

FIRST REGULAR SESSION

HOUSE BILL NO. 427

96TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE BARNES.

1251L.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal sections 193.125, 193.135, 193.255, and 453.121, RSMo, and to enact in lieu thereof seven new sections relating to adoption records.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Sections 193.125, 193.135, 193.255, and 453.121, RSMo, are repealed and seven new sections enacted in lieu thereof, to be known as sections 193.125, 193.135, 193.255, 453.121, 453.510, 453.515, and 453.520, to read as follows:

193.125. 1. This section shall be known and may be cited as the "Debbi Daniel Law".

2. Except as otherwise provided in subsection 3 of this section, for each adoption decreed by a court of competent jurisdiction in this state, the court shall require the preparation of a certificate of decree of adoption on a form as prescribed or approved by the state registrar. The certificate of decree of adoption shall include such facts as are necessary to locate and identify the certificate of birth of the person adopted, and shall provide information necessary to establish a new certificate of birth of the person adopted and shall identify the court and county of the adoption and be certified by the clerk of the court. The state registrar shall file the original certificate of birth with the certificate of decree of adoption and such file may be opened by the state registrar only upon receipt of a certified copy of an order as decreed by the court of adoption **or as provided in sections 453.510 and 453.515.**

3. No new certificate of birth shall be established following an adoption by a stepparent if so requested by the adoptive parent or the adoptive stepparent of the child.

4. Information necessary to prepare the report of adoption shall be furnished by each petitioner for adoption or the petitioner's attorney. The social welfare agency or any person having knowledge of the facts shall supply the court with such additional information as may be

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 necessary to complete the report. The provision of such information shall be prerequisite to the
18 issuance of a final decree in the matter by the court.

19 5. Whenever an adoption decree is amended or annulled, the clerk of the court shall
20 prepare a report thereof, which shall include such facts as are necessary to identify the original
21 adoption report and the facts amended in the adoption decree as shall be necessary to properly
22 amend the birth record.

23 6. Not later than the fifteenth day of each calendar month or more frequently as directed
24 by the state registrar the clerk of the court shall forward to the state registrar reports of decrees
25 of adoption, annulment of adoption and amendments of decrees of adoption which were entered
26 in the preceding month, together with such related reports as the state registrar shall require.

27 7. When the state registrar shall receive a report of adoption, annulment of adoption, or
28 amendment of a decree of adoption for a person born outside this state, he or she shall forward
29 such report to the state registrar in the state of birth.

30 8. In a case of adoption in this state of a person not born in any state, territory or
31 possession of the United States or country not covered by interchange agreements, the state
32 registrar shall upon receipt of the certificate of decree of adoption prepare a birth certificate in
33 the name of the adopted person, as decreed by the court. The state registrar shall file the
34 certificate of the decree of adoption, and such documents may be opened by the state registrar
35 only by an order of court. The birth certificate prepared under this subsection shall have the
36 same legal weight as evidence as a delayed or altered birth certificate as provided in section
37 193.235.

38 9. The department, upon receipt of proof that a person has been adopted by a Missouri
39 resident pursuant to laws of countries other than the United States, shall prepare a birth
40 certificate in the name of the adopted person as decreed by the court of such country. If such
41 proof contains the surname of either adoptive parent, the department of health and senior services
42 shall prepare a birth certificate as requested by the adoptive parents. Any subsequent change of
43 the name of the adopted person shall be made by a court of competent jurisdiction. The proof
44 of adoption required by the department shall include a copy of the original birth certificate and
45 adoption decree, an English translation of such birth certificate and adoption decree, and a copy
46 of the approval of the immigration of the adopted person by the Immigration and Naturalization
47 Service of the United States government which shows the child lawfully entered the United
48 States. The authenticity of the translation of the birth certificate and adoption decree required
49 by this subsection shall be sworn to by the translator in a notarized document. The state registrar
50 shall file such documents received by the department relating to such adoption and such
51 documents may be opened by the state registrar only by an order of a court. A birth certificate
52 pursuant to this subsection shall be issued upon request of one of the adoptive parents of such

53 adopted person or upon request of the adopted person if of legal age. The birth certificate
54 prepared pursuant to the provisions of this subsection shall have the same legal weight as
55 evidence as a delayed or altered birth certificate as provided in sections 193.005 to 193.325.

