

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Civil Justice & Claims
 2 Subcommittee

3 Representative McFarland offered the following:

4

5 **Amendment**

6 Remove lines 36-76 and insert:

7 parent and a biological parent may voluntarily enter into a
 8 written contract for postadoption contact that permits continued
 9 contact between legal relatives and the adopted child until the
 10 child reaches 18 years of age.

11 (c) A contract for postadoption contact may provide for
 12 privileges relating to the adopted child which include, but are
 13 not limited to, visitation with the child; communication and
 14 contact with the child, including, but not limited to, written
 15 correspondence and telephone calls; the sharing of information

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16 about the child; and the sharing of information about the
17 biological or adoptive parents.

18 (d) A provision of a contract for postadoption contact is
19 unenforceable if the provision:

20 1. Permits contact between an adopted child and a person
21 legally restrained from such contact; or

22 2. Impairs the ability of the adoptive parents and child
23 to change residence within or outside of this state.

24 (e) A contract for postadoption contact must include the
25 following statements in at least 14-point boldface type:

26 1. "Failure to follow the terms of this contract, or any
27 amendment thereto, does not invalidate a final adoption order."

28 2. "A disagreement between the parties to, or any action
29 brought to enforce, this contract may not serve as the basis for
30 any action or order affecting the custody of the adopted child."

31 (f) Any party to a contract for postadoption contact may
32 file the contract with the court. A contract for postadoption
33 contact filed with the court must be made a part of the final
34 adoption order, but the continuing validity of the adoption is
35 not contingent upon compliance with the terms of the contract.

36 (g) A contract for postadoption contact may be modified or
37 terminated upon the agreement of all parties to the contract. If
38 there is a disagreement among such parties as to enforcement,
39 modification, or termination of the contract, the contract may
40 be enforced, modified, or terminated in the following manner:

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41 1. Any party to a contract for postadoption contact may
42 seek the enforcement the contract. An adoptive parent,
43 but not a biological parent, may unilaterally seek to