

9560.0150 INTERSTATE AND INTERNATIONAL ADOPTIVE PLACEMENTS.

Subpart 1. **Requirements.** No child may be brought into or sent out of Minnesota for adoptive placement into a nonrelative's home unless one of the following conditions is met:

A. the commissioner, as state administrator of the Interstate Compact on the Placement of Children, issues written approval for the importation or exportation pursuant to the requirements of that compact; or

B. the commissioner has, in noncompact situations, issued a written consent to importation or exportation of the child, pursuant to applicable state law.

Subp. 2. **Unlicensed third parties.** The commissioner shall not issue consent or approval for the movement of a child across state lines if the proposed placement is planned or made by an unlicensed third party.

Subp. 3. **Approval for importation.** The commissioner, upon receipt of all required documentation, shall issue consent or approval for importation when:

A. the foreign country allows the child to be exported for the purpose of adoption in the United States;

B. an authorized child-placing agency in the sending state has adoptive planning rights to the child and requests the importation into Minnesota; or

C. a family plans to move to Minnesota and has a child placed with them according to the laws of the other state or country.

Subp. 4. **Documents required.** The documents required for the commissioner's consent and approval are:

A. an authorized child-placing agency's written confirmation that the family is approved for adoptive placement;

B. a document which identifies the child, the child's birth date, birthplace, and parentage; and

C. legal documents which demonstrate that the child has been properly released for adoption.

Subp. 5. **Direct correspondence between agencies.** Local social service agencies, other than Hennepin, Ramsey, and St. Louis Counties, shall route correspondence directed to out-of-state agencies through the state agency's adoption unit.

Statutory Authority: *MS s 257.05; 257.175; 259.53; 259.67; 259.75; 259.87*

History: *9 SR 909; 17 SR 1279*

Published Electronically: *October 11, 2007*