

1 ENGROSSED SENATE  
2 BILL NO. 254

By: Corn, Garrison, Eason  
McIntyre, Ballenger,  
Paddack, Easley, Burrage  
and Johnson (Constance) of  
the Senate

4 and

5 Terrill of the House  
6

7  
8  
9 [ children - grandparents - adoption - home studies -  
10 codification -

11 effective date ]  
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13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

14 SECTION 1. NEW LAW A new section of law to be codified  
15 in the Oklahoma Statutes as Section 7505-3.3 of Title 10, unless  
16 there is created a duplication in numbering, reads as follows:

17 If the child to be adopted is the biological or adopted  
18 grandchild of the petitioner, the grandparent may be exempt from any  
19 court costs associated with the adoption, except the adoption filing  
20 fee as provided for in Section 152 of Title 28 of the Oklahoma  
21 Statutes; provided, however, such court costs shall be required if  
22 the adoption is contested by a biological or adopted parent of the  
23 child.  
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1 SECTION 2. AMENDATORY 10 O.S. 2001, Section 7505-5.2, is  
2 amended to read as follows:

3 Section 7505-5.2 A. If a preplacement home study is waived by  
4 the court for good cause shown or is not required by ~~Section 29 of~~  
5 ~~this act~~ Section 7505-5.1 of this title, the court, upon the filing  
6 of a petition for adoption, shall order that a home study be made  
7 and filed with the court by the designated investigator within the  
8 time fixed by the court, and in no event more than sixty (60) days  
9 from the issuance of the order for the home study, unless the time  
10 therefor is extended by the court.

11 B. If the child to be adopted is the biological or adopted  
12 child of either of the petitioners or of the spouse of the  
13 petitioner or the biological or adopted grandchild of the  
14 petitioner, then the court by order may waive the requirement in  
15 subsection A of this section that a home study report be made, and  
16 the requirement for a supplemental report set forth in subsection C  
17 of Section 31 of this act, if the court makes the following  
18 findings:

19 1. That waiver of the home study requirement is in the best  
20 interest of the child;

21 2. ~~That~~ If the petitioners are the parent of the child and the  
22 stepparent of the child, that the parent of the child and the  
23 stepparent of the child ~~who are petitioning for adoption~~ have been  
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1 married for at least one (1) year with the child who is to be  
2 adopted living in their home; and

3 3. That the stepparent or the grandparent who is petitioning  
4 for adoption has no record of conviction of a felony or conviction  
5 or adjudication in juvenile court for child abuse or neglect or  
6 domestic violence, and there is no record of a protective order or  
7 orders issued against the stepparent.

8 In all other adoptions, including foster, relative, and  
9 stepparent adoptions, a home study and report shall be made pursuant  
10 to this section or ~~Section 29 of this act~~ Section 7505-5.1 of this  
11 title.

12 SECTION 3. This act shall become effective November 1, 2009.

13 Passed the Senate the 12th day of March, 2009.

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Presiding Officer of the Senate

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17 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,

18 2009.

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Presiding Officer of the House  
of Representatives

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