

Introduced: 1/11/82
Referred: Health, Education &
Social Services

1 IN THE HOUSE

BY ABOOD

2 HOUSE BILL NO. 621

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act providing for the issuance of certificates of
7 birth for persons born outside the United States and
8 adopted by Alaska residents."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 * Section 1. AS 18.50.210(a) is amended to read:

11 (a) For each adoption decreed by a court in the state, the court
12 shall require the preparation of a report of adoption on a form pre-
13 scribed and furnished by the bureau. The report shall include the facts
14 necessary to locate and identify the original certificate of birth,
15 if any, of the person adopted. If the person being adopted was born in
16 the state, the report[;] shall provide information necessary to establish
17 a new certificate of birth. If the person being adopted was born outside
18 the United States, the report shall provide findings, if requested by the
19 adoptive parents, or other information necessary to establish a certi-
20 ificate of birth. The report [OF THE PERSON ADOPTED; AND] shall identify
21 the order of adoption, and be certified by the court or the clerk.

22 * Sec. 2. AS 18.50.210(e) is amended to read:

23 (e) When the bureau receives a report of an adoption, or vacation
24 or amendment of an adoption from a court for a person born in the United
25 States but outside the state, a copy shall be made for the bureau's
26 files and the original shall be forwarded to the appropriate registration
27 authority in the state of birth.

28 * Sec. 3. AS 18.50 is amended by adding a new section to read:

29 Sec. 18.50.211. CERTIFICATE OF BIRTH FOR FOREIGN-BORN ADOPTED

1 PERSON. (a) The state registrar shall issue a certificate of birth for
2 a person born outside the United States whose adoptive parents are
3 residents of the state at the time of the adoption, upon request by the
4 adopted person, his adoptive parent, or guardian that the certificate be
5 made, and upon receipt of an adoption report as provided in AS 18.50.210
6 together with

7 (1) the information necessary to identify the original cer-
8 tificate of birth; or

9 (2) if there is no original certificate of birth, the findings
10 of the court under AS 20.15.170(b), unless the adoption proceeding is
11 commenced before the effective date of this section, in which case an
12 affidavit of an adoptive parent setting out the true or probable date
13 and place of birth and parentage of the adopted person must accompany
14 the adoption report.

15 (b) A certificate of birth issued under this section shall be in
16 the same form as other certificates of birth issued in this state except
17 that it shall state that it is not evidence of United States citizenship.

18 * Sec. 4. AS 18.50.290(c) is amended to read:

19 (c) Upon receipt of a certified copy of a court order changing the
20 name of a person born in the state or a person born outside the United
21 States whose adoptive parents are residents of the state at the time
22 of the adoption and upon request of the person or his parent, guardian,
23 or legal representative, the state registrar shall amend the certificate
24 of birth to reflect the new name.

25 * Sec. 5. AS 20.15.170 is amended to read:

26 Sec. 20.15.170. BIRTH CERTIFICATES. (a) Within 30 days after an
27 adoption decree becomes final, the clerk of the court shall, if re-
28 quested by the adoptive parents, prepare an application for a birth
29 certificate in the name of the adopted person and forward the appli-

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(1) for a person born in the United States, to the appropriate vital statistics office of the place, if known, where the adopted person was born and forward a copy of the decree to the department for statistical purposes; and

(2) for a person born outside the United States to the state registrar of vital statistics.

(b) In the case of the adoption of a person born outside the United States, if requested by the adoptive parents, the court shall make findings, based on evidence from the petitioner and other reliable state or federal sources, on the date and place of birth and parentage of the adopted person. These findings shall be certified by the court and included with the report of adoption filed with the state registrar of vital statistics in accordance with AS 18.50.210.