

STATE OF OKLAHOMA

1st Session of the 44th Legislature (1993)

HOUSE BILL NO. 1726

By: Cox

AS INTRODUCED

An Act relating to children; amending 10 O.S. 1991, Section 60.12, which relates to adoption petitions; requiring the filing of certain reports related to such adoptions; specifying contents of the report required to be disclosed to the court; prohibiting final decrees of adoption by the court upon certain grounds; requiring certain rulings concerning such final decree to be forwarded to certain entities; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 10 O.S. 1991, Section 60.12, is amended to read as follows:

Section 60.12 (1) A petition for adoption shall be filed in duplicate, verified by the petitioners, and shall specify:

(a) The full names, ages and places of residence of the petitioners and, if married, the place and date of the marriage.

(b) When the petitioners acquired or intend to acquire custody of the child and from what person or agency.

(c) The date and place of birth of the child and sex and race.

(d) The name used for the child in the proceeding and, if a change in name is desired, the new name.

(e) That it is the desire of the petitioners that the relationship of parent and child be established between them and the child.

(f) A full description and statement of value of all property owned or possessed by the child, if any.

(g) Facts, if any, which excuse consent on the part of the parents, or either of them, to the adoption.

(2) Any written consent required by this act may be attached to the petition, or may be filed, after the filing of the petition, with the consent of the court.

(3) A written report shall be attached to the petition, or may be filed after the filing of the petition, but prior to the final decree of adoption, with the consent of the court, which discloses to the court all of the costs, funds, monies, or other compensation or anything of value, expended by the adoptive family or expected to be expended in connection with the adoption of the child. Said disclosure shall include but not be limited to the costs of adoption agency fees, advertising, home study fees, physician fees, attorney fees, medical costs paid for birth mother and child, any living expenses paid for mother and child, including shelter, clothing, education, transportation, and other expenses. No final decree of adoption shall be entered until the court is satisfied that all costs and expenses have been disclosed, and that the costs and expenses are reasonable and do not violate provisions of, and are allowable expenses under, the act relating to trafficking in children, Section 865 et seq. of Title 21 of the Oklahoma Statutes.

If the court denies or delays its final decree on such grounds, the court shall forward a copy of its ruling or rulings to the local district attorney, the Oklahoma Bar Association, and the Department of Human Services.

SECTION 2. This act shall become effective September 1, 1993.

44-1-5098

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