



# SENATE BILL No. 299

January 28, 1993, Introduced by Senator BOUCHARD and referred to the Committee on Family Law, Criminal Law, and Corrections.

A bill to amend section 68 of chapter X of Act No. 288 of the Public Acts of 1939, entitled as amended

"An act to revise and consolidate the statutes relating to certain aspects of the organization and jurisdiction of the probate court of this state, the powers and duties of such court and the judges and other officers thereof, certain aspects of the statutes of descent and distribution of property, and the statutes governing the change of name of adults and children, the adoption of adults and children, and the jurisdiction of the juvenile division of the probate court; to prescribe the powers and duties of the juvenile division of the probate court, and the judges and other officers thereof; to prescribe the manner and time within which actions and proceedings may be brought in the juvenile division of the probate court; to prescribe pleading, evidence, practice, and procedure in actions and proceedings in the juvenile division of the probate court; to provide for appeals from the juvenile division of the probate court; to prescribe the powers and duties of certain state departments, agencies, and officers; and to provide remedies and penalties for the violation of this act,"

as amended by Act No. 175 of the Public Acts of 1990, being section 710.68 of the Michigan Compiled Laws; and to add section 68b.

SENATE BILL No. 299

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 68 of chapter X of Act No. 288 of the  
2 Public Acts of 1939, as amended by Act No. 175 of the Public Acts  
3 of 1990, being section 710.68 of the Michigan Compiled Laws, is  
4 amended and section 68b is added to read as follows:

## 5 CHAPTER X

6 Sec. 68. (1) ~~All of the nonidentifying information~~  
7 ~~required by section 27(1) and (2) of this chapter shall be made~~  
8 ~~available in writing to the adoptive parents at the time of~~  
9 ~~placement and thereafter within 63 days after receipt of a~~  
10 ~~request for information, and shall be made available in writing~~  
11 ~~to an adult adoptee within 63 days after receipt of a request for~~  
12 ~~information.~~ (2) Within 63 days after a request for  
13 NONIDENTIFYING information is received, a child placing agency  
14 ~~—~~ OR court ~~—~~ or the department shall provide in writing to  
15 the ~~biological~~ ADOPTIVE PARENT, ADULT ADOPTEE, OR FORMER  
16 parent, ~~or adult biological sibling~~ requesting the information  
17 all of the nonidentifying information described in section 27(1)  
18 and (2) of this chapter.

19 (2) ~~(3)~~ Within 63 days after a request for identifying  
20 information ABOUT AN ADULT ADOPTEE is received, a child placing  
21 agency ~~—~~ OR court ~~—~~ or the department shall provide in writ-  
22 ing to the ~~biological~~ FORMER parent or adult ~~biological~~  
23 FORMER sibling requesting the information the adult adoptee's  
24 most recent name and address ~~and the identifying information~~  
25 ~~described in section 27(3) of this chapter~~ if the adult adoptee  
26 has given written consent to release of the information pursuant

1 to this chapter. IF THE ADULT ADOPTEE HAS NOT GIVEN WRITTEN  
2 CONSENT TO THE RELEASE OF INFORMATION, THE CHILD PLACING AGENCY,  
3 THE COURT, OR THE DEPARTMENT SHALL GIVE THE ADULT ADOPTEE'S NAME  
4 AND ADDRESS TO A CONFIDENTIAL INTERMEDIARY APPOINTED PURSUANT TO  
5 SECTION 68B.

6 (3) ~~-(4)-~~ If the department or a child placing agency  
7 receives a request for adoption record information in ~~their~~ ITS  
8 possession from an adult adoptee, ~~biological~~ FORMER parent, or  
9 adult ~~biological~~ FORMER sibling, the department or child plac-  
10 ing agency shall provide the ~~person~~ INDIVIDUAL requesting the  
11 information with the identity of the court that confirmed the  
12 adoption within 28 days after receipt of the request. If a court  
13 receives such a request, the court shall provide the ~~person~~  
14 INDIVIDUAL requesting the information with the identity of the  
15 child placing agency that handled the adoption.

