
Co-Petitioner's Name

Co-Petitioner's Name

Address

City, State, Zip

Phone

Email

If you do not respond to this document within applicable time limits, judgment could be entered against you as requested.

Check your email. You will receive information and documents at this email address.

☐ We are Co-Petitioners ☐ I am Co-Petitioner's Attorney (Utah Bar #: _____)

In the District 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 Stepchild
(Utah Code 81-13-101 to 505)**

Case Number

Judge

1. The adopting parent and custodial parent are co-petitioners. The adopting parent is the child's stepparent and is legally married to the child's custodial parent.
2. We want _____ (name of adopting parent) to adopt the child (the person being adopted) listed below:

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

3. The child is under 18 years of age.
4. Utah has jurisdiction under Utah Code 81-13-102.
5. The case is filed in the right court because (Choose one.)
☐ We live in this judicial district.
OR
☐ We 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.)
-
-
-
-
7. The adopting parent (Choose one.):
☐ is at least 10 years older than the child.
☐ is not at least 10 years older than the child, but their spouse is.
8. The child was born: (Choose one.)
☐ in Utah.
☐ in a state other than Utah and the requirements of Utah Code 80-2-901 to 910, Interstate Compact on Placement of Children, have been complied with.
9. The child has lived in the adopting parent's home for: (Choose one.)
☐ 180 days
☐ less than 180 days, but we request that the court waive the requirement because
-
-
-
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.
(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.)

12. The pre-placement and post-placement adoptive evaluations are not required because the adopting parent is the child's stepparent and the adopting parent's spouse is the child's custodial parent.

13. We 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)

☐ the adopting parent

☐ other adults living in our home (not including the custodial parent):
_____ (list names)

14. The adopting parent has not been convicted of, pleaded guilty to, or pleaded no contest to a disqualifying offense under Utah Code 80-13-203.

15. 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)

☐ the adopting parent

☐ other adults living in our home (not including the custodial parent):
_____ (list names)

WAIVER OF RIGHTS - CONSENT REQUIRED

16. 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.

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

☐ is a co-petitioner.

☐ has died. (Attach photocopy 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.)

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

☐ is a co-petitioner

☐ has died. (Attach photocopy 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 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 adoptee for adoption.

CHILD'S GUARDIAN

19. The child: (Choose one.)

☐ does not have a guardian.

OR

☐ has a guardian and the guardian: (Choose one.)

☐ has authority to agree, has agreed to this adoption, and waives their rights. (Attach the agreement.)

☐

☐ does not have authority to agree, but has waived their right to notice and to intervene. (Attach the waiver.)

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

WAIVER OF RIGHTS - CONSENT NOT REQUIRED

20. The child : (Choose one.)

☐ does not have a custodian.

OR

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

☐ has waived their rights. (Attach the waiver.)

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

21. The child: (Choose one.)

☐ does not have a spouse.

OR

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

☐ has waived their rights. (Attach the waiver.)

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

REQUEST

22. We 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 _____ (name of adopting parent) and is that person's child;
- they have all the rights and duties of the relationship of child and parent;
- _____ (name of the child's birth parent who is married to the adopting parent) continue to be on the child's birth certificate and have full parental rights and responsibilities.
- all rights, duties and responsibilities, including residual parental rights, of any other 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 with regard to the child;

[] the name of the child be changed to:

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

Co-Petitioner's Signature

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).

Date

Signature ► _____
Printed Name _____

Co-Petitioner's Signature

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).

Date

Signature ► _____
Printed Name _____

Spouse's agreement to adoption

I am the adopting parent's spouse and the child's custodial parent. I have the mental capacity to agree to this adoption.

I understand that if my child is adopted, my child's non-custodial parent will no longer have any parental rights or responsibilities for my child, but that I will continue to have full parental rights and responsibilities. I further understand that if my child is adopted by my spouse, my spouse will be known as my child's parent and my child will be known also as my spouse's child.

Understanding all of this, I voluntarily agree that adoption by my spouse promotes my child's best interest and that my child be adopted by my spouse.

_____ Sign here ► _____
Date
Name of the adopting parent's spouse _____