

# HOUSE RESEARCH

## Bill Summary

**FILE NUMBER:** H.F. 252  
**Version:** First engrossment

**DATE:** March 19, 2013

**Authors:** Allen and others

**Subject:** Transfer of child protection proceedings to tribal court

**Analyst:** Mary Mullen

This publication can be made available in alternative formats upon request. Please call 651-296-6753 (voice); or the Minnesota State Relay Service at 1-800-627-3529 (TTY) for assistance. Summaries are also available on our website at: [www.house.mn/hrd/](http://www.house.mn/hrd/).

---

### Overview

This bill adds that an Indian child in a preadoptive placement or an adoptive placement can be transferred to tribal court in the same manner as a case for termination of parental rights or out-of-home foster care placement.

#### Section

- 1 Transfer of proceedings.** Allows the court, in the absence of good cause to the contrary, to transfer a case to tribal court in a proceeding for a preadoptive or adoptive placement of an Indian child. The transfer can be denied by the tribal court. "Preadoptive placement" means the temporary placement of an Indian child in a foster home or institution after the termination of parental rights, before or instead of adoptive placement. "Adoptive placement" means the permanent placement of an Indian child for adoption, including an action resulting in a final decree of adoption.