16 (4) ~~-(5)-~~ If the court that terminated parental rights  
17 receives from the ~~biological~~ FORMER parents or adult  
18 ~~biological~~ FORMER siblings of the adult adoptee a request for  
19 the identity of the agency, court, or department to which the  
20 child was committed, the court shall provide in writing the name  
21 of that agency, court, or department, if known, within 28 days  
22 after receipt of the request.

23 (5) UPON RECEIPT OF A WRITTEN REQUEST FOR IDENTIFYING INFOR-  
24 MATION FROM AN ADULT ADOPTEE, A CHILD PLACING AGENCY OR COURT OR  
25 THE DEPARTMENT, IF IT MAINTAINS THE ADOPTION FILE FOR THAT ADOPT-  
26 EE, SHALL SUBMIT A CLEARANCE REQUEST FORM TO THE CENTRAL ADOPTION  
27 REGISTRY. UPON RECEIPT OF A CLEARANCE REPLY FORM FROM THE

1 CENTRAL ADOPTION REGISTRY, THE CHILD PLACING AGENCY, THE COURT,  
2 OR THE DEPARTMENT SHALL NOTIFY THE ADOPTEE IN WRITING, WITHIN 28  
3 DAYS AFTER THE RECEIPT OF THE CLEARANCE REPLY FORM, OF THE IDENT-  
4 TIFYING INFORMATION TO WHICH THE ADOPTEE IS ENTITLED PURSUANT TO  
5 SUBSECTION (6) OR (7), OR, IF THE IDENTIFYING INFORMATION CANNOT  
6 BE RELEASED PURSUANT TO THOSE SUBSECTIONS, THE REASON WHY THE  
7 INFORMATION CANNOT BE RELEASED. THE CHILD PLACING AGENCY, THE  
8 COURT, OR THE DEPARTMENT SHALL RETAIN A COPY OF THE NOTICE SENT  
9 TO THE ADULT ADOPTEE.

10 (6) For adoptions in which the ~~biological~~ FORMER parents'  
11 rights were terminated before September 12, 1980, a child placing  
12 agency, a court, or the department ~~having the records of an~~  
13 ~~adoptee and having received a written request from that adoptee~~  
14 ~~as an adult for information identifying the adoptee's biological~~  
15 ~~parents,~~ shall release TO AN ADULT ADOPTEE OR TO A CONFIDENTIAL  
16 INTERMEDIARY the identifying information described in section  
17 27(3) of this chapter and other identifying information on file  
18 with the ~~department~~ CENTRAL ADOPTION REGISTRY as specified in  
19 section ~~27(5)~~ 27B of this chapter, in the following manner:

20 (a) All OF THE IDENTIFYING information ~~on both biological~~  
21 ~~parents~~ DESCRIBED IN SECTION 27(3) OF THIS CHAPTER shall be  
22 released to the adult adoptee, if both ~~biological~~ FORMER par-  
23 ents have on file with the ~~department~~ CENTRAL ADOPTION REGISTRY  
24 a statement consenting to release of THE identifying  
25 information.

26 (b) ~~Information pertaining to~~ THE IDENTIFYING INFORMATION  
27 DESCRIBED IN SECTION 27(3)(B) AND (C) OF THIS CHAPTER ABOUT 1 of

1 the ~~biological~~ FORMER parents AND THE IDENTIFYING INFORMATION  
2 DESCRIBED IN SECTION 27(3)(A) AND (D) OF THIS CHAPTER shall be  
3 released to the adult adoptee if that ~~biological~~ FORMER parent  
4 has on file with the ~~department~~ CENTRAL ADOPTION REGISTRY a  
5 statement consenting to release of identifying information.

