

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

\_\_\_\_\_  
City, State, Zip

\_\_\_\_\_  
Phone

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\_\_\_\_\_  
Email

I am ☐ Petitioner ☐ Petitioner's Attorney (Utah Bar #:\_\_\_\_\_)

In the ☐ District ☐ Juvenile Court of Utah \_\_\_\_\_ Judicial District  
\_\_\_\_\_ County

Court Address \_\_\_\_\_

In the Matter of the Adoption of

\_\_\_\_\_  
(name of person being adopted)

**Verified Petition to Adopt a Minor  
Child by a Relative**  
(Utah Code 81-13-101 to 501)

\_\_\_\_\_  
Case Number

\_\_\_\_\_  
Judge

\_\_\_\_\_  
Commissioner

1. My full name is (full name) : \_\_\_\_\_

I was born in (city, state and country): \_\_\_\_\_

☐ The co-petitioner is my spouse. The co-petitioner's full name is: (full name):  
\_\_\_\_\_

\_\_\_\_\_  
The co-petitioner was born in (city, state and country):  
\_\_\_\_\_

2. We are asking to adopt the child (the person being adopted) listed below:

(child's complete name)	
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(child's date of birth)	
(child's city and state of birth)	

3. I am related to (choose one):

☐ the child.

☐ the parent who has custody of the child,

\_\_\_\_\_ (custodial parent's name).

4. I am related to the person I marked in paragraph 4 above because I am their (choose one):

☐ aunt or uncle

☐ first cousin

☐ grandparent

☐ sibling

☐ stepparent

5. Utah has jurisdiction in this case. (Utah Code 81-13-102). The case is filed in the right court because (Choose one.)

☐ I am filing in a juvenile court. There is an open juvenile court case involving the child. This court has continuing jurisdiction.

OR

☐ I am filing in a district court. There are no open juvenile court cases involving this child. And (Choose one).

☐ I live in this judicial district.

OR

☐ I do not live in Utah but (Choose all that apply.)

☐ the child was born in this judicial district.

☐ the child lives in this judicial district.

6. The adoption is in the best interests of the child because: (Explain how the adoption is best for the child's health, safety, welfare and moral climate.)

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7. I am (choose one):  
[ ] married.  
[ ] single and a relative of the child.
8. I am (choose one):  
[ ] at least 10 years older than the child.  
[ ] not at least 10 years older than the child, but my spouse who is also adopting is at least 10 years older than the child
9. The child was born (choose one):  
[ ] in Utah.  
[ ] in a state other than Utah. The requirements of Utah Code 80-2-901 to 910 Title, Interstate Compact on Placement of Children, have been complied with.
10. The child has lived with me in my home for at least 90 days.
11. The child is not an Indian child as defined in 25 U.S. Code, Section 1903.
12. The child is (choose one):  
[ ] at least 16 years of age.  
[ ] under 16 years of age and is considered a citizen or national of the United States by the United States Citizenship and Immigration Services.  
[ ] under 16 years of age and is not considered a citizen or national of the United States by the United States Citizenship and Immigration Services. (Attach written evidence from the United States Citizenship and Immigration Services showing that the child was admitted into the United States for permanent residence, was admitted into the United States temporarily in one of the lawful nonimmigrant categories, or was legally paroled into the United States.)
13. The pre-placement and post-placement adoptive evaluations are (choose one):  
[ ] being filed with this petition.  
[ ] not required under Utah Code 81-13-403 and 404 because:  
  - one of the child's current legal parents has legal custody of the child; and
  - the petitioner is related to the child or the parent.
14. I have attached a criminal history investigation, based on fingerprint identification, from the Federal Bureau of Investigation, the Utah Bureau of Criminal Identification, or the Utah Department of Health and Human Services for: (choose all that apply)

☐ myself

☐ the co-petitioner

☐ other adults living in our home: \_\_\_\_\_ (list names)

15. I have not been convicted of, pleaded guilty to, or pleaded no contest to a disqualifying offense under Utah Code 81-13-203.

☐ The co-petitioner has not been convicted of, pleaded guilty to, or pleaded no contest to a disqualifying offense under Utah Code 81-13-203.

