

**Appendix 5**  
**ADOPTION FORMS**

STATE OF INDIANA	)	IN THE (county) (name of court) COURT
	) SS:	
COUNTY OF (county)	)	ADOPTION DOCKET: _____
	)	
IN THE MATTER OF:	)	
	)	
THE ADOPTION OF:	)	
	)	
(name), Minor Child.	)	

CONSENT TO ADOPTION

Comes now (name of biological father/mother) (date of birth), who being duly sworn upon his or her oath, states as follows:

1. That I am the natural (mother/father) of (child), minor child, and that I consent to the adoption of said child, born \_\_\_\_\_ by (adoptive parents), and fully acknowledge and understand the legal consequences of my consent, and waive notice of hearing on said adoption.

(if postadoption contact agreement has been made)

2. That I am contemporaneously executing a postadoption contact agreement pursuant to IC 31-19-16-1 which agreement reserves to me certain contact with the child so long as it is in her/his best interest.

3. That I understand that the adoption, if granted, is irrevocable even if the adoptive parents do not abide by the agreement or if the Court, after notice to me and a hearing, voids or modifies the agreement.

4. That I have consulted with my attorney prior to executing this consent.

5. That I hereby submit to the jurisdiction of the Indiana Courts and waive any and all notice of any hearing regarding the adoption.

\_\_\_\_\_  
(Name)Natural Father/Mother

Sworn to me and subscribed in my presence as a Notary Public in and for the State of \_\_\_\_\_, County of \_\_\_\_\_, this \_\_\_\_ day of \_\_\_\_\_, 200\_\_.

\_\_\_\_\_  
Notary Public



STATE OF INDIANA     )                   IN THE (county)(name of court) COURT  
                                   ) SS:  
 COUNTY OF (county)   )                   ADOPTION DOCKET: \_\_\_\_\_  
  
 IN THE MATTER OF:    )  
                                   )  
 THE ADOPTION OF:    )  
                                   )  
 (child), Minor Child    )

**PETITION FOR ADOPTION**

Come now, (prospective adoptive parent names), by counsel, (attorney name), and pursuant to IC 31-19-2-6 respectfully request the Court enter an Order granting the adoption of (child), a minor child, to Petitioners, and changing the name of the minor child to reflect said adoption by Petitioners, and in support thereof would show the court as follows:

1. (Child), is a minor, (race), (male/female) child, born at (place of birth), on (date of birth).
2. (Child) possesses no real or personal property. (or if child does, give description and value of same.)
3. (Adoptive father), (age), and (adoptive mother), (age), were married at (place of marriage) on (date of marriage), and reside at (address of marital residence).
4. The name and address of the minor child’s natural parent/s is unknown to Petitioners. (or if known, list the same here.)
5. The child is currently a ward of the (county) County Office of Family and Children. (if an agency is sponsoring adoption, list that information as well.)
6. (Child) has resided with Petitioners in their home during the time period \_\_\_\_\_ through \_\_\_\_\_.
7. Neither Petitioner has been convicted of any crimes referenced in IC 31-19-11-1(c).
8. Biological mother, (mother) has signed a consent to adoption form, and a postadoption visitation agreement, both of which are in the possession of the (agency).
9. Biological father, (father) has established paternity by signed a paternity affidavit.
10. Notice of this petition is being served on the biological father, (father) pursuant to IC 31-19-4-10.
11. Consent to adoption by the paternity affidavit father is not required pursuant to IC 31-19-9-8 [Specify reasons in reference to statute. (a)(1) through (4)]. [Example: [IC 31-19-9-8(a)(2) father has knowingly failed to provide for the care and support of the child when able to do so as required by law or judicial decree].
12. (Child) is a “hard to place” child as defined by IC 31-9-2-51 due to the child’s medical condition, which has been diagnosed as \_\_\_\_\_.
13. Petitioners are seeking adoption subsidy as is available to them at the discretion of the court; however, Petitioners’ willingness to proceed with said adoption is not dependent on nor conditioned upon obtaining such adoption subsidy.
14. (Child’s) name should be changed to (new name) upon the granting of this Petition for Adoption.

