

*Amendment 4/1/79
to Senate 4/30/1979
then Judiciary 2/21
1979*

FILED JAN 9 1979

SENATE FILE 28

By DeKOSTER

Amendment 2074 to Senate 4/30/1979

Passed Senate, Date 3-16-79 (p 479) Passed House, Date 4/18/1979

Vote: Ayes 43 Nays 0 Vote: Ayes 88 Nays 0

Approved April 30, 1980

*Proposed Senate for House amendment
4/14/80 (p. 1410)*

4S-0

A BILL FOR

1 An Act to delete all placement investigation requirements
2 in stepparent adoptions.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section six hundred point eight (600.8), sub-
2 section two (2), paragraph a, Code 1979, is amended to read
3 as follows:

4 a. A preplacement investigation and report of the investi-
5 gation shall be completed and the prospective adoption peti-
6 tioner approved for a placement by the person making the in-
7 vestigation prior to any agency or independent placement of
8 a minor person in the petitioner's home in anticipation of
9 an ensuing adoption. A report of a preplacement investigation
10 that has approved a prospective adoption petitioner for a
11 placement shall not authorize placement of a minor person
12 with that petitioner after one year from the date of the
13 report's issuance. However, if the prospective adoption
14 petitioner is ~~a stepparent or~~ a relative within the fourth
15 degree of consanguinity who has assumed custody of a minor
16 person to be adopted, a preplacement investigation of this
17 petitioner and a report of the investigation may be completed
18 at a time established by the court or may be waived as provided
19 in subsection 12 of this section.

20 Sec. 2. Section six hundred point eight (600.8), subsec-
21 tion seven (7), Code 1979, is amended to read as follows:

22 7. Any investigation or report required under this sec-
23 tion shall not apply when the person to be adopted is an adult
24 or when the prospective adoption petitioner or adoption
25 petitioner is a stepparent of the person to be adopted.

26 Sec. 3. Section six hundred point eight (600.8), subsec-
27 tion twelve (12), Code 1979, is amended to read as follows:

28 12. Any investigation and report required under subsection
29 1 of this section may be waived by the court if the adoption
30 petitioner ~~is a stepparent of or~~ is related within the fourth
31 degree of consanguinity to the person to be adopted.

32 Sec. 4. This Act is effective on January first following
33 its enactment.

34 EXPLANATION

35 This bill eliminates the requirement for a placement

1 investigation when the propsective adoptive parent is a
2 stepparent of the person to be adopted. The bill is effective
3 January first following its enactment.

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- 1 Amend Senate File 28 as follows:
- 2 1. Page 1, by inserting before line 1 the following
- 3 new section:
- 4 "Section 1. Section six hundred point seven
- 5 (600.7), subsection two (2), paragraphs b and c, Code
- 6 1979, are amended to read as follows:
- 7 b. If by any adult other person ~~to-be-adopted~~,
- 8 either in the presence of the court in which the
- 9 adoption petition is filed or before a notary public.
- 10 ~~e---if-by-any-ether-person,-before-a-notary-public--"~~
- 11 2. Page 1, line 25, by inserting after the word
- 12 "adopted." the words "However, in the case of a
- 13 stepparent adoption, the court, upon the request of
- 14 an interested person or on its own motion stating
- 15 the reasons therefor of record, may order an
- 16 investigation or report pursuant to this section."
- 17 3. Page 1, by striking lines 32 and 33.
- 18 4. Amend the title, by striking lines 1 and 2
- 19 and inserting in lieu thereof the words "An Act
- 20 relating to preplacement investigation requirements
- 21 for adoptions and to consent to adoptions."
- 22 5. By correcting section numbers and internal
- 23 references as made necessary by this amendment.

H-5609 FILED
MARCH 20, 1980

BY COMMITTEE ON JUDICIARY & LAW ENFORCEMENT
SHIMANEK, Chair

HOUSE AMENDMENT TO SENATE FILE 28

S-5695

- 1 Amend Senate File 28 as follows:
- 2 1. Page 1, by inserting before line 1 the following
- 3 new section:
- 4 "Section 1. Section six hundred point seven
- 5 (600.7), subsection two (2), paragraphs b and c, Code
- 6 1979, are amended to read as follows:
- 7 b. If by any adult other person ~~to-be-adopted~~,
- 8 either in the presence of the court in which the
- 9 adoption petition is filed or before a notary public.
- 10 ~~e---if-by-any-ether-person,-before-a-notary-public--"~~
- 11 2. Page 1, line 25, by inserting after the word
- 12 "adopted." the words "However, in the case of a
- 13 stepparent adoption, the court, upon the request of
- 14 an interested person or on its own motion stating
- 15 the reasons therefor of record, may order an
- 16 investigation or report pursuant to this section."
- 17 3. Page 1, by striking lines 32 and 33.
- 18 4. Amend the title, by striking lines 1 and 2
- 19 and inserting in lieu thereof the words "An Act
- 20 relating to preplacement investigation requirements
- 21 for adoptions and to consent to adoptions."
- 22 5. By correcting section numbers and internal
- 23 references as made necessary by this amendment.

S-5695 FILED
APRIL 10, 1980

RECEIVED FROM THE HOUSE

Senate concurred 4/10 (p. 140)

SENATE FILE 28

AN ACT

RELATING TO PREPLACEMENT INVESTIGATION REQUIREMENTS FOR ADOPTIONS AND TO CONSENT TO ADOPTIONS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section six hundred point seven (600.7), subsection two (2), paragraphs b and c, Code 1979, are amended to read as follows:

b. If by any adult other person to-be-adopted, either in the presence of the court in which the adoption petition is filed or before a notary public.

~~or--if-by-any-other-person--before-a-notary-public--~~

Sec. 2. Section six hundred point eight (600.8), subsection two (2), paragraph a, Code 1979, is amended to read as follows:

a. A preplacement investigation and report of the investigation shall be completed and the prospective adoption petitioner approved for a placement by the person making the investigation prior to any agency or independent placement of a minor person in the petitioner's home in anticipation of an ensuing adoption. A report of a preplacement investigation that has approved a prospective adoption petitioner for a placement shall not authorize placement of a minor person with that petitioner after one year from the date of the report's issuance. However, if the prospective adoption petitioner is ~~a-stepparent-or~~ a relative within the fourth degree of consanguinity who has assumed custody of a minor person to be adopted, a preplacement investigation of this petitioner and a report of the investigation may be completed at a time established by the court or may be waived as provided in subsection 12 of this section.

Sec. 3. Section six hundred point eight (600.8), subsection seven (7), Code 1979, is amended to read as follows:

7. Any investigation or report required under this section shall not apply when the person to be adopted is an adult

or when the prospective adoption petitioner or adoption petitioner is a stepparent of the person to be adopted. However, in the case of a stepparent adoption, the court, upon the request of an interested person or on its own motion stating the reasons therefor of record, may order an investigation or report pursuant to this section.

Sec. 4. Section six hundred point eight (600.8), subsection twelve (12), Code 1979, is amended to read as follows:

12. Any investigation and report required under subsection of this section may be waived by the court if the adoption petitioner ~~is-a-stepparent-of-or~~ is related within the fourth degree of consanguinity to the person to be adopted.

TERRY E. BRANSTAD
President of the Senate

WILLIAM H. HARBOR
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 28, Sixty-eighth General Assembly.

FRANK J. STORK
Secretary of the Senate

Approved April 30, 1980

ROBERT D. RAY
Governor