6 (c) ~~Information pertaining to~~ THE IDENTIFYING INFORMATION  
7 DESCRIBED IN SECTION 27(3)(B) AND (C) OF THIS CHAPTER ABOUT 1 of  
8 the ~~biological~~ FORMER parents AND THE IDENTIFYING INFORMATION  
9 DESCRIBED IN SECTION 27(3)(A) AND (D) OF THIS CHAPTER shall be  
10 released to the adult adoptee if that parent is deceased. ~~, of~~  
11 ~~if a child of that parent who is now an adult and who is a sib-~~  
12 ~~ling of the adoptee has on file with the department a consent to~~  
13 ~~the release of identifying information of that deceased parent.~~

14 (d) ALL OF THE IDENTIFYING information DESCRIBED IN  
15 SECTION 27(3) OF THIS CHAPTER on both ~~biological~~ FORMER parents  
16 shall be released to the adult adoptee, if both ~~biological~~  
17 FORMER parents are deceased.

18 (E) ALL OF THE IDENTIFYING INFORMATION DESCRIBED IN  
19 SECTION 27(3) OF THIS CHAPTER SHALL BE RELEASED TO A CONFIDENTIAL  
20 INTERMEDIARY APPOINTED PURSUANT TO SECTION 68B.

21 (7) For all adoptions in which the ~~biological~~ FORMER  
22 parents' rights were terminated after September 12, 1980, ~~an~~  
23 ~~adoptee not less than 18 years of age shall have the right to~~  
24 ~~obtain~~ A CHILD PLACING AGENCY OR COURT OR THE DEPARTMENT SHALL  
25 RELEASE TO AN ADULT ADOPTEE the identifying information described  
26 in section 27(3) of this chapter and any additional information  
27 on file with the ~~department~~ CENTRAL ADOPTION REGISTRY as

1 specified in section ~~27(5)~~ 27B of this chapter, except that if  
2 a ~~biological~~ FORMER parent has filed a statement currently in  
3 effect with the ~~department~~ CENTRAL ADOPTION REGISTRY denying  
4 consent to have identifying information released, THE identifying  
5 information SPECIFIED IN SECTION 27(3)(B) AND (C) OF THIS CHAPTER  
6 shall not be released about that parent. ~~The information shall~~  
7 ~~be provided within 63 days after the date of the request.~~ FOR  
8 PURPOSES OF THIS SUBSECTION, A DENIAL IS NOT EFFECTIVE AFTER THE  
9 DEATH OF THE FORMER PARENT.

10 (8) ~~Upon receipt of a written request for identifying~~  
11 ~~information from an adult adoptee, a child placing agency, court,~~  
12 ~~or the department, if it maintains that adoption file, shall~~  
13 ~~request information from the department file as specified in sec-~~  
14 ~~tion 27(5) of this chapter, pursuant to the requirements of this~~  
15 ~~section. Upon receipt of a response from the department file, a~~  
16 ~~child placing agency, court, or the department shall notify the~~  
17 ~~adoptee in writing, within 28 days after the receipt of the~~  
18 ~~response, of the identifying information to which the adoptee is~~  
19 ~~entitled, or, if the identifying information cannot be released~~  
20 ~~pursuant to this section, the reason why the information cannot~~  
21 ~~be released. The child placing agency, court, or the department~~  
22 ~~shall retain a copy of the notice sent to the adult adoptee.~~  
23 ~~Once the identifying information is released to the adult adopt-~~  
24 ~~ee, and upon the request of the adult adoptee, biological parent,~~  
25 ~~adult biological sibling, or adoptive parent, the child placing~~  
26 ~~agency, court, or the department shall provide for counseling or~~  
27 ~~shall provide a list of adoption support groups to that person.~~

