

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 433 Session of
2009

INTRODUCED BY PETRI, GEIST, O'NEILL, SIPTROTH AND WATSON,
FEBRUARY 13, 2009

REFERRED TO COMMITTEE ON CHILDREN AND YOUTH, FEBRUARY 13, 2009

AN ACT

1 Amending Title 23 (Domestic Relations) of the Pennsylvania
2 Consolidated Statutes, in adoption, further providing for the
3 definition of "intermediary" and for report of intermediary.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. The definition of "intermediary" in section 2102
7 of Title 23 of the Pennsylvania Consolidated Statutes is amended
8 to read:

9 § 2102. Definitions.

10 The following words and phrases when used in this part shall
11 have, unless the context clearly indicates otherwise, the
12 meanings given to them in this section:

13 * * *

14 "Intermediary." Any person or persons employed by an agency
15 or agency acting between the parent or parents and the proposed
16 adoptive parent or parents in arranging an adoption placement.
17 The term also includes a licensed attorney or a licensed social
18 worker acting in that capacity.

1 * * *

2 Section 2. Section 2533(d) of Title 23 is amended to read:
3 § 2533. Report of intermediary.

4 * * *

5 (d) Permissible reimbursement of expenses.--Payments made by
6 the adoptive parents to an intermediary [or a third party] for
7 reimbursement of the following expenses, calculated without
8 regard to the income of the adoptive parents, are permissible
9 and are not in violation of 18 Pa.C.S. § 4305 (relating to
10 dealing in infant children):

11 (1) Medical and hospital expenses incurred by the
12 natural mother for prenatal care and those medical and
13 hospital expenses incurred by the natural mother and child
14 incident to birth.

15 (2) Medical, hospital and foster care expenses incurred
16 on behalf of the child prior to the decree of adoption.

17 (3) Reasonable expenses incurred by the agency or a
18 third party for adjustment counseling and training services
19 provided to the adoptive parents and for home studies or
20 investigations.

21 (4) Reasonable administrative expenses incurred by the
22 agency, to include overhead costs and attorney fees.

23 Section 3. This act shall take effect in 60 days.