

2016 Regular Session

HOUSE CONCURRENT RESOLUTION NO. 79

BY REPRESENTATIVE EDMONDS

**ADOPTION:** Directs the Louisiana State Law Institute to study and make recommendations to the legislature regarding abuse of incentives in the adoption process

## 1 A CONCURRENT RESOLUTION

2 To authorize and direct the Louisiana State Law Institute to study the laws regarding  
3 adoptions and adoption incentives in Louisiana and to submit a written report of its  
4 findings with recommendations relative to establishing consistent and specific  
5 procedures and laws for all types of adoption to address abuse of incentives in the  
6 adoption process in Louisiana.

7           WHEREAS, Louisiana has many children who are available for adoption; and

8           WHEREAS, the Children's Code provides for various types of adoption in Louisiana;  
9    and

10 WHEREAS, Louisiana law provides procedures for private adoption and agency or  
11 intrafamily adoptions and differences in the laws regarding private adoptions and agency  
12 adoptions may create certain advantages for some parties in the adoption process; and

13 WHEREAS, while other states have specific laws addressing "Adoption Incentives"

14 and laws that set limits on the incentives provided to birth mothers, Louisiana does not; and

15           WHEREAS, without these laws in Louisiana, the potential for monetary gain and  
16   exploitation exists in the adoption process and the emotional impact of wrongful adoptions  
17   on families is significant; and

18 WHEREAS, the prevention of exploitation and wrongful adoptions in the adoption  
19 process should be of the utmost importance to the people of Louisiana.

20           THEREFORE, BE IT RESOLVED that the Legislature of Louisiana does hereby  
21   authorize and direct the Louisiana State Law Institute to compile data relative to the rules

1 and procedures for the adoption of children in Louisiana, to study the laws regarding  
2 adoptions and adoption incentives, and to make recommendations relative to establishing  
3 consistent and specific procedures and laws for all types of adoption and for addressing the  
4 abuse of incentives in the adoption process.

5 BE IT FURTHER RESOLVED that a written report of its findings and  
6 recommendations be submitted to the House Committee on Civil Law and Procedure and  
7 the Senate Committee on Judiciary A no later than sixty days prior to the 2018 Regular  
8 Session of the Legislature of Louisiana.

9 BE IT FURTHER RESOLVED that a suitable copy of this Resolution be transmitted  
10 to the director of the Louisiana State Law Institute.

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#### DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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HCR 79 Engrossed

2016 Regular Session

Edmonds

Directs the La. State Law Institute to study the laws regarding adoptions and wrongful adoptions and make recommendations relative to establishing consistent and specific procedures and laws for all types of adoption which address the abuse of adoption incentives in La.