

1983 Assembly Bill 150

Date of enactment: **May 10, 1984**  
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**1983 Wisconsin Act 471**

AN ACT *to amend* 48.425 (1) (am) (intro.) and (1m), 48.432 (3) (a) (intro.) and (4) (a) and 48.93 (1); and *to create* 48.02 (12m), 48.433 (8m) and 48.93 (1g) and (1r) of the statutes, relating to disclosure of information about adopted children.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

SECTION 1. 48.02 (12m) of the statutes is created to read:

48.02 (12m) "Nonidentifying social history information" means information about a person's birth parent that may aid the person in establishing a sense of identity. "Nonidentifying social history information" may include, but is not limited to, the following information about a birth parent, but does not include any information that would disclose the name, location or identity of a birth parent:

- (a) Age at the time of the person's birth.
- (b) Nationality.
- (c) Race.
- (d) Education.
- (e) General physical appearance.
- (f) Talents, hobbies and special interests.
- (h) Reason for placing the child for adoption or for the termination of parental rights.
- (i) Religion.
- (k) Family history.
- (m) Personality traits of each parent.

SECTION 2. 48.425 (1) (am) (intro.) and (1m) of the statutes are amended to read:

48.425 (1) (am) (intro.) A medical record of the child on a form provided by the department which shall include:

(1m) The ~~department~~ agency required under sub. (1) to file the report shall prepare the medical record within 60 days after the date of the petition for the termination of parental rights.

SECTION 3. 48.432 (3) (a) (intro.) and (4) (a) of the statutes are amended to read:

48.432 (3) (a) (intro.) The department shall release the medical information under sub. (2) without charge, except for the actual cost of reproduction, to any of the following persons upon request:

(4) (a) Whenever any person specified under sub. (3) wishes to obtain medical and genetic information about a child whose birth parent's rights have been terminated in this state at any time, or whose birth parent consented to his or her adoption before February 1, 1982, or medical and genetic information about the birth parents of such a child, and the information is not on file with the department, the person may request

that the department conduct a search for the birth parents to obtain the information. The request shall be accompanied by a statement from a physician certifying either that the child has or may have acquired a genetically transferable disease or that the child's medical condition requires access to the information.

SECTION 4. 48.433 (8m) of the statutes is created to read:

48.433 (8m) If the department may not disclose the information requested under this section, it shall provide the requester with any nonidentifying social history information about either of the birth parents that it has on file.

SECTION 5. 48.93 (1) of the statutes is amended to read:

48.93 (1) All records and papers pertaining to an adoption proceeding shall be kept in a separate locked file and may not be disclosed except under sub. (1g) or (1r), s. 46.03 (29), 48.432, 48.433 or 48.57 (1) (j), or by order of the court for good cause shown.

SECTION 6. 48.93 (1g) and (1r) of the statutes are created to read:

48.93 (1g) At the time a court enters an order granting an adoption, it shall provide the adoptive parents with a copy of the child's medical record under s. 48.425 (1) (am) or with any information provided to the court under s. 48.422 (9) or 48.425 (2), after deleting the names and addresses of the child's birth parents and the identity of any provider of health care to the child or the child's birth parents.

(1r) Any agency which has placed a child for adoption shall, at the request of an adoptive parent or of the child after he or she has reached age 18, provide the requester without charge, except for the actual cost of reproduction, with medical or genetic information about the child or about the child's birth parents which it has on file and with nonidentifying social history information about the child's family which it has on file, after deleting the names and addresses of the birth parents and any provider of health care to the child or the child's birth parents.

SECTION 7. **Cross-reference changes.** In the sections of the statutes listed in Column A, the cross-references shown in Column B are changed to the cross-references shown in Column C:

<b>A</b>	<b>B</b>	<b>C</b>
Statute Sections	Old Cross-References	New Cross-References
48.78	48.432 and 48.433	48.432, 48.433 and 48.93

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