



House Bill No. 5336

Public Act No. 22-60

AN ACT APPLYING THE PROVISIONS OF THE INDIAN CHILD WELFARE ACT TO CHILD CUSTODY, PLACEMENT, ADOPTION AND TERMINATION OF PARENTAL RIGHTS PROCEEDINGS INVOLVING AN INDIAN CHILD.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

Section 1. (NEW) (*Effective from passage*) (a) As used in this section, (1) "Indian child" has the same meaning as provided in 25 USC 1903, as amended from time to time, and (2) "Indian Child Welfare Act", 25 USC 1901 et seq., as amended from time to time, means the federal law setting minimum standards for the removal of Indian children from their families and the placement of such children in foster or adoptive homes.

(b) In any action or proceeding under chapter 319 or 319a of the general statutes involving an Indian child's custody, placement in a foster or adoptive home or termination of the parental rights of the parents of such child, the Commissioner of Children and Families shall ensure that such action or proceeding is conducted in accordance with the Indian Child Welfare Act.

Sec. 2. (NEW) (*Effective from passage*) (a) As used in this section, (1) "Indian child" has the same meaning as provided in 25 USC 1903, as amended from time to time, and (2) "Indian Child Welfare Act", 25 USC 1901 et seq., as amended from time to time, means the federal law setting

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minimum standards for the removal of Indian children from their families and the placement of such children in foster or adoptive homes.

(b) In any action or proceeding under chapter 803 of the general statutes involving an Indian child's custody, placement in an adoptive home or termination of the parental rights of the parents of such child, the Probate Court, or the Superior Court in cases transferred pursuant to section 45a-715 of the general statutes, shall ensure that such action or proceeding is conducted in accordance with the Indian Child Welfare Act.

Approved May 23, 2022