian, by contract with a state agency or as a result of referral by a court of competent jurisdiction, any child under the age of eighteen years of age, for placement in adoption.”**