

State of Arkansas
76th General Assembly
Regular Session, 1987
By: Representative Wilson

HOUSE BILL 1620

"AN ACT TO REQUIRE THE STATE REGISTRAR OF VITAL RECORDS TO
ISSUE AN ARKANSAS BIRTH CERTIFICATE TO A PERSON BORN IN A
FOREIGN COUNTRY WHO IS ADOPTED THROUGH AN ARKANSAS COURT; AND
FOR OTHER PURPOSES."

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. (a) The State Registrar of Vital Records shall establish an Arkansas Certificate of birth for a person born in a foreign country, and for whom a final order of adoption has been entered in a court of competent jurisdiction in Arkansas when he receives the following:

1. An adoption report as provided in Section 11 of Act 120 of 1981 (Ark. Stat. 82-511).

2. A request that such a certificate be established, provided, however, that an Arkansas certificate of birth shall not be established if so requested by the court decreeing the adoption, the adoptive parents, or the adopted person, if eighteen years of age or older.

(b) After preparation of the birth certificate in the new name of the adopted person, the State Registrar of Vital Records shall seal and file the report of adoption which shall not be subject to inspection except under order of a court of competent jurisdiction, or as provided by regulation. The birth certificate shall show the true or probable foreign country of birth, and that the certificate is not evidence of United States citizenship for the child for whom it is issued, or for the adoptive parents.

SECTION 2. All laws or parts of laws in conflict with this Act are hereby repealed.

SECTION 3. It is hereby found and determined by the General Assembly

that the present law is unclear regarding the issuance of an Arkansas birth certificate to a foreign born person who is adopted through a court in this State; that it is imperative that the law be clarified to provide for the issuance of an Arkansas birth certificate in such instances; and that this Act should be given immediate effect in order to provide that remedy. Therefore, an emergency is hereby declared to exist, and this Act being immediately necessary for the preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.

