

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
TWO THOUSAND AND SEVENTEEN

—
S.P. 252 - L.D. 807

An Act Regarding Guardianships

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

Sec. 1. 18-A MRSA §5-204, sub-§(d), as enacted by PL 2005, c. 371, §2, is amended to read:

(d). The person or persons whose consent is required under subsection (b) do not consent, but the court finds by a ~~preponderance of the~~ clear and convincing evidence that there is a de facto guardian and a demonstrated lack of consistent participation by the nonconsenting parent or legal custodian of the unmarried minor. The court may appoint the de facto guardian as guardian if the appointment is in the best interest of the child.