

in the levies provided for in said section the additional amounts so certified to him by the teachers retirement fund board.

Approved April 19, 1947.

CHAPTER 399—S. F. No. 187

An act relating to the adoption of minor children, providing for investigation by the director of social welfare and limiting the time thereof, and amending Section 259.02, Minnesota Statutes 1945.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1945, Section 259.02, is hereby amended to read as follows:

259.02. **Investigation; probationary residence.** Upon the filing of a petition for the adoption of a minor child the court shall notify the director of social welfare. It shall then be the duty of the director to verify the allegations of the petition; to investigate the condition and antecedents of the child for the purpose of ascertaining whether he is a proper subject for adoption, and to make appropriate inquiry to determine whether the proposed foster home is a suitable home for the child. *The director shall in not more than 90 days submit to the court a full report in writing with a recommendation as to the granting of the petition and any other information regarding the child or the proposed home which the court shall require. No decree of adoption shall be granted until such report be returned, but if such report is not returned within the time limited by law without the fault of the petitioner, the court may proceed with the hearing of the petition upon giving five days' written notice by mail of the time and the place of the hearing to the director of social welfare. If the report of the director of social welfare disapproves of the adoption of the child, the director of social welfare may move the court to dismiss the petition. No petition shall be granted until the child shall have lived six months in the proposed home. Provided, however, that such investigation and period of residence may be waived at the discretion of the court when the petition for adoption is submitted by a stepfather or stepmother, or upon good cause being shown the court is satisfied that the proposed home*

and the child are suited to each other, and provided, that at least ten days' notice of the hearing on the adoption be given to the director of Social Welfare by registered mail.

Approved April 19, 1947.

CHAPTER 400—S. F. No. 188

An act relating to the adoption of minor children and to amend Section 259.03, Minnesota Statutes 1945.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Section 259.03, Minnesota Statutes 1945, is hereby amended to read as follows:

259.03. Consent, when necessary. (1) *No adoption of a minor shall be permitted without the consent of his parents, or in the case of illegitimacy, of his mother, but the consent of a parent who has abandoned the child, or who cannot be found, or who is insane or otherwise incapacitated from giving such consent, or who has lost custody of the child through divorce proceedings or the order of a juvenile court, may be dispensed with, and consent may be given by the guardian, if there be one or if there be no guardian, by the director of social welfare except as hereinafter provided.*

(2) *The parents or guardian of a minor child, or the mother of a child born out of wedlock may enter into written agreement with the director of social welfare or any other child placing agency duly licensed by the director of social welfare, surrendering such minor child into the custody of said child placing agency for placement for adoption. Such child placing agency, after receiving custody of a minor child for adoption through written consent of the persons designated in this paragraph, shall have the right to consent to the adoption of such child in the manner hereinbefore provided.*

(3) *In all cases where the child is over 14 years old his own consent must be had also.*

Approved April 19, 1947.