

INFORMATION SHEET FOR PETITION TO INSPECT AND OR OBTAIN COPIES OF BIRTH RECORD (H&S §102705)

IMPORTANT INFORMATION!

THIS FORM IS TO BE USED TO PETITION THE COURT TO INSPECT AND OR COPY ADOPTION RECORDS MAINTAINED BY THE STATE DEPARTMENT OF SOCIAL SERVICES. DO NOT USE IF YOUR ADOPTION WAS A STEPPARENT ADOPTION

CALIFORNIA HEALTH AND SAFETY CODE SECTION 102705

Availability of records and information, on petition and order

All records and information specified in this article, other than the newly issued birth certificate, shall be available only upon the order of the superior court of the county of residence of the adopted child or the superior court of the county granting the order of adoption.

No such order shall be granted by the superior court unless a verified petition setting forth facts showing the necessity of the order has been presented to the court and good and compelling cause is shown for the granting of the order. The clerk of the superior court shall send a copy of the petition to the State Department of Social Services and the department shall send a copy of all records and information it has concerning the adopted person with the name and address of the natural parents removed to the court. The court must review these records before making an order and the order should so state. If the petition is by or on behalf of an adopted child who has attained majority, these facts shall be given great weight, but the granting of any petition is solely within the sound discretion of the court.

The name and address of the natural parents shall be given to the petitioner only if he or she can demonstrate that the name and address, or either of them, are necessary to assist him or her in establishing a legal right. (Added by Stats. 1995, Ch. 415, Sec. 4. Effective January 1, 1996.)

FILING FEE:	There is no fee if the case number is known. If the case number is not known, there will be a \$15.00 index search for case number. You must complete form "MAD-JUV-001 Request for Records Search" if the case number is not known.
FORMS:	<ul style="list-style-type: none"> • MAD-JUV-006: Petition to Inspect and or Obtain copies of Birth Record (Health and Safety Code §102705) • MAD-JUV-007: Order to Inspect and or Obtain copies of Birth Record (Health and Safety Code §102705) • VS-111: Application for Certified Copy of Birth Record
COPIES:	Make <u>two (2) copies</u> of each of the above forms after you complete them (front & back)
FILING:	<p>All forms must be typewritten or printed in blue or black ink. (California Rules of Court, Rule 2.100-2.119)</p> <p>You may drop off your documents in person or you may mail your documents to:</p> <p align="center">Madera Superior Court-Juvenile Division 200 South G Street Madera, CA 93637</p>

PROCESS:	<ol style="list-style-type: none"> 1. File an original and 2 copies of the "MAD-JUV-006: Petition to Inspect and or Obtain copies of Birth Record" and "MAD-JUV-007: Order to Inspect and or Obtain copies of Birth Record," with the court. 2. At the time of filing, the petitioner must provide proper identification, such as a driver's license or an identification card with a picture. If information is requested through the mail, a notarized signature will suffice as identification. <ul style="list-style-type: none"> • The legal clerk will forward the "MAD-JUV-006: Petition to Inspect and or Obtain copies of Birth Record" to the State Department of Social Services and will hold the original Petition until the court receives a redacted copy of their adoption record. (may take up to 3 months to receive) • Upon receipt by the legal clerk of a redacted copy of the State Adoptions case file, the "MAD-JUV-006: Petition to Inspect and or Obtain copies of Birth Record" will be forwarded to the judge along with the State Adoptions file for consideration. 3. If your Petition is granted the legal clerk will provide you with a certified copy of "MAD-JUV-007: Order to Inspect and or Obtain copies of Birth Record," If copies of the birth record were requested and granted, after posting the appropriate fee with the court, the legal clerk will provide you with the copies. 4. Thereafter, to obtain a copy of your pre-adoption birth certificate, you must provide the certified copy of the Order and the "VS-111: Application for Certified Copy of Birth Record," which is attached, and the required fee to Vital Records. 5. If the court chooses to not grant the request, he will mark the order not granted.
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