16. I have attached a report from the Division of Child and Family Services about whether there are any reports or investigations of child abuse, neglect, and dependency for: (choose all that apply)

☐ myself

☐ the co-petitioner

☐ other adults living in our home: \_\_\_\_\_ (list names)

17. ☐ I have attached or will file a certificate of search of paternity registry and birth certificate registry from the Office of Vital Records and Statistics.

### **WAIVER OF RIGHTS – CONSENT REQUIRED**

18. The child (choose one):

☐ agrees to this adoption and waives notice. (File the agreement separately or at time of hearing.)

☐ cannot agree because the child is less than 12 years old.

☐ cannot agree because the child lacks the mental capacity to agree.

19. The child's mother: (Choose one.)

☐ has died. (Attach a copy of the death certificate or other evidence of death.)

☐ agrees to this adoption and waives her rights. (File the agreement separately or at time of hearing.)

☐ has not agreed to this adoption and will be served with Notice of Petition to Adopt and Notice of Rights.

☐ is not entitled to agree because her parental rights have been terminated. (Attach the order terminating parental rights.)

20. The child's father: (Choose one.)

☐ has died. (Attach a copy of the death certificate or other evidence of death.)

- ☐ has agreed to this adoption and waives his rights. (File the agreement separately or at time of hearing.)
- ☐ has not agreed to this adoption and will be served with Notice of Petition to Adopt and Notice of Rights.
- ☐ does not have any legal right to contest or agree because his parental rights have been terminated. (Attach the order terminating parental rights.)
- ☐ does not have any legal right to contest or agree because the child was conceived as a result of a sexual offense by the father. Utah Code 81-13-201 and 207
- ☐ does not have any legal right to contest or agree because (All must apply.):
- he has not fully and strictly complied with the requirements of Utah Code 81-13-213; and
  - he has not been determined by a court to be the child's biological father before the mother agreed to the adoption or relinquished the child for adoption; and
  - he did not sign and file a voluntary declaration of paternity with the state registrar of vital statistics before the mother agreed to the adoption or relinquished the child for adoption.

21. ☐ The petitioner's spouse: (Choose one.)

- ☐ has agreed to this adoption and waives their rights. (File the agreement separately or at time of hearing.)
- ☐ is a co-petitioner asking to adopt the child.
- ☐ has not agreed to this adoption and will be served with Notice of Petition to Adopt and Notice of Rights.

## CHILD'S GUARDIAN

22. The child(choose one):

- ☐ does not have a guardian.
- ☐ has guardians and the guardians (choose one):
- ☐ are the petitioners.
- ☐ have authority to agree, have agreed to this adoption, and waive their rights. (File the agreement separately or at time of hearing.)
- ☐ do not have a legal right to contest or agree, but have waived their right to notice and to intervene. (File the waiver separately or at time of hearing.)

☐ have not agreed or waived their rights to notice, and will be served with Notice of Petition to Adopt and Notice of Rights.

### WAIVER OF RIGHTS – CONSENT NOT REQUIRED

23. The child: (Choose one.)

☐ does not have a custodian.

☐ has a custodian and the custodian (Choose one.)

☐ is the petitioner.

☐ has waived their rights. (File the waiver separately or at time of hearing.)

☐ has not waived their rights and will be served with Notice of Petition to Adopt and Notice of Rights.

### REQUEST

24. I ask that an Adoption Agreement be executed before this court and that the court issue an Adoption Decree ordering that:

- the child is adopted by \_\_\_\_\_ (petitioner)  
☐ and \_\_\_\_\_ (co-petitioner) and is their child. They have all the rights and duties of the relationship of child and parent;
- all rights, duties and responsibilities, including residual parental rights, of any person who
  - agreed to this adoption,
  - relinquished the child for adoption,
  - was served with notice of this adoption, or
  - was not entitled to agree to or notice of this adoptionare terminated, and they have no further rights to the child;

☐ the name of the child be changed to:

First name	
Middle name	
New last name	
Married last name (if any)	

**Petitioner**

I declare under criminal penalty under the law of Utah that everything stated in this document is true.

Signed at \_\_\_\_\_ (city, and state or country).

_____	Signature ►	_____
Date	Printed Name	_____

**Co-petitioner** (if applicable)

I declare under criminal penalty under the law of Utah that everything stated in this document is true.

Signed at \_\_\_\_\_ (city, and state or country).

_____	Signature ►	_____
Date	Printed Name	_____

**Attorney of record** (if applicable)

_____	Signature ►	_____
Date	Printed Name	_____