1 UPON RECEIPT OF A WRITTEN REQUEST FROM AN ADULT ADOPTEE FOR THE  
2 NAME AND ADDRESS OF AN ADULT FORMER SIBLING, A CHILD PLACING  
3 AGENCY OR COURT OR THE DEPARTMENT, IF IT MAINTAINS THE ADOPTION  
4 FILE FOR THAT ADOPTEE, SHALL SUBMIT A CLEARANCE REQUEST FORM TO  
5 THE CENTRAL ADOPTION REGISTRY. UPON RECEIPT OF A CLEARANCE REPLY  
6 FORM FROM THE CENTRAL ADOPTION REGISTRY, THE CHILD PLACING  
7 AGENCY, THE COURT, OR THE DEPARTMENT SHALL NOTIFY THE ADOPTEE IN  
8 WRITING, WITHIN 28 DAYS AFTER THE RECEIPT OF THE RESPONSE, OF THE  
9 NAME AND ADDRESS OF AN ADULT FORMER SIBLING WHOSE STATEMENT WAS  
10 FORWARDED BY THE CENTRAL ADOPTION REGISTRY.

11 (9) If a child placing agency ~~—~~ OR court ~~—~~ or the  
12 department receives written information concerning a  
13 physician-verified medical or genetic condition of ~~a person~~ AN  
14 INDIVIDUAL biologically related to an adoptee and a request that  
15 the information be transmitted to the adoptee because of the  
16 serious threat it poses to the adoptee's life, the child placing  
17 agency, court, or department shall send a written copy of the  
18 information by first-class mail within 7 days after the request  
19 is received to the adoptee at his or her last known address. If  
20 the adoptee is less than 18 years of age, the information shall  
21 be sent by first-class mail within 7 days after the request is  
22 received to the adoptive parents at their last known address.

23 (10) If the letter described in subsection (9) is returned  
24 undelivered, the agency, court, or department shall make a rea-  
25 sonable effort to find the most recent address of the adoptee or  
26 minor adoptee's parents and shall again send the information by

1 first-class mail within 21 days after receiving the returned  
2 letter.

3       (11) If a child placing agency ~~—~~ OR court ~~—~~ or the  
4 department receives written information concerning a  
5 physician-verified medical or genetic condition of a person bio-  
6 logically related to an adoptee, and the condition is not  
7 life-threatening to the adoptee, the child placing agency, court,  
8 or department shall place the information in its adoption files.  
9 If the child placing agency, court, or department receives a  
10 written request for the information from the adult adoptee or  
11 minor adoptee's adoptive parents, it shall release a written copy  
12 of the information to the adult adoptee or to the minor adoptee's  
13 adoptive parents within 63 days after the request for the infor-  
14 mation was made.

15       (12) If a child placing agency ~~—~~ OR court ~~—~~ or the  
16 department receives written information concerning a  
17 physician-verified medical or genetic condition that threatens  
18 the life of an adoptee and for which a biologically related  
19 person could give life-saving aid, and receives a request from or  
20 on behalf of the adoptee that the information be transmitted, the  
21 child placing agency, court, or department shall send a written  
22 copy of the information by first-class mail within 7 days after  
23 the request is received to the biological parents or adult bio-  
24 logical siblings of the adoptee at their last known address.

25       (13) If the information described in subsection (12) is  
26 returned undelivered, the agency, court, or department shall make  
27 a reasonable effort to find the most recent address of the



1 biological parents or adult biological siblings and shall again  
2 send the information by first-class mail within 21 days after  
3 receiving the returned letter.

4 (14) If a child placing agency ~~—~~ OR court ~~—~~ or the  
5 department provides an adoptee with the name of ~~either~~ 1 of the  
6 adoptee's ~~biological~~ FORMER parents, that child placing agency,  
7 court, or department shall notify the department of public health  
8 of that fact. Upon receipt of notification by the child placing  
9 agency, court, or department, the department of public health  
10 shall insure that the original birth certificate on file for the  
11 adoptee has been sealed and that a new birth certificate has been  
12 prepared in conformance with section 67 of this chapter.

13 (15) An employee or agent of a child placing agency, the  
14 court, or the department, who intentionally releases identifying  
15 information in violation of this section, is guilty of a  
16 misdemeanor.

