

March 1, 2001

H 375. DSS CHANGES-1. TO MAKE CLARIFYING AND OTHER CHANGES TO THE GENERAL STATUTES PERTAINING TO CHILD WELFARE. Changes include the following. Amends GS 7B-406 to provide that a summons shall be served as provided in GS 7B-407 but that a parent shall not be deemed under a disability if he or she is a minor. Amends GS 7B-602 to provide, in certain circumstances, for the appointment of a guardian ad litem to represent a parent. Amends GS-7B-904 adding a new subsection authorizing the court to order a person entrusted with the juvenile's care to attend parent responsibility classes, provide transportation for the juvenile, and take appropriate steps to remedy conditions in the home. Rewrites GS 7B-904(e) to provide that a court may, on motion or sua sponte, order a person entrusted with the juvenile's care to show cause why he or she should not be held in civil contempt for willfully failing to comply with a court order. Amends 7B-905(c) to allow the director to temporarily suspend all or part of a visitation plan. Amends GS 7B-1109(a) to provide that a hearing on termination of parental rights shall be held no later than 90 days from the filing of the petition or motion unless the judge orders otherwise. Amends GS 7B-2503(1)c and GS 7B-2506(1)c specifying required finding for an order placing a juvenile in the custody or placement responsibility of a county department of social services. Amends GS 7B-2901(a) to provide that certain persons may examine a juvenile's record and obtain copies without an order of the court. Rewrites GS 48-9-102(d) and sets times for sending adoption records to the Division. Amends GS 130A-108, adding a new subsection requiring the State Registrar to prepare a certificate of identification for an adopted person born in a foreign county and readopted in NC. Amends 48-3-206 adding a provision regarding when an affidavit of parentage is not necessary. Amends GS 48-3-704 adding a provision setting the time for a parent to revoke a relinquishment, specifying the form of revocations, and providing for agency action when a parent entitled to notice cannot be located. Amends various provisions adding requirements regarding the form and timing of court orders. Amends GS 7B-910(c) to provide that an initial review hearing shall be held not more than 90 days after placement and that additional hearings shall be held at least every 90 days thereafter. Amends GS 7B-1111(a)(8) regarding petitioner's burden of proof. Effective Jan. 1, 2002.

Intro. by Culpepper.

Ref. to Children, Youth & Fam.	GS 7B, 48, 130A
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April 18, 2001

H 375. DSS CHANGES-1. Intro. 3/1/01. House committee substitute makes the following changes to 1st edition. (1) GS 7B-1111(a) permits termination parental rights if court finds that parent has willfully left juvenile in foster care or placement outside home for more than 12 months without showing reasonable progress in correcting condition that led to juvenile's removal. Original bill provided that the 12 months were to be any 12 within previous 22 months; committee substitute deletes this change. (2) Original bill proposed two different versions of changes to GS 7B-910(c); committee substitute provides that initial review hearing to be held within 90 days after placement, with an additional review after 90 days and thereafter as deemed appropriate by court. (3) Original bill deleted requirement, in GS 48-2-401(d), that parent of adult adoptee be served notice of filing re adoption; committee substitute permits court to waive such service for cause. (4) Amends GS 48-3-206(a) to permit affidavit required by that subsection to be prepared by knowledgeable individual, if placing parent or guardian unavailable.

May 17, 2001

H 375. DSS CHANGES 1. Intro. 3/1/01. Senate committee substitute makes the following changes to 2nd edition. Deletes language in proposed amendment to GS 7B-1111(a)(8) that requires, as grounds to terminate rights of a parent, proof of the commission of the offenses listed in that section by clear, cogent and convincing evidence. Result is to simply require proof of the offenses, or to show that the parent has been convicted of the offense by a court of competent jurisdiction.

May 29, 2001

H 375. DSS CHANGES. Intro. 3/1/01. Senate amendment makes the following changes to 3rd edition. Amends the bill to replace the phrase “stepparent, adult member of the juvenile’s household, or adult relative entrusted with the juvenile’s care” with the phrase “or caretaker served with a copy of the summons pursuant to GS 7B-407” or simply with the term “caretaker.”

June 19, 2001

SL 2001-208 (H 375). DEPARTMENT OF SOCIAL SERVICES CHANGES 1. AN ACT TO MAKE CLARIFYING AND OTHER CHANGES TO THE GENERAL STATUTES PERTAINING TO CHILD WELFARE. Summarized in *Daily Bulletin* 3/1/01, 4/18/01, 5/17/01, and 5/29/01. Enacted June 15, 2001. Effective Jan. 1, 2002, and applies to actions filed on or after that date.