

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

THE STATE SENATE
Tuesday, February 10, 2009

Senate Bill No. 254
As Amended

SENATE BILL NO. 254 - By: Corn of the Senate and Terrill of the House.

[children - grandparents - adoption - home studies -
codification - effective date]

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

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

If the child to be adopted is the biological or adopted grandchild of the petitioner, the grandparent shall be exempt from any court costs associated with the adoption as provided for in Section 152 of Title 28 of the Oklahoma Statutes.

SECTION 2. AMENDATORY 10 O.S. 2001, Section 7505-5.2, is amended to read as follows:

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

1 from the issuance of the order for the home study, unless the time
2 therefor is extended by the court.

3 B. If the child to be adopted is the biological or adopted
4 child of either of the petitioners or of the spouse of the
5 petitioner or the biological or adopted grandchild of the
6 petitioner, then the court by order may waive the requirement in
7 subsection A of this section that a home study report be made, and
8 the requirement for a supplemental report set forth in subsection C
9 of Section 31 of this act, if the court makes the following
10 findings:

11 1. That waiver of the home study requirement is in the best
12 interest of the child;

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

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

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

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

6 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY, dated 2-3-09 - DO PASS,
7 As Amended and Coauthored.