17 (16) This section also applies to a stepparent adoption and  
18 to the adoption of a child related to the petitioner within the  
19 fifth degree by marriage, blood, or adoption.

20 (17) As used in this section, "adult adoptee" means a person  
21 who was adopted as a child who is now 18 years of age or older or  
22 a person who was 18 years of age or older at the time of  
23 adoption.

24 (18) A child placing agency, a court, and the department may  
25 require a fee ~~—of—~~ FOR SUPPLYING INFORMATION UNDER THIS SECTION.  
26 THE FEE SHALL BE \$60.00 or the actual cost of supplying the  
27 information, whichever is less. ~~—, for supplying information~~

1 ~~under this section.~~ The child placing agency, the court, and the  
2 department may waive a part or all of the fee in case of indi-  
3 gency or hardship.

4 SEC. 68B. (1) AS USED IN THIS SECTION:

5 (A) "ADULT ADOPTEE" MEANS A PERSON WHO WAS ADOPTED AS A  
6 CHILD WHO IS NOW 18 YEARS OF AGE OR OLDER OR A PERSON WHO WAS 18  
7 YEARS OF AGE OR OLDER AT THE TIME OF ADOPTION.

8 (B) "FORMER FAMILY MEMBER" MEANS A PARENT, GRANDPARENT, OR A  
9 SIBLING RELATED TO THE ADULT ADOPTEE THROUGH BIRTH OR ADOPTION BY  
10 AT LEAST 1 COMMON PARENT, REGARDLESS OF WHETHER THE ADULT ADOPTEE  
11 EVER LIVED IN THE SAME HOUSEHOLD AS THE FORMER FAMILY MEMBER.

12 (2) AN ADULT ADOPTEE MAY PETITION THE COURT TO APPOINT A  
13 CONFIDENTIAL INTERMEDIARY TO SEARCH FOR AND CONTACT FORMER FAMILY  
14 MEMBERS. A FORMER FAMILY MEMBER MAY PETITION THE COURT TO  
15 APPOINT A CONFIDENTIAL INTERMEDIARY TO SEARCH FOR AND CONTACT AN  
16 ADULT ADOPTEE. THE COURT SHALL APPOINT AS CONFIDENTIAL INTERME-  
17 DIARY AN INDIVIDUAL WHO MEETS THE REQUIREMENTS OF SUBSECTION (3),  
18 AND MAY DISMISS AN INTERMEDIARY IF THE INTERMEDIARY ENGAGES IN  
19 CONDUCT THAT VIOLATES PROFESSIONAL OR ETHICAL STANDARDS.

20 (3) AN INDIVIDUAL MAY SERVE AS A CONFIDENTIAL INTERMEDIARY  
21 IF HE OR SHE COMPLETES TRAINING PROVIDED BY A CHILD PLACING  
22 AGENCY AND FILES WITH THE COURT A CERTIFICATE OF COMPLETION OF  
23 TRAINING AND AN OATH OF CONFIDENTIALITY. THE OATH OF CONFIDEN-  
24 TIALITY SHALL BE SUBSTANTIALLY AS FOLLOWS:

25 "I, ....., SIGNING UNDER PENALTY OF PERJURY, AFFIRM  
26 ALL OF THE FOLLOWING:

1 (A) I WILL NOT DISCLOSE TO AN ADULT ADOPTEE, DIRECTLY OR  
2 INDIRECTLY, ANY IDENTIFYING INFORMATION IN SEALED RECORDS WITHOUT  
3 WRITTEN CONSENT OF THE INDIVIDUAL TO WHOM THE INFORMATION  
4 PERTAINS. I WILL NOT DISCLOSE TO A FORMER FAMILY MEMBER ANY  
5 IDENTIFYING INFORMATION ABOUT AN ADULT ADOPTEE WITHOUT FURTHER  
6 ORDER OF THE COURT.