56 10. If no certificate of birth is on file for the person under twelve years of age who has
57 been adopted, a belated certificate of birth shall be filed with the state registrar as provided in
58 sections 193.005 to 193.325 before a new birth record is to be established as result of adoption.
59 A new certificate is to be established on the basis of the adoption under this section and shall be
60 prepared on a certificate of live birth form.

61 11. If no certificate of birth has been filed for a person twelve years of age or older who
62 has been adopted, a new birth certificate is to be established under this section upon receipt of
63 proof of adoption as required by the department. A new certificate shall be prepared in the name
64 of the adopted person as decreed by the court, registering adopted parents' names. The new
65 certificate shall be prepared on a delayed birth certificate form. The adoption decree is placed
66 in a sealed file and shall not be subject to inspection except upon an order of the court.

193.135. 1. The state registrar shall establish a new certificate of birth for a person born
2 in this state when he or she received the following:

3 (1) A certificate of decree of adoption as provided in section 193.125 or a report of
4 adoption prepared and filed in accordance with the laws of another state or foreign country, or
5 a certified copy of the decree of adoption, together with the information necessary to identify the
6 original certificate of birth and to establish a new certificate of birth; except that a new certificate
7 of birth shall not be established if so requested by the court decreeing the adoption, the adoptive
8 parents, or the adopted person;

9 (2) A request that a new certificate be established upon such evidence as required by the
10 department proving that such person has been legitimated.

11 2. When a new certificate of birth is established, the actual place and date of birth shall
12 be shown. The new certificate shall be substituted for the original certificate of birth in the files,
13 and the original certificate of birth and the evidence of adoptions or legitimation shall not be
14 subject to inspection except upon order of a court of competent jurisdiction or as provided by
15 department rules, **except a copy of the original certificate of birth may be disclosed under**
16 **sections 453.510 and 453.515.**

17 3. Upon receipt of a report of an amended decree of adoption, the certificate of birth shall
18 be amended.

19 4. Upon receipt of a report or decree of annulment of adoption, the original certificate
20 of birth shall be restored to its place in the files and the new certificate and evidence shall not
21 be subject to inspection except upon order of a court of competent jurisdiction or as provided by
22 department rules.

23 5. When a new certificate of birth is established by the state registrar, all copies of the
24 original certificate of birth in the custody of any other custodian of vital records in this state shall
25 be sealed from inspection or forwarded to the state registrar, as he directs.

193.255. 1. The state registrar and other custodians of vital records authorized by the
2 state registrar to issue certified copies of vital records upon receipt of application shall issue a
3 certified copy of any vital record in his **or her** custody or a part thereof to any applicant having
4 a direct and tangible interest in the vital record. Each copy issued shall show the date of
5 registration, and copies issued from records marked "Delayed" or "Amended" shall be similarly
6 marked and show the effective date. The documentary evidence used to establish a delayed
7 certificate shall be shown on all copies issued. All forms and procedures used in the issuance
8 of certified copies of vital records in the state shall be provided or approved by the state registrar.
9 **The state registrar and other custodians of vital records authorized by the state registrar**
10 **to issue copies of vital records shall issue an uncertified copy of an original birth certificate**
11 **to an adopted person or the adopted person's lineal descendants if the adopted person is**
12 **deceased only in accordance with the provisions of sections 453.121, 453.510, and 453.515.**

13 2. A certified copy of a vital record or any part thereof, issued in accordance with
14 subsection 1 of this section, shall be considered for all purposes the same as the original and shall
15 be prima facie evidence of the facts stated therein, provided that the evidentiary value of a
16 certificate or record filed more than one year after the event, or a record which has been
17 amended, shall be determined by the judicial or administrative body or official before whom the
18 certificate is offered as evidence.

19 3. The federal agency responsible for national vital statistics may be furnished such
20 copies or data from the system of vital statistics as it may require for national statistics, provided
21 such federal agency share in the cost of collecting, processing, and transmitting such data, and
22 provided further that such data shall not be used for other than statistical purposes by the federal
23 agency unless so authorized by the state registrar.

24 4. Federal, state, local and other public or private agencies may, upon request, be
25 furnished copies or data of any other vital statistics not obtainable under subsection 1 of this
26 section for statistical or administrative purposes upon such terms or conditions as may be
27 prescribed by regulation, provided that such copies or data shall not be used for purposes other
28 than those for which they were requested unless so authorized by the state registrar.