WHEREFORE, Petitioners respectfully request the Court grant the adoption of (child’s current name) by (name of petitioners) and further Order child’s name to be changed to (new name) upon the granting of said Petition.

Respectfully submitted,

\_\_\_\_\_  
Adoptive Father

\_\_\_\_\_  
Adoptive Mother

We hereby swear or affirm that the foregoing statements and representations are true to the best of our knowledge and belief.

\_\_\_\_\_  
Adoptive Father

\_\_\_\_\_  
Adoptive Mother

\_\_\_\_\_  
Attorney for Petitioners  
Attorney's Address  
Attorney's Telephone Number

STATE OF INDIANA                    )                    IN THE (county) (name of court) COURT  
   ) SS:  
 COUNTY OF (county)                )                    ADOPTION DOCKET: \_\_\_\_\_  
 IN THE MATTER OF:                    )  
   )  
 THE ADOPTION OF:                    )  
   )  
 (name), Minor Child                 )

NOTICE TO NAMED FATHER

(putative father's name), who has been named the father of the child born to (mother's name) on (date), or who claims to be the father of the child born to (mother's name) on (date), is notified that a petition for adoption of the child was filed in the office of the clerk of \_\_\_\_\_ court, (address of court).

If (putative father's name) seeks to contest the adoption of the child, IC 31-19-9-12 requires that he must file a motion to contest the adoption in accordance with IC 31-19-10-1 in the above named court, and a paternity action under IC 31-14 not later than thirty (30) days after the date of service of this notice.

If (putative father's name):

(1) does not file:

(A) a motion to contest the adoption; and

(B) a paternity action under IC 31-14;

within thirty (30) days after service of this notice; or

(2) after filing a paternity action under IC 31-14 fails to establish paternity;

the above named court will hear and determine the petition for adoption. His consent will be irrevocably implied and he will lose his right to contest either the adoption or the validity of his implied consent to the adoption. He will lose his right to establish his paternity of the child under IC 31-14. Nothing \_\_\_\_\_ (mother's name) or anyone else says to \_\_\_\_\_ (putative father's name) relieves \_\_\_\_\_ (putative father's name) of his obligations under this notice.

Under Indiana law, a putative father is a person who is named as or claims that he may be the father of a child born out of wedlock but who has not yet been legally proven to be the child's father. For purposes of this notice, (putative father's name) is a putative father under the laws in Indiana regarding adoption.

\_\_\_\_\_  
 Clerk of \_\_\_\_\_ Court

STATE OF INDIANA                    )                    IN THE (county) (name of court) COURT  
   ) SS:  
 COUNTY OF (county)                )                    ADOPTION DOCKET: \_\_\_\_\_  
   )  
 IN THE MATTER OF:                 )  
   )  
 THE ADOPTION OF:                    )  
   )  
 (name), Minor Child                 )

NOTICE TO UNNAMED FATHER

The unnamed putative father of the child born to \_\_\_\_\_ (mother's name) on \_\_\_\_\_ (date), or the person who claims to be the father of the child born to \_\_\_\_\_ (mother's name) on \_\_\_\_\_ (date), is notified that a petition for adoption of the child was filed in the office of the clerk of \_\_\_\_\_ court, \_\_\_\_\_ (address of court).

If the unnamed putative father seeks to contest the adoption of the child, the IC 31-19-19-9-12 requires that unnamed putative father must file a motion to contest the adoption in accordance with IC 31-19-10-1 in the above named court and a paternity action under IC 31-14 within thirty (30) days after the date of service of this notice. This notice may be served by publication.

