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Title 22@ Social Security

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Division 2@ Department of Social Services-Department of Health Services

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Part 2@ Health and Welfare Agency-Department of Health Services Regulations

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Subdivision 4@ Institutions and Boarding Homes for Persons Aged 16 and Above

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Chapter 3@ Adoptions Program Regulations [Renumbered]

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Subchapter 5@ Procedures for Agency Adoptions

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Article 3@ Services for the Birth Parents

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(a) Section 35129.3@ Information and Authorization

## 35129.3 Information and Authorization

In addition to the identifying and nonidentifying information provided by the birth parents on the AD 67 and the AD 67A, the agency shall obtain the following information from other individuals or agencies: (1) Verification of the birth mother's marital history. (A) When verification of the dissolution of all marriages of the birth mother is not possible, the marriages preceding a verified divorce decree shall be assumed to have been validly dissolved. (2) Birth parent's medical background, including illnesses, diseases, or defects of a hereditary or genetic nature, as required by Family Code Section 8706, including, if available, the medical history of the birth parent's extended family. (3) Reports regarding the birth mother from the prenatal physician and the physician who delivered the child, or from the hospital in which the child was born, if available. The reports shall include the following: (A) Information about medications taken by the birth mother during pregnancy. (B) Information about complications of pregnancy or delivery. (4) Existing reports or evaluations regarding the birth parent from medical or mental health professionals and hospitals or institutions in which the birth parent has been an in-patient or out-patient. (5) If any documentation or oral report indicates that the birth parent may be of Indian ancestry, the agency shall obtain that information required by Section 35357(a) before accepting the relinquishment.

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**(3)**

Reports regarding the birth mother from the prenatal physician and the physician who delivered the child, or from the hospital in which the child was born, if available. The reports shall include the following: (A) Information about medications taken by the birth mother during pregnancy. (B) Information about complications of pregnancy or delivery.

**(A)**

Information about medications taken by the birth mother during pregnancy.

**(B)**

Information about complications of pregnancy or delivery.

**(4)**

Existing reports or evaluations regarding the birth parent from medical or mental health professionals and hospitals or institutions in which the birth parent has been an in-patient or out-patient.

**(5)**

If any documentation or oral report indicates that the birth parent may be of Indian ancestry, the agency shall obtain that information required by Section 35357(a) before accepting the relinquishment.

**(b)**

If the agency receives a report or evaluation that is illegible or the photocopy is unclear, the agency shall return it to the source with a request for a clear, legible copy.

**(c)**

The agency shall document in the adoption case record and in the court report the reason(s) that the agency was unable to obtain any of the reports, documents, or information described in Section 35129.3(a). (1) The agency shall indicate the name of any such report or documentation that was not obtained and the reason(s) that the information is not part of the child's medical report on the AD 512.

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**(d)**

The agency shall attempt to obtain the birth mother's and the birth father's authorization for the release of information prior to fulfilling the requirements of Section 35129.3(a). (1) The agency shall use the AD 100 to obtain the birth parents' authorizations for the release of information pursuant to this section.(A) The agency shall indicate on the AD 100, in the space provided, that the prospective adoptive parents and the agency are authorized to receive the

information being sought. (2) On the AD 100, the agency shall advise the birth parent and the source to whom the authorization is to be sent of the following: (A) All nonidentifying information obtained from the source will be given to the prospective adoptive parents prior to the finalization of adoption. (B) All nonidentifying information obtained from the source will be given to the adoptive parents of an adoptee under age 18 and to the adult adoptee, upon written request, in post-adoption services. (C) No identifying information about either the child or his or her birth parents shall be disclosed to the adopting parents or the adult adoptee unless permitted by law.

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No identifying information about either the child or his or her birth parents shall be disclosed to the adopting parents or the adult adoptee unless permitted by law.