



House of Representatives *State of Utah*

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January 25, 2007

Mr. Speaker:

The Judiciary Committee reports a favorable recommendation on **H.B. 92**, ADOPTION OF AN ADULT PROVISIONS, by Representative J. Mathis, with the following amendments:

1. *Page 2, Lines 33 through 42*

House Committee Amendments

1-23-2007:

- 33 (2) [~~Any~~] (a) For purposes of this Subsection (2), "vulnerable adult" means:
- (i) a person 65 years of age or older; or
- (ii) an adult, 18 years of age or older, who has a mental or physical impairment
which substantially affects that person's ability to:
- (A) provide personal protection;
- (B) provide necessities such as food, shelter, clothing, or medical or
other health care;
- (C) obtain services necessary for health, safety, or welfare;
- (D) carry out the activities of daily living;
- (E) manage the adult's own resources; or
- (F) comprehend the nature and consequences of remaining in a situation of
abuse, neglect, or exploitation.
- (b) Subject to this Subsection (2) and Subsection (3), any adult may be
34 adopted by another adult. [~~However, an~~]
- 35 {~~(b)~~} (c) The following provisions of this chapter apply to the adoption of
an adult just as
- 36 though the person being adopted were a minor[~~, except that consent of the parents of an~~
adult
- 37 person being adopted is not required.];
- 38 (i) Sections 78-30-1.1, 78-30-1.2, 78-30-2, 78-30-3, 78-30-4.18, 78-30-6,
78-30-8, 78-30-8.5,
- 39 78-30-8.6, 78-30-9, 78-30-10, 78-30-11, and 78-30-15; {~~and~~}
- 40 (ii) Subsections 78-30-7(1), (2), and (7), except that the juvenile court does not have
- 41 jurisdiction over a proceeding for adoption of an adult, unless the adoption arises from a
- 42 case
- where the juvenile court has continuing jurisdiction over the adult adoptee {~~and~~} ; and
- (iii) if the adult adoptee is a vulnerable adult, Section 78-30-3.5, regardless of



whether the adult adoptee resides, or will reside, with the adoptors .

2. Page 3, Line 82:

82 (i) in accordance with the provisions of the Utah Rules of Civil
{~~procedure~~} Procedure ;

3. Page 4, Line 103:

103 adoption proceeding.

(6) After a court enters a final decree of adoption of an adult, the adult adoptee shall:

(a) serve notice of the finalization of the adoption, pursuant to the Utah Rules of Civil Procedure, on each person who was a legal parent of the adult adoptee before the final decree of adoption described in this Subsection (6) was entered; and

(b) file with the court proof of service of the notice described in Subsection (6)(a).

4. Page 2, Lines 46 through 47

House Committee Amendments

1-23-2007:

46 (d) No provision of this chapter, other than those listed or described in this
Subsection

47 (2) or Subsection (3) ~~→~~ {~~(a)~~} ~~←~~, apply to the adoption of an adult.

Respectfully,

Douglas C. Aagard
Committee Chair

Voting: 13-0-0

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