

CHAPTER 21

CHILDREN AND DOMESTIC MATTERS

HOUSE BILL 94-1070

BY REPRESENTATIVES Martin, Chlouber, George, Lyle, Mattingly, and Wright;
also SENATORS R. Powers, Martinez, and Traylor.

AN ACT

**CONCERNING AN EXEMPTION FROM ASSESSMENT AND APPROVAL REQUIREMENTS IN DESIGNATED
RELATIVE ADOPTIONS.**

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. 19-5-206 (2), Colorado Revised Statutes, 1986 Repl. Vol., as amended, is amended to read:

19-5-206. Placement for purposes of adoption. (2) (a) Birth parent or parents may designate a specific applicant with whom they may wish to place their child for purposes of adoption. After assessment and approval of the potential adoptive parents and subsequent relinquishment of the child, the court shall grant guardianship of the child to a person or agency described in section 19-5-104 (1) until finalization of adoptive placement. A county department may provide adoption services to birth parents who request designated adoption only in cases in which the county has legal custody of the child prior to the filing of the petition to relinquish. All requirements and provisions of this article pertaining to relinquishment and adoption shall apply to designated adoptions.

(b) THE COURT MAY WAIVE THE ASSESSMENT AND APPROVAL REQUIREMENTS OF PARAGRAPH (a) OF THIS SUBSECTION (2) IN CASES WHERE THE BIRTH PARENT OR PARENTS HAVE DESIGNATED THE CHILD'S GRANDPARENT, AUNT, UNCLE, BROTHER, OR SISTER AS THE PERSON WITH WHOM THEY WISH TO PLACE THEIR CHILD FOR PURPOSES OF ADOPTION. THE COURT MAY PROCEED TO FINALIZE SUCH ADOPTIVE PLACEMENT UPON FINDING THAT THE PLACEMENT IS IN THE BEST INTERESTS OF THE CHILD.

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: March 15, 1994