

As Introduced

**129th General Assembly
Regular Session
2011-2012**

H. B. No. 92

Representatives Martin, Beck

**Cosponsors: Representatives Derickson, Boose, Blair, Pillich, Okey, Murray,
Slesnick, Maag, Johnson**

—

A B I L L

To amend section 3107.02 of the Revised Code to allow 1
an adult to be adopted if the adult is the child 2
of the spouse of the adoption petitioner and the 3
adult consents to the adoption. 4

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 3107.02 of the Revised Code be 5
amended to read as follows: 6

Sec. 3107.02. (A) Any minor may be adopted. 7

(B) An adult may be adopted under any of the following 8
conditions: 9

(1) If the adult is totally and permanently disabled; 10

(2) If the adult is determined to be a mentally retarded 11
person as defined in section 5123.01 of the Revised Code; 12

(3) If the adult had established a child-foster caregiver or 13
child-stepparent relationship with the petitioners as a minor, and 14
the adult consents to the adoption; 15

(4) If the adult was, at the time of the adult's eighteenth 16
birthday, in the permanent custody of a public children services 17

agency or a private child placing agency, and the adult consents 18
to the adoption; 19

(5) If the adult is the child of the spouse of the 20
petitioner, and the adult consents to the adoption. 21

(C) When proceedings to adopt a minor are initiated by the 22
filing of a petition, and the eighteenth birthday of the minor 23
occurs prior to the decision of the court, the court shall require 24
the person who is to be adopted to submit a written statement of 25
consent or objection to the adoption. If an objection is 26
submitted, the petition shall be dismissed, and if a consent is 27
submitted, the court shall proceed with the case, and may issue an 28
interlocutory order or final decree of adoption. 29

(D) Any physical examination of the individual to be adopted 30
as part of or in contemplation of a petition to adopt may be 31
conducted by any health professional authorized by the Revised 32
Code to perform physical examinations, including a physician 33
assistant, a clinical nurse specialist, a certified nurse 34
practitioner, or a certified nurse-midwife. Any written 35
documentation of the physical examination shall be completed by 36
the healthcare professional who conducted the examination. 37

(E) An adult who consents to an adoption pursuant to division 38
(B)(4) of this section shall provide the court with the name and 39
contact information of the public children services agency or 40
private child placing agency that had permanent custody of that 41
adult. The petitioner shall request verification from the agency 42
as to whether the adult was or was not in the permanent custody of 43
that agency at the time of the adult's eighteenth birthday and 44
provide the verification to the court. 45

Section 2. That existing section 3107.02 of the Revised Code 46
is hereby repealed. 47