29 5. The state registrar may, by agreement, transmit copies of records and other reports
30 required by sections 193.005 to 193.325 to offices of vital statistics outside this state when such
31 records or other reports relate to residents of those jurisdictions or persons born in those
32 jurisdictions. This agreement shall require that the copies be used for statistical and
33 administrative purposes only, and the agreement shall further provide for the retention and

34 disposition of such copies. Copies received by the department from offices of vital statistics in
35 other states shall be handled in the same manner as prescribed in this section.

36 6. No person shall prepare or issue any certificate which purports to be an original,
37 certified copy, or copy of a vital record except as authorized herein or by regulations adopted
38 hereunder.

39 7. Upon application from either parent, or if both parents are deceased, the sibling of the
40 stillborn child, pursuant to subsection 7 of section 193.165, the state registrar or other custodians
41 of vital records shall issue to such applicant a certificate of birth resulting in stillbirth. The
42 certificate shall be based upon the information available from the spontaneous fetal death report
43 filed pursuant to section 193.165. Any certificate of birth resulting in stillbirth issued shall
44 conspicuously include, in no smaller than twelve-point type, the statement "This is not proof of
45 a live birth.". No certificate of birth resulting in stillbirth shall be issued to any person other than
46 a parent, or if both parents are deceased, the sibling of the stillborn child who files an application
47 pursuant to section 193.165. The state registrar or other custodians of vital records are authorized
48 to charge a minimal fee to such applicant to cover the actual costs of providing the certificate
49 pursuant to this section.

50 8. Any parent, or if both parents are deceased, any sibling of the stillborn child may file
51 an application for a certificate of birth resulting in stillbirth for a birth that resulted in stillbirth
52 prior to August 28, 2004.

453.121. 1. As used in this section, unless the context clearly indicates otherwise, the
2 following terms mean:

3 (1) "Adopted adult", any adopted person who is eighteen years of age or over;

4 (2) "Adopted child", any adopted person who is less than eighteen years of age;

5 (3) "Adult sibling", any brother or sister of the whole or half blood who is eighteen years
6 of age or over;

7 (4) **"Biological parent", the natural and biological mother or father of the adopted
8 child;**

9 (5) "Identifying information", information which includes the name, date of birth, place
10 of birth and last known address of the biological parent;

11 [(5)] (6) **"Lineal descendant", a legal descendant of a person as defined in section
12 472.010;**

13 (7) "Nonidentifying information", information concerning the physical description,
14 nationality, religious background and medical history of the biological parent or sibling.

15 2. All papers, records, and information pertaining to an adoption whether part of any
16 permanent record or file may be disclosed only in accordance with this section, **except a copy
17 of the original certificate of birth may be disclosed under sections 453.510 and 453.515.**

18 3. Nonidentifying information, if known, concerning undisclosed biological parents or
19 siblings shall be furnished by the child-placing agency or the juvenile court to the adoptive
20 parents, legal guardians [or] , adopted adult **or the adopted adult's lineal descendants if the**
21 **adopted adult is deceased**, upon written request therefor.

22 4. An adopted adult, **or an adopted adult's lineal descendants if the adopted adult**
23 **is deceased**, may make a written request to the circuit court having original jurisdiction of such
24 adoption to secure and disclose information identifying the adopted adult's biological parents.
25 If the biological parents have consented to the release of identifying information under
26 subsection [11] **10** of this section, the court shall disclose such identifying information to the
27 adopted adult **or the adopted adult's lineal descendants if the adopted adult is deceased**. If
28 the biological parents have not consented to the release of identifying information under
29 subsection [11] **10** of this section, the court shall, within ten days of receipt of the request, notify
30 in writing [the adoptive parents of such petitioner and] the child-placing agency or juvenile court
31 personnel having access to the information requested of the request by the adopted adult **or the**
32 **adopted adult's lineal descendants**.

33 5. Within three months after receiving notice of the request of the adopted adult, [the
34 child-placing agency or juvenile court personnel shall notify the adoptive parents, if such
35 adoptive parents are living and shall not make any attempt to notify the biological parents
36 without prior written consent of such adoptive parents for adoptions instituted or completed prior
37 to August 13, 1986, but may proceed if there is proof that the adoptive parents are deceased or
38 incapacitated, as such term is defined in chapter 475. If the adoptive parents are living but are
39 unwilling to give such written consent, the child-placing agency or the juvenile court personnel
40 shall make a written report to the court stating that they were unable to notify the biological
41 parent. If the adoptive parents are deceased or give written consent] **or the adopted adult's**
42 **lineal descendants**, the child-placing agency or the juvenile court personnel shall make
43 reasonable efforts to notify the biological parents of the request of the adopted adult **or the**
44 **adopted adult's lineal descendants**. The child-placing agency or juvenile court personnel may
45 charge actual costs to the adopted adult **or the adopted adult's lineal descendants** for the cost
46 of making such search. All communications under this subsection are confidential. For purposes
47 of this subsection, "notify" means a personal and confidential contact with the biological parent
48 of the adopted adult, which initial contact shall [not be made by mail and shall] be made by an
49 employee of the child-placing agency which processed the adoption, juvenile court personnel or
50 some other licensed child-placing agency designated by the child- placing agency or juvenile
51 court. Nothing in this section shall be construed to permit the disclosure of communications
52 privileged pursuant to section 491.060. At the end of three months, the child-placing agency or