If the unnamed putative father:

(1) does not file:

- (A) a motion to contest the adoption; and
  - (B) a paternity action under IC 31-14;
- within thirty (30) days after service of this notice; or

(2) after filing a paternity action under IC 31-14 fails to establish paternity within a reasonable;

the above named court shall hear and determine the petition for adoption. The unnamed putative father's consent is irrevocably implied and the unnamed putative father loses the right to contest the adoption or the validity of the unnamed putative father's implied consent to the adoption. The unnamed putative father loses the right to establish paternity of the child under IC 31-14.

Nothing (mother's name) or any one else says to the unnamed putative father of the child relieves the unnamed putative father of his obligations under this notice.

Under Indiana law, a putative father is a person who is named as or claims that he may be the father of a child born out of wedlock but who has not yet been legally proven to be the child's father."

\_\_\_\_\_  
 Clerk of \_\_\_\_\_ Court



interests in the estate of such adopting parent, by descent or otherwise, which said child would be entitled to if she had been the natural heir of such adoptive parents.

The Court now finds that the costs of this matter have been paid by the petitioners herein.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the above-entitled petition for the adoption of \_\_\_\_\_ (child) and the postadoption contact agreement, attached to this Decree, are hereby approved and granted and the custody of the child is granted to the Petitioners.

IT IS FURTHER ORDERED that said child shall take the name requested in open court, namely \_\_\_\_\_ (child) shall take the name of \_\_\_\_\_ (child's new name); and it is further ordered that she shall for all intents and purposes be entitled to the same rights and privileges which she would be entitled to if she had been the natural heir of such adopting parents. That the legal rights of the natural mother and natural father are hereby terminated by operation of law.

THE COURT FURTHER ORDERS AND DECREES that a certificate of this Order of Adoption, signed by the Judge of this Court, and under the seal thereof be delivered to the

Indiana State Division of Family and Children and the Indiana Board of Health. All of which is ordered this \_\_\_\_\_ day of \_\_\_\_\_, 200\_\_.

\_\_\_\_\_

Judge, \_\_\_\_\_ Court

Distribution:

Counsel for adoptive parents

STATE OF INDIANA ) IN THE (county) COUNTY PROBATE COURT  
 ) SS:  
 COUNTY OF (county) ) ADOPTION DOCKET: \_\_\_\_\_  
 IN THE MATTER OF: )  
 )  
 THE ADOPTION OF: )  
 )  
 (name), Minor Child )

**POSTADOPTION CONTACT AGREEMENT**

This agreement is entered into pursuant to IC 31-19-16-1 through 8, by and between (names), prospective adoptive parents of (child), minor child over the age of two (2) years and (name), natural parent of said child. All parties have had the benefit of counsel prior to entering into this agreement. The parties agree that the adoption of said child by Petitioners is in the child’s best interest and that continued contact with the parent, under certain conditions, is also in the child’s best interest.

The natural parent is contemporaneously executing a consent to the adoption of said child by Petitioners. The natural parent, acknowledges that she/he understands that this consent is irrevocable and that she/he consents of her/his own free will and not as a result of duress, inducement or intimidation.

Petitioners acknowledge that this agreement grants the natural parent the right to seek to enforce the postadoption privileges set forth in the agreement. The natural parent acknowledges that the adoption is irrevocable even if Petitioners do not abide by the postadoption contact agreement.

The parties, having contemplated and negotiated the terms of this agreement and having consulted with the licensed child placing agency which is sponsoring this adoption and the child’s Guardian Ad Litem appointed under IC 31-32-3-1, now reduce their agreement to writing as follows:

