

HOUSE RESEARCH

Bill Summary

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Subject: Transfer of child protection proceedings to tribal court

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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** Allows the court 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 court for good cause and the tribal court has to accept the case. "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.