

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 SENATE BILL 254

By: Corn

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5
6 AS INTRODUCED

7 An Act relating to children; exempting grandparents
8 adopting grandchildren from certain costs; amending 10
9 O.S. 2001, Section 7505-5.2, which relates to home
10 studies; permitting waiver of home studies in certain
11 circumstance; providing for codification; and
12 providing an effective date.

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 in
15 the Oklahoma Statutes as Section 7505-3.3 of Title 10, unless there
16 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 shall be exempt from
19 any court costs associated with the adoption as provided for in
20 Section 152 of Title 28 of the Oklahoma Statutes.

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

23 Section 7505-5.2. A. If a preplacement home study is waived by
24 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

1 of a petition for adoption, shall order that a home study be made and
2 filed with the court by the designated investigator within the time
3 fixed by the court, and in no event more than sixty (60) days from
4 the issuance of the order for the home study, unless the time
5 therefor is extended by the court.

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

13 1. That waiver of the home study requirement is in the best
14 interest of the child;

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

20 3. That the stepparent or the grandparent who is petitioning for
21 adoption has no record of conviction of a felony or conviction or
22 adjudication in juvenile court for child abuse or neglect or domestic
23 violence, and there is no record of a protective order or orders
24 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.

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7 52-1-269 JM 3/6/2009 3:24:02 AM

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