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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 6@ Procedures for Intercountry Adoptions

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Article 8@ Intercountry Adoption Court Report

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Section 35319@ Immediate Filing of the Court Report

## 35319 Immediate Filing of the Court Report

After the prospective adoptive parents have filed the petition to adopt the child, the agency shall immediately file the court report when any of the following conditions exist: (1) There is a serious question concerning the suitability of the petitioners. (2) There is a serious question concerning the care provided the child.(A) If the agency knows or reasonably suspects the petitioners have endangered the physical or mental health of a child by abuse or neglect, the agency shall immediately contact the appropriate child protective agency and file the mandatory "Suspected Child Abuse Report" (Form SS 8572 Revised 1/93) pursuant to Penal Code Section 11166(a). (3) The petitioners indicate a desire to withdraw the adoption petition or move to withdraw the adoption petition.

### (1)

There is a serious question concerning the suitability of the petitioners.

### (2)

There is a serious question concerning the care provided the child.(A) If the agency knows or reasonably suspects the petitioners have endangered the physical or mental health of a child by abuse or neglect, the agency shall immediately contact the appropriate child protective agency and file the mandatory "Suspected Child Abuse Report" (Form SS 8572 Revised 1/93) pursuant to Penal Code Section 11166(a).

### (A)

If the agency knows or reasonably suspects the petitioners have endangered the physical or mental health of a child by abuse or neglect, the agency shall immediately contact the appropriate child protective agency and file the mandatory "Suspected Child Abuse Report" (Form SS 8572 Revised 1/93) pursuant to Penal Code Section 11166(a).

**(3)**

The petitioners indicate a desire to withdraw the adoption petition or move to withdraw the adoption petition.

**(b)**

The agency shall include in the court report, as appropriate, the following: (1) The basis for its concern regarding the suitability of the petitioners or the care of the child. (2) A request to the court for direction regarding the situation giving rise to the agency's concern. (3) A recommendation that the adoption petition be denied. (4) A recommendation that the adoption petition be withdrawn according to the petitioner's wishes. (5) A request that the adoption petition be dismissed if it was filed by persons with whom the agency has not signed an adoptive placement agreement.

**(1)**

The basis for its concern regarding the suitability of the petitioners or the care of the child.

**(2)**

A request to the court for direction regarding the situation giving rise to the agency's concern.

**(3)**

A recommendation that the adoption petition be denied.

**(4)**

A recommendation that the adoption petition be withdrawn according to the

petitioner's wishes.

**(5)**

A request that the adoption petition be dismissed if it was filed by persons with whom the agency has not signed an adoptive placement agreement.

**(c)**

If the agency recommends that the adoption petition be denied or withdrawn, it shall appear at the hearing to represent the child.

**(d)**

The agency shall make a copy of its report available to the petitioner's attorney or to the petitioner if he or she is not represented by an attorney.