



General Assembly

Amendment

January Session, 2021

LCO No. 7098



Offered by:

REP. MCCARTHY VAHEY, 133rd Dist.

SEN. CASSANO, 4th Dist.

SEN. HWANG, 28th Dist.

To: House Bill No. 6105

File No. 49

Cal. No. 72

**"AN ACT CONCERNING ACCESS TO ORIGINAL BIRTH
CERTIFICATES BY ADULT ADOPTED PERSONS."**

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Subsections (b) and (c) of section 7-53 of the general
4 statutes are repealed and the following is substituted in lieu thereof
5 (*Effective July 1, 2021*):

6 (b) Except as provided in subsection (c) of this section and section
7 45a-751c, as amended by this act, an original certificate of birth may only
8 be issued if the person named in the certificate of birth is deceased and
9 the person seeking to obtain such certificate of birth is an authorized
10 applicant, as defined in section 45a-743. Any authorized applicant
11 seeking to obtain a copy of the original certificate of birth shall first
12 obtain a written court order issued in accordance with section 45a-751c,
13 as amended by this act. Upon receipt of such court order, the

14 [department] registrar of vital statistics of the municipality of an
15 adopted person's birth may issue an uncertified copy of the original
16 certificate of birth on file, marked with a notation by the issuer that such
17 original certificate of birth has been superseded by a replacement
18 certificate of birth as on file.

19 (c) Upon written request, the [department shall] registrar of vital
20 statistics of the municipality of an adopted person's birth shall, not later
21 than thirty days after such written request, issue an uncertified copy of
22 an original certificate of birth to (1) [an] such adopted person [who] if
23 he or she is eighteen years of age or older, [whose adoption was
24 finalized on or after October 1, 1983,] or (2) such adopted person's
25 [adult] child or grandchild, provided such child or grandchild is
26 eighteen years of age or older. Such certificate shall be marked with a
27 notation by the issuer that such original certificate of birth has been
28 superseded by a replacement certificate of birth as on file. Additionally,
29 a notice stating that information related to the birth parents' preferences
30 regarding contact by such adopted person or such adopted person's
31 adult child or grandchild and a medical health history form completed
32 by the birth parent may be on file with the Department of Children and
33 Families shall be printed on such certificate or attached thereto.

34 Sec. 2. Subsection (c) of section 45a-751b of the general statutes is
35 repealed and the following is substituted in lieu thereof (*Effective July 1,*
36 *2021*):

37 (c) Regardless of the date parental rights were terminated, on or after
38 July 1, [2015, the Department of Public Health shall, upon] 2021, the
39 registrar of vital statistics of the municipality of an adopted person's
40 birth shall, not later than thirty days after a written request, issue an
41 uncertified copy of an original birth certificate to [an] such adopted
42 person if he or she is eighteen years of age or older [who is] and the
43 subject of [the] such birth certificate, [and whose adoption was finalized
44 on or after October 1, 1983,] or to such adopted person's [adult] child or
45 grandchild, in accordance with the provisions of section 7-53, as
46 amended by this act.

47 Sec. 3. Section 45a-751c of the general statutes is repealed and the
48 following is substituted in lieu thereof (*Effective July 1, 2021, and*
49 *applicable to petitions filed on and after July 1, 2021*):

50 [(a) On the petition of an adopted person who is eighteen years of age
51 or older and whose adoption was finalized prior to October 1, 1983, or
52 such adopted person's adult child or grandchild, the Probate Court or
53 the Superior Court that finalized an adoption or appointed a guardian
54 ad litem in accordance with section 45a-753 shall issue an order
55 directing the Department of Public Health to issue an uncertified copy
56 of an original birth certificate to such adopted person or such adopted
57 person's child or grandchild in accordance with subsection (b) of section
58 7-53, provided each birth parent named on the original birth certificate:
59 (1) Consents to the release of identifying information in accordance with
60 sections 45a-751 to 45a-751b, inclusive; (2) is deceased; or (3) a legal
61 representative or guardian ad litem consents to the release of identifying
62 information on behalf of the birth parent in accordance with section 45a-
63 753. Nothing in this section shall limit the right of an adopted person
64 eighteen years of age or older whose adoption was finalized on or after
65 October 1, 1983, or such adopted person's adult child or grandchild to
66 obtain an uncertified copy of an original birth certificate pursuant to
67 section 7-53.]

68 [(b)] On the petition of an authorized applicant, as defined in section
69 45a-743, the Probate Court or the Superior Court that finalized an
70 adoption or appointed a guardian ad litem in accordance with section
71 45a-753 shall issue an order directing the [Department of Public Health]
72 registrar of vital statistics of the municipality of an adopted person's
73 birth to issue an uncertified copy of an original birth certificate to the
74 authorized applicant in accordance with subsection (b) of section 7-53,
75 as amended by this act, provided the person named in the certificate of
76 birth is deceased and (1) each birth parent named on the original birth
77 certificate [:(1) Consents] (A) consents to the release of identifying
78 information, in accordance with sections 45a-751 to 45a-751b, inclusive,
79 as amended by this act, [:(2) is deceased; or (3)] or (B) is deceased, or (2)
80 a legal representative or guardian ad litem consents to the release of

81 identifying information on behalf of the birth parent, in accordance with
 82 section 45a-753.

83 Sec. 4. Section 7-53a of the general statutes is repealed. (*Effective July*
 84 *1, 2021*)"

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2021</i>	7-53(b) and (c)
Sec. 2	<i>July 1, 2021</i>	45a-751b(c)
Sec. 3	<i>July 1, 2021, and applicable to petitions filed on and after July 1, 2021</i>	45a-751c
Sec. 4	<i>July 1, 2021</i>	Repealer section