53 juvenile court personnel shall file a report with the court stating that each biological parent that
54 was located was given the following information:

55 (1) The nature of the identifying information to which the agency has access;

56 (2) The nature of any nonidentifying information requested;

57 (3) The date of the request of the adopted adult **or the adopted adult's lineal**
58 **descendants;**

59 (4) The right of the biological parent to file an affidavit with the court stating that the
60 identifying information should be disclosed;

61 (5) The effect of a failure of the biological parent to file an affidavit stating that the
62 identifying information should be disclosed.

63 6. If the child-placing agency or juvenile court personnel reports to the court that it has
64 been unable to notify the biological parent within three months, the identifying information shall
65 not be disclosed to the adopted adult **or the adopted adult's lineal descendants**. Additional
66 requests for the same or substantially the same information may not be made to the court within
67 one year from the end of the three-month period during which the attempted notification was
68 made, unless good cause is shown and leave of court is granted.

69 7. If, within three months, the child-placing agency or juvenile court personnel reports
70 to the court that it has notified the biological parent pursuant to subsection 5 of this section, the
71 court shall receive the identifying information from the child-placing agency. If an affidavit duly
72 executed by a biological parent authorizing the release of information is filed with the court, the
73 court shall disclose the identifying information as to that biological parent to the adopted adult[,
74 provided that] , **or the adopted adult's lineal descendants if the adopted adult is deceased.**
75 **If** the other biological parent either:

76 (1) Is unknown;

77 (2) [Is known but cannot be found and notified pursuant to section 5 of this act;

78 (3)] Is deceased; or

79 [(4)] (3) Has filed with the court an affidavit authorizing release of identifying
80 information, **the court shall disclose the identifying information as to that biological parent**
81 **to the adopted adult or the adopted adult's lineal descendants if the adopted adult is**
82 **deceased**. If the biological parent fails or refuses to file an affidavit with the court authorizing
83 the release of identifying information, then the identifying information shall not be released **with**
84 **respect to that biological parent** to the adopted adult **or the lineal descendant if the adopted**
85 **adult is deceased**. No additional request for the same or substantially the same information may
86 be made within three years of the time the biological parent fails or refuses to file an affidavit
87 authorizing the release of identifying information.

88 8. If the biological parent is deceased [but previously had filed an affidavit with the court
89 stating that identifying information shall be disclosed, the information shall be forwarded to and
90 released by the court to the adopted adult. If the biological parent is deceased and, at any time
91 prior to his death, the biological parent did not file an affidavit with the court stating that the
92 identifying information shall be disclosed, the adopted adult may petition the court for an order
93 releasing the identifying information. The court shall grant the petition upon a finding that
94 disclosure of the information is necessary for health-related purposes] , **the court shall disclose**
95 **the identifying information as to that biological parent to the adopted adult or the adopted**
96 **adult's lineal descendants if the adopted adult is deceased.**

97 9. Any adopted adult whose adoption was finalized in this state or whose biological
98 parents had their parental rights terminated in this state may request the court to secure and
99 disclose identifying information concerning an adult sibling [and upon a finding by the court that
100 such information is necessary for urgent health-related purposes in the same manner as provided
101 in this section]. Identifying information pertaining exclusively to the adult sibling, whether part
102 of the permanent record of a file in the court or in an agency, shall be released only upon consent
103 of that adult sibling.

