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Domestic Relations

Domestic Relations; adoption of children

NEV. REV. STAT. § 127.____ (new); §§ 127.070, 127.220, 127.240, 127.280, 159.044, 159.205 (amended).

AB 573 (Committee on Judiciary) 1989 STAT. Ch. 248

Under existing law, a valid written consent¹ is required prior to adoption of a child.² Chapter 248 provides that the child may not be placed into an adoptive home,³ nor may guardianship proceedings be commenced,⁴ prior to execution of a valid written consent.⁵ In addition, an investigation of the adoptive parent is required prior to adoption or guardianship proceedings.⁶ The investigation may include fingerprinting and forwarding of the fingerprints to the Federal Bureau of Investigation.⁷

DLR

1. See NEV. REV. STAT. §§ 127.040 (1987) (when written consent required); 127.053 (1987) (requirements of valid consent); 127.070 1 (1987) (consent by mother is invalid if executed prior to birth or within 72 hours of birth).

2. *Id.* § 127.040 1(a)-(c) (1987) (written consent required prior to adoption or relinquishment to agency). *But see id.* §§ 127.040 2 (1987) (no consent is required of a parent who has been adjudged insane), 127.090 (1987) (no consent is required of a parent whose parental rights have been terminated by court order).

3. See 1989 Nev. Stat. ch. 248, sec. 2, at 530 (enacting NEV. REV. STAT. § 127.____) (prohibits placement of a child into an adoptive home without valid written consent of the mother, unless the child is related to one adoptive parent within the third degree of consanguinity).

4. See *id.* sec. 3, at 530 (enacting NEV. REV. STAT. § 127.____) (no person may petition a court for the appointment of a guardian or be appointed temporary guardian of a child without prior valid written consent).

5. *Id.* secs. 2-3, at 530 (enacting NEV. REV. STAT. § 127.____). *But see id.* sec. 2, at ____ and sec. 3, at 530 (the requirement of a written consent does not apply to any person who is related to the child, or whose spouse is related to the child, within the third degree of consanguinity).

6. NEV. REV. STAT. § 127.280) (an investigation of the prospective adoptive parent is required prior to adoption if adoption is recommended by other than a child placement agency). See 1989 Nev. Stat. ch. 248, sec. 3, at 530 (enacting NEV. REV. STAT. § 127.____) (the investigation required by Nevada Revised Statutes section 127.280 must be completed prior to the appointment of a guardian or petition for appointment of a guardian).

7. 1989 Nev. Stat. ch. 248, sec. 4, at 530 (enacting NEV. REV. STAT. § 127.____).