7 (B) I WILL CONDUCT A REASONABLE SEARCH FOR AN INDIVIDUAL  
8 BEING SOUGHT. I WILL MAKE A DISCREET AND CONFIDENTIAL INQUIRY AS  
9 TO WHETHER A FORMER FAMILY MEMBER CONSENTS TO THE RELEASE OF  
10 IDENTIFYING INFORMATION TO THE ADULT ADOPTEE, OR TO MEETING OR  
11 COMMUNICATING WITH THE ADULT ADOPTEE, AND I WILL REPORT TO THE  
12 ADULT ADOPTEE OR THE COURT THE RESULTS OF MY SEARCH AND INQUIRY,  
13 ALONG WITH ANY SIGNED REQUEST OR CONSENT I RECEIVE FROM THE  
14 INDIVIDUAL. IF THE INDIVIDUAL BEING SOUGHT IS AN ADULT ADOPTEE,  
15 I WILL REPORT TO THE COURT THE RESULTS OF MY SEARCH, BUT I WILL  
16 NOT CONTACT THE ADULT ADOPTEE UNLESS ORDERED TO DO SO BY THE  
17 COURT. IF THE COURT ORDERS ME TO DO SO, I WILL MAKE A DISCREET  
18 AND CONFIDENTIAL INQUIRY AS TO WHETHER THE ADULT ADOPTEE CONSENTS  
19 TO THE RELEASE OF IDENTIFYING INFORMATION TO THE FORMER FAMILY  
20 MEMBER, OR TO MEETING OR COMMUNICATING WITH THE FORMER FAMILY  
21 MEMBER.

22 (C) IF THE PETITIONER AND THE INDIVIDUAL BEING SOUGHT  
23 REQUEST AND CONSENT IN WRITING TO MEET OR COMMUNICATE WITH EACH  
24 OTHER, I WILL ACT IN ACCORDANCE WITH THE INSTRUCTIONS OF THOSE  
25 PERSONS AND, IF APPLICABLE, THE INSTRUCTIONS OF THE COURT TO  
26 FACILITATE ANY MEETING OR COMMUNICATION BETWEEN THEM.

1 (D) I WILL NOT CHARGE OR ACCEPT ANY FEE FOR MY SERVICES  
2 EXCEPT FOR REIMBURSEMENT FROM THE PETITIONER FOR ACTUAL EXPENSES  
3 INCURRED IN PERFORMING MY SERVICES, OR AS AUTHORIZED BY THE  
4 COURT.

5 (E) I RECOGNIZE THAT I MAY BE SUBJECT TO CONTEMPT OF COURT  
6 SANCTIONS, DISMISSAL BY THE COURT, AND CIVIL LIABILITY IF I  
7 PERMIT THE RELEASE OF CONFIDENTIAL INFORMATION WITHOUT  
8 AUTHORIZATION."

9 (4) A CONFIDENTIAL INTERMEDIARY SHALL MAKE A REASONABLE  
10 SEARCH FOR AND DISCREETLY CONTACT AN INDIVIDUAL WHOSE IDENTITY IS  
11 SOUGHT BY AN ADULT ADOPTEE UNDER THIS SECTION TO ASCERTAIN  
12 WHETHER THE INDIVIDUAL IS WILLING TO RELEASE INFORMATION TO THE  
13 ADULT ADOPTEE OR TO MEET OR COMMUNICATE WITH THE ADULT ADOPTEE.  
14 IN COMMUNICATING WITH THE CONTACTED INDIVIDUAL, THE INTERMEDIARY  
15 MAY DESCRIBE THE ADULT ADOPTEE ONLY IN GENERAL, NONIDENTIFYING  
16 TERMS. IF THE CONTACTED INDIVIDUAL CONSENTS IN WRITING TO THE  
17 RELEASE OF INFORMATION, THE INTERMEDIARY SHALL RELEASE THE INFOR-  
18 MATION TO THE ADULT ADOPTEE, AND UPON THE MUTUAL WRITTEN REQUEST  
19 AND CONSENT OF THE ADULT ADOPTEE AND THE CONTACTED INDIVIDUAL,  
20 THE INTERMEDIARY MAY FACILITATE A MEETING OR OTHER COMMUNICATION  
21 BETWEEN THE ADULT ADOPTEE AND THE CONTACTED INDIVIDUAL. IF THE  
22 CONTACTED INDIVIDUAL REFUSES TO AUTHORIZE THE RELEASE OF INFORMA-  
23 TION SOUGHT BY THE ADULT ADOPTEE, THE INTERMEDIARY SHALL REPORT  
24 THE REFUSAL TO THE ADULT ADOPTEE AND THE COURT. IF AN INDIVIDUAL  
25 SOUGHT UNDER THIS SECTION IS DECEASED, THE INTERMEDIARY SHALL  
26 REPORT THAT FACT TO THE ADULT ADOPTEE AND THE COURT.

