
Name(s)

Address

City, State, Zip

Phone

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In the [] District [] Juvenile Court of Utah _____ Judicial District
_____ County

Court Address _____

In the Matter of the Adoption of

(name of person being adopted)

**Findings of Fact and Conclusions of
Law on Petition to Adopt a Minor
Child by a Relative**

Case Number

Judge

Commissioner

Having considered the documents filed with the court, the evidence and the arguments,
and now being fully informed,

The Court Finds:

1. The Petitioner, _____
(full name of adopting relative), was born in: (city, state and country):
_____.

[] The co-petitioner, who is the spouse of the petitioner, (full name)
_____, was born in in (city, state and
country): _____.

They want to adopt the following minor:

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

2. ☐ The Petitioner wants the name of the child changed to:

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

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

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

OR

☐ This a district court. There are no open juvenile court cases involving this child. And (Choose one).

☐ Petitioners live in this judicial district.

OR

☐ Petitioners 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.

4. Adoption serves the child's health, safety, welfare and moral climate and will promote the child's best interests because:

5. The Petitioner is the _____ (relationship) of _____ (child's current name or name of custodial parent).

6. Petitioner is:

☐ legally married.

☐ single and a relative of the minor.

7. Petitioner is (Choose on.):

☐ at least 10 years older than the child.

☐ not at least 10 years older than the child, but petitioner's spouse who is also adopting is 10 years older than the child.

8. The child was born: (Choose one.)

☐ in Utah.

☐ in a state other than Utah and the requirements of T Utah Code 80-2-901 to 910 Title, Interstate Compact on Placement of Children, have been complied with.

9. The child has lived in the adopting parent's home for at least 90 days.

10. The child is not an Indian child as defined in 25 U.S. Code Section 1903.

11. The child is: (Choose one.)

☐ 16 years of age or older.

☐ under 16 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.

12. The pre-placement and post-placement adoptive evaluations are:

☐ filed with the court.

☐ not required under Utah Code 81-13-404 and 405 because a pre-existing parent has legal custody of the minor and the petitioner(s) are related to the minor or the parent.

13. The Federal Bureau of Investigation, the Utah Bureau of Criminal Identification, or the Utah Department of Health and Human Services has conducted a criminal history investigation, based on fingerprint identification, about the adopting parents and other adults living in the home, which is on file with this court.

14. The adopting parents have not been convicted of, pleaded guilty to, or pleaded no contest to a disqualifying offense under Utah Code 81-13-203.

15. The Division of Child and Family Services has investigated all reports and investigations of child abuse, neglect, and dependency about the adopting parents and other adults living in the home, which is on file with this court.

16. A certificate of search of paternity registry and birth certificate registry from the Office of Vital Records and Statistics is on file with this court.

WAIVER OF RIGHTS - CONSENT REQUIRED

17. The child: (Choose one.)

- ☐ has agreed to this adoption and waived notice.
☐ cannot agree because the child is less than 12 years old.
☐ cannot agree because the child lacks the mental capacity to agree.

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

- ☐ has died.
☐ agrees to this adoption and waives her rights.
☐ has not agreed to this adoption, was served with Notice of Petition to Adopt and Notice of Rights, and did not file a Motion to Intervene within the time allowed.
☐ is not entitled to agree because her parental rights have been terminated.

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

- ☐ has died.
☐ has agreed to this adoption and waives his rights.
☐ has not agreed to this adoption, was served with Notice of Petition to Adopt and Notice of Rights, and did not file a Motion to Intervene within the time allowed.
☐ 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.

23. ☐ 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, was served with Notice of Petition to Adopt and Notice of Rights, and did not file a Motion to Intervene within the time allowed.

ADOPTEE'S GUARDIAN

20. The child:

☐ does not have a guardian.

OR

☐ The minor's guardians: (Choose one.)

☐ are the petitioners.

☐ have authority to agree, have agreed to this adoption, and waive their rights.

☐ do not have a legal right to contest or agree, but have waived their right to notice and to intervene.

☐ have not agreed or waived their rights to notice, were served with Notice of Petition to Adopt and Notice of Rights, and did not file a Motion to Intervene within the time allowed.

WAIVER OF RIGHTS; CONSENT NOT REQUIRED

21. The child: (Choose one.)

☐ does not have a custodian

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

☐ is the petitioner.

☐ has waived their rights.

☐ has not waived their rights, was served with Notice of Petition to Adopt and Notice of Rights, and did not file a Motion to Intervene within the time allowed.

The Court Concludes:

22. The requirements of the Utah Adoption Act in Utah Code 81-13-101 to 505, have been met.

Judge's signature may instead appear at the top of the first page of this document.

Date		Signature ►
		Judge