

1 **Rule 107. ~~Decree of adoption;~~ Petition to open adoption records.**

2 ~~(a) An adoptive parent or adult adoptee may obtain a certified copy of the adoption~~  
3 ~~decree upon request and presentation of positive identification.~~

4 ~~(a)~~ (b) A person may petition the court to open adoption records. A petition ~~to open the~~  
5 ~~court's adoption records shall~~ must identify the type of information sought and ~~shall~~  
6 state good cause for access, and, in the following circumstances, ~~shall~~ must provide the  
7 information indicated below:

8 ~~(b)~~(1) If the petition seeks health, genetic, or social information, the petition ~~shall~~  
9 must state why the health history, genetic history, or social history of the Bureau of  
10 Vital Statistics is insufficient for the purpose.

11 ~~(b)~~(2) If the petition seeks identifying information, the petition ~~shall~~ must state why  
12 the voluntary adoption registry of the Bureau of Vital Statistics is insufficient for the  
13 purpose.

14 ~~(b)~~ (c) The court may order the petition served on any person having an interest in the  
15 petition, including the placement agency, the attorney handling a private placement, or  
16 the birth parents. If the court orders the petition served on any person whose identity is  
17 confidential, the court ~~shall~~ will proceed in a manner that gives that person notice and  
18 the opportunity to be heard without revealing that person's identity or location.

19 ~~(c)~~ (d) The court ~~shall~~ will determine whether the petitioner has shown good cause and  
20 whether the reasons for disclosure outweigh the reasons for non-disclosure.

21 ~~(d)~~ (e) If the court grants the petition, the court ~~shall~~ will permit the petitioner to inspect  
22 and copy only those records that serve the purpose of the petition. The order ~~shall~~ will  
23 expressly permit the petitioner to inspect and copy such records.

24 ~~(e)~~ (f) The court clerk ~~of the court~~ ~~shall~~ must reseal the records after the petitioner has  
25 inspected and copied them.

26 Effective date: