

FEB 15 2006  
Place On Calendar

HOUSE FILE 2414  
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO HSB 505)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to adoption petitions and proceedings including  
2 the information required to be included in an adoption  
3 petition.

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

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HC 2414

1 Section 1. Section 600.5, Code 2005, is amended by adding  
2 the following new subsections:

3 NEW SUBSECTION. 7A. Any name by which the petitioner is  
4 known or has been known.

5 NEW SUBSECTION. 7B. The existence of any criminal  
6 conviction under a law of any state against the petitioner,  
7 and the existence of any founded child abuse report in which  
8 the petitioner is named.

9 Sec. 2. Section 600.8, subsection 7, Code 2005, is amended  
10 to read as follows:

11 7. Any investigation or report required under this section  
12 shall not apply when the person to be adopted is an adult or  
13 when the prospective adoption petitioner or adoption  
14 petitioner is a stepparent of the person to be adopted.  
15 However, in the case of a stepparent adoption, the juvenile  
16 court or court, upon the request of an interested person or on  
17 its own motion stating the reasons therefor of record, may  
18 order an investigation or report pursuant to this section.  
19 Additionally, if an adoption petitioner discloses a criminal  
20 conviction or founded child abuse report pursuant to section  
21 600.5, the petitioner shall notify the court of the inclusion  
22 of this information in the petition prior to the final  
23 adoption hearing, and the court shall make a specific ruling  
24 regarding whether to waive any investigation or report  
25 required under subsection 1.

26 Sec. 3. Section 600.8, subsection 12, Code 2005, is  
27 amended to read as follows:

28 12. Any investigation and report required under subsection  
29 ~~1 of this section~~ may be waived by the juvenile court or court  
30 if the adoption petitioner is related within the fourth degree  
31 of consanguinity to the person to be adopted. However, if an  
32 adoption petitioner discloses a criminal conviction or founded  
33 child abuse report pursuant to section 600.5, the petitioner  
34 shall notify the court of the inclusion of this information in  
35 the petition prior to the final adoption hearing, and the

1 court shall make a specific ruling regarding whether to waive  
2 any investigation or report required under subsection 1.

3 EXPLANATION

4 This bill relates to adoption petitions and proceedings.  
5 The bill requires that in addition to other information  
6 required to be stated in an adoption petition, the petitioner  
7 is also to state any name by which the petitioner is known or  
8 has been known and the existence of any criminal conviction  
9 under a law of any state against the petitioner and the  
10 existence of any founded child abuse report in which the  
11 petitioner is named.

12 With regard to investigations and reports relating to  
13 adoption petitions involving a stepparent or relative, the  
14 Code provides that such investigations or reports do not apply  
15 or may be waived. Under the bill, however, if an adoption  
16 petitioner discloses a criminal conviction or founded child  
17 abuse report in the petition, the petitioner is to notify the  
18 court prior to the final adoption hearing and the court is to  
19 make a specific ruling as to whether any investigation or  
20 report may be waived.

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HOUSE FILE 2414

H-8229

1 Amend House File 2414 as follows:  
2 1. Page 1, line 6, by inserting after the word  
3 "conviction" the following: "or deferred judgment for  
4 an offense other than a simple misdemeanor".  
5 2. Page 1, line 20, by inserting after the word  
6 "conviction" the following: "or deferred judgment for  
7 an offense other than a simple misdemeanor".  
8 3. Page 1, line 32, by inserting after the word  
9 "conviction" the following: "or deferred judgment for  
10 an offense other than a simple misdemeanor".

By ANDERSON of Page

H-8229 FILED MARCH 14, 2006

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Anderson, Ch.  
Boal  
Berry

HSB 505

HOUSE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
JUDICIARY BILL BY  
CHAIRPERSON PAULSEN)

30 JUDICIARY B  
SF 02414

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to the information required to be included in an  
2 adoption petition.

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

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1 Section 1. Section 600.5, Code 2005, is amended by adding  
2 the following new subsections:

3 NEW SUBSECTION. 7A. Any name by which the petitioner is  
4 known or has been known.

5 NEW SUBSECTION. 7B. The existence and disposition of any  
6 criminal charges under a law of any state against the  
7 petitioner, and the existence and disposition of any reported  
8 allegation of child abuse including any record of founded  
9 child abuse as defined in section 232.68 in which the  
10 petitioner is named in the reported allegation or record as  
11 having abused a child.

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EXPLANATION

13 This bill requires that in addition to other information  
14 required to be stated in an adoption petition, the following  
15 information shall also be stated by the petitioner: any name  
16 by which the petitioner is known or has been known; the  
17 existence and disposition of any criminal charges under a law  
18 of any state against the petitioner; and the existence and  
19 disposition of any reported allegation of child abuse  
20 including any record of founded child abuse in which the  
21 petitioner is named in the reported allegation or record as  
22 having abused a child.

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