



## Fiscal Estimate Narratives

DHS 3/26/2010

LRB Number	09-4128/1	Introduction Number	AB-0858	Estimate Type	Original
<b>Description</b> restoration of information from an original birth certificate after adoption.					

### Assumptions Used in Arriving at Fiscal Estimate

Under current law, at the time a person is adopted, the State Registrar must prepare a new birth certificate for the adoptee unless the adoptive parents or the person being adopted objects. The new birth certificate must contain, among other information, the names and personal information of the adoptive parents, unless the court's order of adoption indicates otherwise. When a new certificate is issued, the original certificate is impounded and may be accessed only by court order, with permission of the birth parents, or for processing purposes of the State Registrar.

This bill allows an adult who has been adopted to petition the court to order the State Registrar to prepare a new birth certificate based on information on the person's original birth certificate if: a) the person did not have the opportunity, at the time of the adoption, to request that a new birth certificate not be prepared; b) any adoptive parent who is alive and who is named on the person's birth certificate does not object to the removal of his or her name from the birth certificate; and c) any birth parent who is alive and who is named on the person's original birth certificate does not object to the restoration of the information on the person's original birth certificate. Under the bill, if the court finds that all of those circumstances apply, the court must grant the petition.

The bill requires the State Registrar to issue a new birth certificate that uses all of the information from the original birth certificate, if ordered by the court.

The bill change will require the Department of Health Services (DHS) to create or revise a form used by the courts to report the petition actions to the Department. The new or revised form can be sent electronically via e-mail to the courts so will generate no printing, postage, or mailing costs.

The bill will have no fiscal impact to the Department.

### Long-Range Fiscal Implications