104 10. The central office of the children's division within the department of social services
105 shall maintain a registry by which biological parents, adult siblings, and adoptive adults may
106 indicate their desire to be contacted by each other. The division may request such identification
107 for the registry as a party may possess to assure positive identifications. At the time of registry,
108 a biological parent or adult sibling may consent in writing to the release of identifying
109 information to an adopted adult. If such a consent has not been executed and the division
110 believes that a match has occurred on the registry between biological parents or adult siblings
111 and an adopted adult, an employee of the division shall make the confidential contact provided
112 in subsection 5 of this section with the biological parents or adult siblings and with the adopted
113 adult. If the division believes that a match has occurred on the registry between one biological
114 parent or adult sibling and an adopted adult, an employee of the division shall make the
115 confidential contact provided by subsection 5 of this section with the biological parent or adult
116 sibling. The division shall then attempt to make such confidential contact with the other
117 biological parent, and shall proceed thereafter to make such confidential contact with the adopted
118 adult only if the division determines that the other biological parent meets one of the conditions
119 specified in subsection 7 of this section. The biological parent, adult sibling, or adopted adult
120 may refuse to go forward with any further contact between the parties when contacted by the
121 division.

122 11. The provisions of this section, except as provided in subsection 5 of this section
123 governing the release of identifying and nonidentifying adoptive information apply to adoptions
124 completed before and after August 13, 1986.

**453.510. 1. Effective for all adoptions completed after August 28, 2011, an adopted
2 person, who is eighteen years of age, born in this state, and provides proof of identification
3 or the adopted person's lineal descendants if the adopted person is deceased, may obtain
4 a copy of such adopted person's original certificate of birth from the state registrar in the
5 department of health and senior services unless the birth mother or birth father has
6 objected as provided by subsection 2 of this section.**

**7 2. Prior to the entry of any decree of adoption, the birth mother and birth father
8 shall be provided with a form by the juvenile court to determine whether the birth mother
9 or father wishes to maintain the confidentiality of the original birth certificate. The birth
10 mother or birth father may signify an objection to the disclosure of the original birth
11 certificate of the adopted person on the form provided by the juvenile court. If the birth
12 mother or birth father objects, the juvenile court shall provide this form to the state
13 registrar to be filed with the original certificate of birth. No decree of adoption shall be
14 entered in this state until the birth mother and birth father, unless he is unknown or
15 refuses to do so, have been afforded the opportunity to communicate their individual
16 wishes as to the disclosure of the original birth certificate.**

**17 3. (1) If a birth mother or birth father has objected to the disclosure of the original
18 birth certificate under subsection 2 of this section, then an adopted person who is at least
19 eighteen years of age, born in this state, and provided proof of identification, or the
20 adopted person's lineal descendants if the adopted person is deceased, may request that the
21 department of social services, the child-placing agency which processed the adoption, or
22 the juvenile court personnel make reasonable efforts to notify the birth mother and birth
23 father of the request of the adopted adult or the adopted adult's lineal descendants. If the
24 department of social services does not have sufficient information or resources to locate
25 and notify the birth mother and birth father, the department may refer the adopted person
26 or the adopted person's lineal descendants to, or work in conjunction with, the child-
27 placing agency, or the juvenile court to notify the birth mother and birth father of the
28 request of the adopted adult or the adopted adult's lineal descendants. The department
29 of social services, the child-placing agency, or the juvenile court may charge actual costs
30 to the adopted adult or the adopted adult's lineal descendants for the cost of attempting to
31 notify the birth mother and birth father. All communications under this section are
32 confidential. For purposes of this subsection, "notify" means personal and confidential
33 contact with the birth mother and birth father of the adopted adult, which initial contact**

34 shall be made by an employee of the department of social services, the child-placing agency
35 which processed the adoption, juvenile court personnel, or some other licensed child-
36 placing agency designated by the department of social services, the child-placing agency,
37 or the juvenile court. Nothing in this section shall be construed to permit the disclosure
38 of communications privileged under section 491.060.

39 (2) If the birth mother and birth father consent to the release of the original birth
40 certificate under this subsection, the department of social services, the child placing agency,
41 or the juvenile court personnel shall obtain a copy of a notarized form provided by the
42 juvenile court and signed by the birth mother and birth father, if known, giving consent
43 to release of the original birth certificate and provide it to the adopted person or the
44 adopted person's lineal descendants. The adopted person or the adopted persons lineal
45 descendants may obtain a copy of the adopted person's original birth certificate in
46 accordance with subsection 5 of this section upon presenting the notarized consent form
47 to the registrar.

48 (3) If the birth mother or birth father does not consent to the release of a copy of the
49 original certificate of birth, or cannot be located, such copy shall not be released. The
50 adopted person or the adopted person's lineal descendants if the adopted person is
51 deceased may request that the department of social services, the child placing agency, or
52 the juvenile court personnel contact the birth mother and birth father again not less than
53 three years after the date of his or her original request and not less than three years from
54 the date of any future requests.