1       (5) A CONFIDENTIAL INTERMEDIARY SHALL MAKE A REASONABLE  
2 SEARCH FOR AN ADULT ADOPTEE WHOSE IDENTITY IS SOUGHT BY A FORMER  
3 FAMILY MEMBER UNDER THIS SECTION. IF THE CONFIDENTIAL INTERMEDI-  
4 ARY LOCATES THE ADULT ADOPTEE, THE INTERMEDIARY SHALL REPORT THAT  
5 FACT TO THE FORMER FAMILY MEMBER AND SHALL REPORT THE IDENTITY  
6 AND CIRCUMSTANCES OF THE ADULT ADOPTEE TO THE COURT. IF ORDERED  
7 BY THE COURT, THE CONFIDENTIAL INTERMEDIARY SHALL DISCREETLY CON-  
8 TACT THE ADULT ADOPTEE TO ASCERTAIN WHETHER THE ADULT ADOPTEE IS  
9 WILLING TO RELEASE INFORMATION TO THE FORMER FAMILY MEMBER OR TO  
10 MEET OR COMMUNICATE WITH THE FORMER FAMILY MEMBER. IF THE ADULT  
11 ADOPTEE CONSENTS IN WRITING TO THE RELEASE OF INFORMATION, THE  
12 INTERMEDIARY SHALL RELEASE THE IDENTITY OF THE ADULT ADOPTEE TO  
13 THE FORMER FAMILY MEMBER, AND UPON THE WRITTEN REQUEST AND CON-  
14 SENT OF THE ADULT ADOPTEE AND THE FORMER FAMILY MEMBER, THE  
15 INTERMEDIARY MAY FACILITATE A MEETING OR OTHER COMMUNICATION  
16 BETWEEN THE ADULT ADOPTEE AND THE FORMER FAMILY MEMBER. IF THE  
17 ADULT ADOPTEE REFUSES TO AUTHORIZE THE RELEASE OF INFORMATION  
18 SOUGHT BY THE FORMER FAMILY MEMBER, THE INTERMEDIARY SHALL REPORT  
19 THE REFUSAL TO THE FORMER FAMILY MEMBER AND THE COURT.

20       (6) IF A CONFIDENTIAL INTERMEDIARY REPORTS TO THE COURT THAT  
21 THE INTERMEDIARY HAS LOCATED AN ADULT ADOPTEE UPON THE REQUEST OF  
22 A FORMER FAMILY MEMBER, THE COURT SHALL REVIEW THE CIRCUMSTANCES  
23 OF THE ADULT ADOPTEE, INCLUDING WHETHER THE ADULT ADOPTEE IS  
24 AWARE OF THE ADOPTION. IF THE COURT FINDS THAT IT IS IN THE BEST  
25 INTERESTS OF THE ADULT ADOPTEE TO BE INFORMED OF THE EXISTENCE  
26 AND IDENTITY OF THE FORMER FAMILY MEMBER, THE COURT SHALL ORDER

1 THE CONFIDENTIAL INTERMEDIARY TO CONTACT THE ADULT ADOPTEE  
2 PURSUANT TO SUBSECTION (5).