

# FOREIGN ADOPTION OF NON-HAGUE CONVENTION ADOPTEE CHECKLIST

Name of Attorney or Filing Party: \_\_\_\_\_  
Caption of Adoption: \_\_\_\_\_

Docket No. \_\_\_\_\_

## PETITION

Petition Requirements pursuant to La.Ch.C. Art. 1282.1

The petition for recognition of foreign adoption shall be styled: "In re \_\_\_\_\_, Applying for Recognition of Foreign Adoption from a Non-Hague Convention Country." The petition or an attached exhibit shall state:

### **FOR EACH PETITIONER:**

- full name
- address
- age
- occupation
- marital status of each petitioner
- at least one Petitioner is a domiciliary of the state of Louisiana

### **CHILD:**

- birth name
- place of birth
- date of birth, if unknown, the approximate age of the child

### **OTHER:**

- date the child entered the home of the petitioner
- circumstances under which child was adopted in a foreign country and entered the home of the petitioner
- any relationship existing between the petitioner and the child

## MUST BE INCLUDED:

The following documents **MUST** be included in the record to have adoption granted:

### **CERTIFIED COPY OF:**

- child's original birth certificate or certified copy of a valid birth certificate
  - notarized translation of the birth certificate
- certification for adoption
- certified copy of the documentation of orphan status
- documentary proof of citizenship status
- the original or a certified copy of a valid foreign adoption decree
  - notarized translation of the foreign adoption decree
- a copy of the child's immigrant visa or resident alien card
- affidavit of fees and expenses

**The exhibits to be attached to the petition enable the court to make the findings required by Article 1282.2, including that the child has qualified as a foreign orphan and is lawfully in the United States with the approval of the Immigration and Naturalization Service. Documentation of approved orphan status may vary from case to case and from country to country, including INS form 1-600A, visa or passport inscription, or any other official document that establishes INS certification of the child's orphan status.**

## FINDINGS

The court shall issue a judgment recognizing the foreign adoption and rendering a final decree of adoption upon finding that:

- At least one of the adopting parents is a domiciliary of the state of Louisiana.
- The original or a certified copy of the foreign adoption decree, together with a notarized transcript, has been filed and is presumed to have been granted in accordance with the law of the foreign country.
- The foreign adoption has been completed in accordance with the Hague Convention and the Intercountry Adoption Act.
- The child is either a permanent resident or a naturalized citizen of the United States.
- The petitioners have the ability to care for, maintain, and educate the child.