55 4. If the birth mother or birth father objected under subsection 2 of this section,
56 upon the birth mother's and birth father's death, the adopted person or the adopted
57 person's lineal descendants if the adopted person is deceased may obtain a copy of the
58 original certificate of birth from the state registrar.

59 5. Any time a copy of an original certificate of birth is obtained under this section,
60 the state registrar shall issue an uncertified copy of the unaltered, original birth certificate
61 to the adopted person or the adopted person's lineal descendants if the adopted person is
62 deceased. The copy of the birth certificate shall have the following statement printed on
63 it: "For informational purposes only - not to be used for establishing identity."

453.515. 1. (1) For all adoptions completed on or prior to August 28, 2011, an
2 adopted person who is at least eighteen years of age, born in this state, and provides proof
3 of identification, or the adopted person's lineal descendants if the adopted person is
4 deceased, may request that the department of social services, the child-placing agency
5 which processed the adoption, or the juvenile court personnel make reasonable efforts to
6 notify the birth mother and birth father of the request of the adopted adult or the adopted

7 adult's lineal descendants to request their consent to release a copy of the adopted adult's
8 original birth certificate. If the department of social services does not have sufficient
9 information or resources to locate and notify the birth mother and birth father, the
10 department may refer the adopted person or the adopted person's lineal descendants to,
11 or work in conjunction with, the child-placing agency or the juvenile court to notify the
12 birth mother and birth father of the request of the adopted adult or the adopted adult's
13 lineal descendants. The department of social services, the child-placing agency, or the
14 juvenile court may charge actual costs to the adopted adult or the adopted adult's lineal
15 descendants for the cost of attempting to notify the birth mother and birth father. All
16 communications under this section are confidential. For purposes of this subsection,
17 "notify" means personal and confidential contact with the birth mother and birth father
18 of the adopted adult, which initial contact shall be made by an employee of the department
19 of social services, the child-placing agency which processed the adoption, juvenile court
20 personnel, or some other licensed child-placing agency designated by the department of
21 social services, the child-placing agency, or the juvenile court. Nothing in this section shall
22 be construed to permit the disclosure of communications privileged under section 491.060.

23 (2) If the birth mother and birth father consent to the release of the original birth
24 certificate, the department of social services, the child placing agency, or the juvenile court
25 personnel shall obtain a copy of a notarized form provided by the juvenile court and signed
26 by the birth mother and birth father, if known, giving consent to release of the original
27 birth certificate and provide it to the adopted person or the adopted person's lineal
28 descendants. The adopted person or the adopted persons lineal descendants may obtain
29 a copy of the adopted person's original birth certificate in accordance with subsection 5 of
30 section 453.510 upon presenting the notarized consent form to the registrar.

31 (3) If the birth mother or birth father does not consent to the release of a copy of
32 the original certificate of birth or cannot be located, such copy shall not be released. The
33 adopted person or the adopted person's lineal descendants if the adopted person is
34 deceased may request that the department of social services, the child placing agency, or
35 the juvenile court personnel contact the birth mother and birth father again not less than
36 three years after the date of his or her original request and not less than three years from
37 the date of any future requests.

38 2. Upon the birth mother's and birth father's death, the adopted person or the
39 adopted person's lineal descendants if the adopted person is deceased may obtain a copy
40 of the original certificate of birth from the state registrar.

41 3. Any time a copy of an original certificate of birth is obtained under this section,
42 the state registrar shall issue an uncertified copy of the unaltered, original birth certificate

43 to the adopted person or the adopted person's lineal descendants if the adopted person is
44 deceased. The copy of the birth certificate shall have the following statement printed on
45 it: "For informational purposes only - not to be used for establishing identity."

2 453.520. 1. The department of social services and the state registrar shall jointly
2 promulgate rules to carry out sections 453.510 and 453.515.

3 2. Any rule or portion of a rule, as that term is defined in section 536.010 that is
4 created under the authority delegated in this section shall become effective only if it
5 complies with and is subject to all of the provisions of chapter 536, and, if applicable,
6 section 536.028. This section and chapter 536 are nonseverable and if any of the powers
7 vested with the general assembly pursuant to chapter 536, to review, to delay the effective
8 date, or to disapprove and annul a rule are subsequently held unconstitutional, then the
9 grant of rulemaking authority and any rule proposed or adopted after August 28, 2011,
10 shall be invalid and void.

T