

212 regard to that adopted child at the earlier of:

213 (a) the time the pre-existing parent's parental rights are terminated; or

214 (b) except as provided in Subsection (2), and subject to [~~Subsection~~] Subsections (3)
215 and (4), the time the final decree of adoption is entered.

216 (2) The parental rights and duties of a pre-existing parent [~~described in Subsection (1)~~]
217 who, at the time the child is adopted, is lawfully married to the person adopting the child are
218 not released [~~or terminated~~] under Subsection (1)(b).

219 (3) The parental rights and duties of a pre-existing parent [~~described in Subsection (1)~~]
220 who, at the time the child is adopted, is not lawfully married to the person adopting the child
221 are [~~terminated~~] released [~~as provided in~~] under Subsection (1)(b).

222 (4) (a) Notwithstanding the provisions of this section, the court may allow a
223 prospective adoptive parent to adopt a child without releasing the pre-existing parent from
224 parental rights and duties under Subsection (1)(b), if:

225 (i) the pre-existing parent and the prospective adoptive parent were lawfully married at
226 some time during the child's life;

227 (ii) the pre-existing parent consents to the prospective adoptive parent's adoption of the
228 child, or is unable to consent because the pre-existing parent is deceased or incapacitated;

229 (iii) notice of the adoption proceeding is provided in accordance with Section
230 78B-6-110;

231 (iv) consent to the adoption is provided in accordance with Section 78B-6-120; and

232 (v) the court finds that it is in the best interest of the child to grant the adoption without
233 releasing the pre-existing parent from parental rights and duties.

234 (b) This Subsection (4) does not permit a child to have more than two natural parents,
235 as that term is defined in Section 78A-6-105.

236 Section 4. Section 78B-6-141 is amended to read:

237 78B-6-141. **Court hearings ~~§~~→ may be ←~~§~~ closed -- Petition, report, and documents**
237a **sealed --**

238 **Exceptions.**

239 (1) ~~§~~→ [~~Court~~] **Notwithstanding Section 78A-6-114, court** ←~~§~~ **hearings in adoption cases**
239a ~~§~~→ [~~are~~] **may be** ←~~§~~ **closed to the public** ~~§~~→ [~~and~~] **upon request of a party to the adoption**
239b **petition and upon court approval. In a closed hearing,** ←~~§~~ **only the following**
240 **individuals may be admitted:**

241 (a) a party to the proceeding;

242 (b) the adoptee;