

2022 Regular Session

HOUSE BILL NO. 297

BY REPRESENTATIVE EDMONDS

ADOPTION: Provides relative to private and agency adoptions

1 AN ACT

2 To amend and reenact Children's Code Articles 1209 and 1231, relative to intervention in
3 agency and private adoption proceedings; to provide for intervention by a biological
4 sibling; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. Children's Code Articles 1209 and 1231 are hereby amended and
7 reenacted to read as follows:

8 Art. 1209. Intervention

9 A. Intervention in agency adoption proceedings shall not be allowed except
10 on motion to the court and a showing of good cause.

11 B. Such intervention shall be limited to persons having a substantial
12 caretaking relationship with the child for one year or longer, a biological sibling of
13 the child, or any other person that the court finds to be a party in interest.

14 C. The intervention of a biological sibling of the child or a party in interest
15 shall be for the limited purpose of presenting evidence as to the best interests of the
16 child.

17 * * *

18 Art. 1231. Intervention

19 A. Intervention in private adoption proceedings shall not be allowed except
20 on motion to the court and a showing of good cause.

1 B. Such intervention shall be limited to persons having a substantial
2 caretaking relationship with the child for one year or longer, a biological sibling of
3 the child, or any other person that the court finds to be a party in interest.

4 C. The intervention of a biological sibling of a child or a party in interest
5 shall be for the limited purpose of presenting evidence as to the best interests of the
6 child.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 297 Engrossed

2022 Regular Session

Edmonds

Abstract: Authorizes a biological sibling of a child to intervene in the adoption proceeding for agency and private adoptions.

Present law provides that for agency and private adoption proceedings, intervention is limited to persons having a substantial caretaking relationship with the child for one year or longer or any other person that the court finds to be a party in interest. Present law further provides that the intervention of a party in interest shall be for the limited purpose of presenting evidence as to the best interest of the child.

Proposed law retains present law and authorizes a biological sibling of the child to intervene for the limited purpose of presenting evidence as to the best interest of the child.

(Amends Ch.C. Arts. 1209 and 1231)