

House Amendment 3229

Amendment Text

PAG LIN

1 1 Amend [Senate File 150](#), as amended, passed, and
1 2 reprinted by the Senate, as follows:
1 3 #1. Page 1, line 10, by inserting after the word
1 4 "child" the following: "or constituted imminent
1 5 danger to the child".
1 6 #2. Page 1, by inserting after line 33 the
1 7 following:
1 8 "Sec. ____ Section 232.119, subsection 5, Code
1 9 1995, is amended to read as follows:
1 10 5. A request to defer registering the child on the
1 11 exchange shall be submitted in writing and shall be
1 12 granted if any of the following conditions exist:
1 13 a. The child is in an adoptive placement.
1 14 b. The child's foster parents or another person
1 15 with a significant relationship is being considered as
1 16 the adoptive family.
1 17 c.

~~The child needs~~
- ~~A diagnostic study or testing~~
1 18 is necessary to clarify the child's
~~problem~~
- ~~needs~~ and
1 19 to provide an adequate description of the
~~problem~~
-
1 20 child's needs.
1 21 d.

~~The~~
- ~~At the time of the request, the child is~~
1 22
~~currently hospitalized and~~
- ~~receiving medical care,~~
1 23 mental health treatment, or other treatment and the
1 24 child's care or treatment provider has determined that
1 25
~~does not permit adoptive placement~~
- ~~meeting prospective~~
1 26 adoptive parents is not in the child's best interest.
1 27 e. The child is fourteen years of age or older and
1 28 will not consent to an adoption plan and the
1 29 consequences of not being adopted have been explained
1 30 to the child.
1 31

~~Upon receipt of a valid written request for~~
-
1 32
~~deferral pursuant to paragraphs "a" through "e", the~~
-
1 33

~~exchange shall grant the deferral, except that a~~

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~~deferral based on paragraph "b" or "c" shall be~~

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~~granted for no more than a one-time, ninety-day period~~

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~~unless the termination of parental rights order is~~

1 37

~~appealed. However, if the foster parents or another~~

1 38

~~person with a significant relationship continues to be~~

1 39

~~considered the child's prospective adoptive family,~~

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~~additional extensions of the deferral may be granted~~

1 41

~~until ninety days after the date of the final decision~~

1 42

~~regarding the appeal.~~

1 43 6. The following requirements apply to a request
1 44 to defer registering a child on the adoption exchange
1 45 under subsection 5:

1 46 a. For a deferral granted by the exchange pursuant
1 47 to subsection 5, paragraph "a", "b", or "c", the
1 48 child's guardian shall address the child's deferral
1 49 status in the report filed with the court and the
1 50 court shall review the deferral status in the six-
2 1 month review hearings held pursuant to section
2 2 232.117, subsection 6.

2 3 b. In addition to the requirements of paragraph
2 4 "a", a deferral granted by the exchange pursuant to
2 5 subsection 5, paragraph "b", shall be limited to not
2 6 more than a one-time, ninety-day period unless the
2 7 termination of parental rights order is appealed or
2 8 the child is placed in a hospital or other
2 9 institutional placement. However, if the foster
2 10 parents or another person with a significant
2 11 relationship continues to be considered the child's
2 12 prospective adoptive family, additional extensions of
2 13 the deferral request under subsection 5, paragraph
2 14 "b", may be granted until sixty days after the date of
2 15 the final decision regarding the appeal or until the
2 16 date the child is discharged from a hospital or other
2 17 institutional placement.

2 18 c. A deferral granted by the exchange pursuant to
2 19 subsection 5, paragraph "c", shall be limited to not
2 20 more than a one-time, ninety-day period.

2 21 d. A deferral granted by the exchange pursuant to
2 22 subsection 5, paragraph "d", shall be limited to not
2 23 more than a one-time, one hundred-twenty-day period."

2 24 #3. Page 2, by striking lines 19 through 31.

2 25 #4. Title page, line 2, by striking the word
2 26 "cases" and inserting the following: "cases, the
2 27 department of human services' adoption information
2 28 exchange,".

2 29 #5. By renumbering as necessary.

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2 33 COMMITTEE ON [HUMAN RESOURCES](#)

2 34 DAGGETT of Union, Chairperson

2 35 [SF 150](#).203 76

2 36 jp/jj