

AMENDMENTS TO SENATE BILL NO. 1129

Sponsor: REPRESENTATIVE WATSON

Printer's No. 1822

1 Amend Bill, page 2, line 29, by striking out "father" and
2 inserting

3 parent

4 Amend Bill, page 3, line 8, by striking out "father" and
5 inserting

6 parent

7 Amend Bill, page 3, line 12, by striking out "father" and
8 inserting

9 parent

10 Amend Bill, page 3, line 15, by striking out "He" and
11 inserting

12 The birth parent or putative father

13 Amend Bill, page 3, line 17, by striking out "He" and
14 inserting

15 The birth parent or putative father

16 Amend Bill, page 7, lines 16 through 30; page 8, lines 1
17 through 3; by striking out all of said lines on said pages and
18 inserting

19 (a) Diligent search.--

20 (1) The court shall determine under sections 2501
21 (relating to relinquishment to agency), 2502 (relating to
22 relinquishment to adult intending to adopt child), 2504
23 (relating to alternative procedure for relinquishment) and
24 2512 (relating to petition for involuntary termination)
25 whether a diligent search has been made to identify and
26 locate a birth parent or putative father for the purpose of
27 providing notice in a proceeding under this part.

1 (2) A diligent search for a birth parent or putative
2 father under paragraph (1) shall include, but not limited to,
3 the following:

4 (i) An inquiry to the United States Postal Service
5 to determine a forwarding address for the individual, if
6 the petitioner has a last known address.

7 (ii) An inquiry to or search of the records of the
8 Department of Human Services, or its equivalent, in the
9 state in which the petitioner has a reasonable basis to
10 believe the individual may reside.

11 (iii) A search of the records that are available to
12 the general public of the Department of Transportation,
13 or its equivalent in the state in which the petitioner
14 has a reasonable basis to believe the individual may
15 reside.

16 (iv) A search of at least one publicly available
17 database to located Federal and state inmates.

18 (v) An inquiry or search of publicly available
19 records of prothonotary, dockets of the clerk of courts
20 and tax records in the jurisdiction in which the
21 petitioner has a reasonable basis to believe the
22 individual may reside.

23 (vi) A reasonable search of Internet sources, which
24 may include a general query, social media or other
25 resources designed to assist in locating an individual.

26 (vii) Any other source the court determines to be
27 necessary to identify and locate a birth parent or
28 putative father for the purpose of providing notice in an
29 adoption proceeding.

30 (3) Any inquiries made under paragraph (2) that are not
31 answered withing 45 days shall be considered answered as
32 having no record and complete, unless the court makes a
33 negative determination under paragraph (4).

34 (4) The court shall review the efforts made to locate
35 the birth parent or putative father and determine if those
36 efforts were reasonable and carried out in good faith.

37 (b) Notice by publication.--If the court determines that an
38 unsuccessful diligent search has been made to identify or locate
39 a birth parent or putative father, notice of the proceeding may
40 be provided in a manner prescribed by the court that is
41 consistent with Pa.O.C. Rule No. 15.6 (relating to notice to
42 persons; method; notice of Orphans' Court proceedings filed on
43 dependency docket), or any successor rule.

44 Amend Bill, page 8, line 5, by striking out "father" where it
45 occurs the first time and inserting

46 parent

47 Amend Bill, page 8, line 6, by striking out "father" and

1 inserting

2 parent

3 Amend Bill, page 8, line 12, by striking out "father" where
4 it occurs the first time and inserting

5 parent

6 Amend Bill, page 8, line 14, by striking out "and" and
7 inserting

8 or

9 Amend Bill, page 8, line 15, by inserting after "notice"

10 , or both,

11 Amend Bill, page 8, line 16, by striking out "father" and
12 inserting

13 parent

14 Amend Bill, page 8, lines 19 through 30; page 9, lines 1
15 through 30; page 10, lines 1 through 11; by striking out all of
16 said lines on said pages