

SENATE
STATE OF MINNESOTA
EIGHTY-EIGHTH LEGISLATURE

S.F. No. 250

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DATE	D-PG	OFFICIAL STATUS
02/04/2013	143	Introduction and first reading Referred to Judiciary
03/06/2013	638a 663	Comm report: To pass as amended Second reading
05/01/2013	3163	Special Order
05/10/2013	3163 3570	Third reading Passed Returned from House Presentment date 05/13/13
05/18/2013	4194	Governor's action Approval 05/16/13
05/20/2013	5238	Secretary of State Chapter 65 05/16/13 Effective date 08/01/13

A bill for an act

relating to family law; adoption; modifying certain child placement proceedings;
amending Minnesota Statutes 2012, section 260.771, subdivision 3.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 2012, section 260.771, subdivision 3, is amended to read:

Subd. 3. **Transfer of proceedings.** (a) In a proceeding for: (1) the termination of parental rights; or (2) the involuntary foster care placement of an Indian child not within the jurisdiction of subdivision 1, the court, in the absence of good cause to the contrary, shall transfer the proceeding to the jurisdiction of the tribe absent objection by either parent, upon the petition of either parent or the Indian custodian or the Indian child's tribe. The transfer shall be is subject to declination by the tribal court of ~~such~~ the tribe.

(b) In a proceeding for the preadoptive or adoptive placement of an Indian child not within the jurisdiction of subdivision 1, the court, in the absence of good cause to the contrary, shall transfer the proceeding to the jurisdiction of the tribe. The transfer is subject to declination by the tribal court of the tribe. For the purposes of this subdivision, "preadoptive placement" and "adoptive placement" have the meanings give in section 260.755, subdivision 3.