

**ORDER UPON FILING
OF PETITION FOR ADOPTION**

Neb. Rev. Stat. §§ 43-104, 43-105

IN THE COUNTY COURT OF _____ COUNTY, NEBRASKA

IN THE MATTER OF THE ADOPTION OF _____

Case # _____

 A minor child

**ORDER UPON FILING
OF PETITION FOR ADOPTION**

Upon the filing of a petition for adoption in the above case, the Court has reviewed the pleadings and attached exhibits, and orders as follows:

APPOINTMENT OF GUARDIAN:

_____ The Court appoints _____ as guardian for the minor child. The Court may authorize execution of substitute consents in the future in accordance with § 43-105(1)(c).

CONSENTS REQUIRED:

- _____ Consent of a minor child over fourteen is required. § 43-104(1)(a)
- _____ Consent of the District Court/County Court/Separate Juvenile Court of this state is required. § 43-104(1)(b)
- _____ Consent of parents/mother/father is required. § 43-104(1)(c)
- _____ Affidavit of mother establishing divorce of parents and state of divorce is required.

SUBSTITUTE CONSENTS REQUIRED:

- _____ Consent of Nebraska Department of Health & Human Services/approved agency is required. § 43-105(1)(a)(b)
- _____ Consent of Guardian/Guardian ad Litem is required if appointed. § 43-105(1)(c)

RELINQUISHMENTS REQUIRED:

- _____ Relinquishment and consent of father is required or denial of paternity and waiver of rights by father is required or Certificate of No Notice to Claim Paternity is required.
- _____ Relinquishment of natural father/mother is required.
- _____ Relinquishment of Department of Health & Human Services/agency is required.

AFFIDAVITS REQUIRED:

- _____ Affidavit by relinquishing parent, if available, affirming prior to relinquishment the parent was presented a non-consent form as provided in § 43-146.06 and given an explanation of the effects of filing or not filing the non-consent form.

NOTICE REQUIRED:

- _____ Notice of the final hearing shall be given to all interested parties, unless a voluntary appearance and waiver of notice is submitted.
- _____ Notice of final hearing shall be given by publication and shall be heard at the same time as the abandonment hearing.

_____ Notice of the abandonment or parent's capability-to-give-consent hearing shall be given to the father pursuant to Neb. Rev. Stat. § 25-505.01, et al; service by publication of abandonment hearing authorized.

HOME STUDY REQUIRED:

_____ A pre-placement home study completed within one (1) year of adoptee's being placed with the petitioner is required. The home study should have been filed with the petition. **No adoption decree shall be issued until six (6) months after a home study has been completed by the department or agency.**

_____ No pre-placement or post-placement home study is required because the proposed adoption is by a step-parent.

_____ No pre-placement home study is required because the child was placed for foster care by or through the Nebraska Department of Health & Human Services or licensed agency in home of petitioner. **A post-placement adoptive home study shall be filed with the Court at least one (1) week prior to the final hearing on adoption.**

_____ A national criminal history record information check and a central registry check by the Nebraska Department of Health & Human Services are required at the costs of the petitioner(s).

_____ A home study has been attached to the petition and no further home study is required.

MEDICAL HISTORY REQUIRED:

_____ No medical history is required because the proposed adoption is by a step-parent.

_____ No medical history is required because the proposed adoption is for a child that was foreign born or abandoned.

_____ A medical history is required and has/has not been filed with the Court.

ORDER FOR HEARING:

_____ No final hearing date should be set until compliance is met as stated above.

_____ The final hearing date is set for _____ at _____m.

_____ A pre-adoption hearing on parents' abandonment or capability to give consent is ordered to held _____ at _____m.

_____ Final hearing to be scheduled on the same date as the pre-adoption hearing on parent's abandonment.

Dated: _____

BY THE COURT: _____

COUNTY COURT JUDGE