

2nd Sub. H.B. 256
ADOPTION RECORDS ACCESS AMENDMENTS

SENATE COMMITTEE AMENDMENTS

AMENDMENT 6

MARCH 6, 2014 4:14 PM

Representative **Jim Nielson** proposes the following amendments:

1. *Page 13a, Lines 392w through 392ag*

House Floor Amendments

3-3-2014:

392w relinquishment under Subsection (1) or (2).

392x (4) (a) At the time of a birth mother's consent to adoption of a child, or relinquishment of a
392y child for adoption, a person authorized by Subsection (1) or (2) to take consents or relinquishments
392z shall notify the birth mother that **;**

(i) adoption documents shall be made available for inspection and
392aa **copying in accordance with Subsection 78B-6-141(3), unless the birth mother declines to permit**
392ab **identifying information to be made available for inspection and copying **;** and**

(ii) the birth mother may decline to permit identifying information to be made available
for inspection and copying .

392ac (b) ~~{Hf}~~ **After determining that** the birth mother declines to permit identifying information to
be made available for

392ad inspection and copying, the person authorized by Subsection (1) or (2) to take consents or

392ae relinquishments shall assist the birth mother with filing a written document that states the birth

392af mother's refusal in accordance with Subsection 78B-6-141(3).

392af1 Ĥ→ (c) This Subsection (4) does not apply to a parent or a parent's designee who safely

392af2 relinquishes a newborn child pursuant to Section 62A-4a-802. ←Ĥ

392ag [~~(4)~~] (5) A person, authorized by Subsection (1) or (2) to take consents or relinquishments,

2. *Page 13a, Lines 392am through 393*

House Floor Amendments

3-3-2014:

392am [~~(6)~~] (7) A signature described in Subsection (1)(b), (1)(c), (2)(a), or (2)(b), shall be:

392an (a) notarized; or

392ao (b) witnessed by two individuals who are not members of the birth mother's or the signatory's

392ap immediate family.

(8) (a) At the beginning of the adoption process, a person authorized by a child-placing agency to take
consents or relinquishments under Subsection (1)(c) or (2)(a) shall notify the birth mother that:

(i) adoption documents shall be made available for inspection and copying in accordance
with Subsection 78B-6-141(3), unless the birth mother declines to permit identifying information to be

made available for inspection and copying; and

(ii) the birth mother may decline to permit identifying information to be made available for inspection and copying.

(b) After determining that the birth mother declines to permit identifying information to be made available for inspection and copying, the person authorized by a child-placing agency to take consents or relinquishments under Subsection (1)(c) or (2)(a) shall assist the birth mother with filing a written document that states the birth mother's refusal in accordance with Subsection 78B-6-141(3).

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[~~Section 8.~~] Section 9. ←^H Section **78B-6-141** is amended to read: