

Bill Summary
2nd Session of the 59th Legislature

Bill No.:	SB 1601
Version:	INT
Request No.:	2688
Author:	Sen. Rosino
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Bill Analysis

SB 1601 creates the Uniform Unregulated Child Custody Transfer Act. The measure prohibits the current guardian of the child from transferring custody to another person with the intent, at the time of the transfer, to abandon the rights and responsibilities concerning the child unless such transfer is made through adoption or guardianship, a judicial award of custody, placement using a child-placing agency, or other judicial or tribal actions. No person may knowingly receive a child's custody unless it is through the listed methods. Any person who violates this provision shall be guilty of a misdemeanor. The measure provides that if the Department of Human Services reasonably believes that a person has transferred or will illegally transfer custody of a child, the Department is authorized to conduct a home visit. The Department shall prepare a report on the welfare and plan for permanent placement of the child and submit a copy of the report to the United States Department of State if the Department conducted a home visit for a child adopted or placed through an intercountry adoption. No person may solicit or advertise to identify a person to which to make an illegal transfer of custody, identify a child for an illegal transfer of custody, or act as an intermediary in such an exchange.

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