1. Petitioners agree to make the child available for visitation with the parent as often as the child’s counselor may deem appropriate but such visitation shall not exceed \_\_\_\_ (number) visits per year, spaced at least one month apart, starting from the date this agreement is approved by the Court unless Petitioners, in their sole discretion, agree to allow additional visits.
2. Visitation will occur at a mutually agreeable place. If the parties cannot agree, visitation will occur at a public place designated by Petitioners such as a children’s museum, zoo, restaurant or shopping center.
3. The natural parent will bear the costs for her/his own transportation to the visits even if she/he or Petitioners no longer reside in (county) County.
4. Arrangements for the visitation shall be initiated by the natural parent thirty (30) days in advance of the requested date. Visitation will not occur on the child’s birthday or any holiday unless Petitioners agree. Petitioners may then choose a date up to one week earlier or one week later than the proposed date if the natural parent’s proposed date conflicts with Petitioner’s schedules. The parties will use their best efforts to select a mutually convenient time for the visits.
5. The parties will keep each other advised of any changes in their addresses and telephone numbers or they will designate agents who will be able to contact the parties immediately. Any changes in the agents’ addresses or telephone numbers will be forwarded to the other party.
6. The parent may send appropriate gifts and cards to the child on national and religious holidays, and the

child's birthday. The child's counselor will determine if a card or gift is inappropriate. In such case, Petitioners will contact the natural parent to advise why the child was not given the gift or card.

7. Petitioners or their designees will remain with the child during the course of the visit unless they decide otherwise.

8. Each visit will end whenever the natural parent chooses, but in no event shall such visit last longer than six (6) hours unless Petitioners or their designee agrees.

9. The natural parent may bring up to \_\_\_\_ (number) relatives with her/him to the visit.

10. Waiver of any provisions of this agreement does not constitute waiver of any other provision.

Modifications of this agreement must be made in writing and signed by all parties.

11. Neither party may bring a Petition to Modify or Void this agreement pursuant to the above cited statute or in equity or for any other reason unless that party signs a verified petition which swears that the agreement should be voided or modified and stating with specificity the facts supporting the allegations. The parties waive their rights to a hearing as required in the statute and agree that the court may dismiss the Petition or grant summary judgment based on the Petition, any other pleadings filed, or the report from the CASA/Guardian Ad Litem. A party who files such Petition may not file another such petition for one year unless there are substantially different or additional facts to support the request.

\_\_\_\_\_  
(Name) Petitioner (adoptive parent)

\_\_\_\_\_  
(Name), Petitioner (adoptive parent)

\_\_\_\_\_  
Attorney for Petitioners

\_\_\_\_\_  
(Name), Natural Parent

\_\_\_\_\_  
Attorney for Natural Parent

THE UNDERSIGNED RECOMMEND THAT THIS AGREEMENT BE APPROVED BY THE COURT.

\_\_\_\_\_  
Guardian Ad Litem

\_\_\_\_\_  
Licensed Child Placing Agency

APPROVED BY THE COURT:

DATE: \_\_\_\_\_

\_\_\_\_\_  
JUDGE



10. Modification of this agreement must be made in writing, signed by all adoptive parents, and (child #1) and (child #2) if they have reached the age of twelve (12) years, and submitted to the court for approval.

11. Neither party may bring a Petition to Modify, Vacate, or Compel this agreement unless that party signs a verified petition stating with specificity the facts supporting the request.

\_\_\_\_\_  
(Adoptive parent #1)

\_\_\_\_\_  
(Adoptive parent #2)

\_\_\_\_\_  
(Adoptive parent #1)

\_\_\_\_\_  
(Adoptive parent #2)

\_\_\_\_\_  
(Name)  
(Attorney for adoptive parents #1)

\_\_\_\_\_  
(Name) (Attorney  
or adoptive parent #2)

THE UNDERSIGNED RECOMMEND THAT THIS POSTADOPTION SIBLING CONTACT AGREEMENT BE APPROVED BY THE COURT.

\_\_\_\_\_  
Guardian Ad Litem  
Manager  
(county) County Guardian Ad Litem Program

\_\_\_\_\_  
FamilyCase  
County Office Family  
and Children

APPROVED BY COURT:

DATE: \_\_\_\_\_

\_\_\_\_\_  
Judge