

121 (a) the pre-existing parent and the prospective adoptive parent were lawfully married at
 122 some time during the child's life;

123 (b) the pre-existing parent consents to the prospective adoptive parent's adoption of the
 124 child, or is unable to consent because the pre-existing parent is deceased or incapacitated; ~~§~~→ [and]

124a (c) notice of the adoption proceeding is provided in accordance with Section 78B-6-110;

124b (d) consent to the adoption is provided in accordance with Section 78B-6-120; and ←~~§~~

125 ~~§~~→ [(c)] (e) ←~~§~~ the court finds that it is in the best interest of the child to grant the adoption
 125a without

126 terminating the rights and duties of the pre-existing parent.

127 Section 3. Section **78B-6-141** is amended to read:

128 **78B-6-141. Petition, report, and documents sealed -- Exceptions.**

129 (1) An adoption document [~~is~~] and any other documents filed in connection with a
 130 petition for adoption are sealed.

131 (2) An adoption document may only be open to inspection and copying as follows:

132 (a) in accordance with Subsection (4)(a), by a party to the adoption proceeding:

133 (i) while the proceeding is pending; or

134 (ii) within six months after the day on which the adoption decree is entered;

135 (b) subject to Subsection (4)(b), if a court enters an order permitting access to the
 136 documents by a person who has appealed the denial of that person's motion to intervene;

137 (c) upon order of the court expressly permitting inspection or copying, after good cause
 138 has been shown;

139 (d) as provided under Section **78B-6-144**;

140 (e) when the adoption document becomes public on the one hundredth anniversary of
 141 the date the final decree of adoption was entered;

142 (f) when the birth certificate becomes public on the one hundredth anniversary of the
 143 date of birth;

144 (g) to a mature adoptee or a parent who adopted the mature adoptee, without a court
 145 order, unless the final decree of adoption is entered by the juvenile court under Subsection

146 **78B-6-115(3)(b)**; or

147 (h) to an adult adoptee, to the extent permitted under Subsection (3).

148 (3) (a) For an adoption finalized on or after January 1, 2016, a birth parent may elect,
 149 on a written consent form provided by the office, to permit identifying information about the
 150 birth parent to be made available for inspection by an adult adoptee.

151 (b) A birth parent may, at any time, file a written document with the office to: