

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 63.2-1200.1 of the Code of Virginia, relating to foreign adoption;*  
3 *procedure to obtain Virginia certificate of birth.*

4 [H 285]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 63.2-1200.1 of the Code of Virginia is amended and reenacted as follows:**

8 § 63.2-1200.1. Recognition of foreign adoption; issuance of birth certificates.

9 A. Any adoption of a child who was born in a foreign country and who was not a citizen of the  
10 United States at the time of birth shall, subject to the provisions of subsection D of § 63.2-1201.1, be  
11 recognized by the Commonwealth and the rights and obligations of the parties shall be determined as  
12 though the order of adoption was entered by a court of the Commonwealth if the adoption was finalized  
13 pursuant to the laws of the country from which the child was adopted, and the child was admitted to the  
14 United States with an IR-3 or IH-3 visa issued by the United States Citizenship and Immigration  
15 Services. In such cases, the adoptive parents shall not be required to readopt the child in Virginia.

16 B. In cases in which an adoption of a child was finalized pursuant to the laws of a foreign country  
17 and the child was admitted to the United States with an IR-3 or IH-3 visa, the adoptive parents, *if*  
18 *residents of the Commonwealth at the time the adoption was finalized*, may submit a report of adoption  
19 to the State Registrar of Vital Records on a form furnished by the State Registrar, which shall (i)  
20 include evidence as to the date, place of birth, and parentage of the adopted person; (ii) provide  
21 information necessary to establish a new certificate of birth for the adopted person; (iii) include a  
22 certified *or notarized* copy of the final order of adoption entered by the foreign court, together with a  
23 certified *translation or a notarized copy of a certified* translation of the final order of adoption in cases  
24 in which the original order is not in English; and (iv) include an affidavit from the adoptive parents  
25 indicating that they are receiving supervision from a licensed or approved child-placing agency in the  
26 United States *or have received supervision from a licensed or approved child-placing agency in the*  
27 *United States and have satisfied all post-adoption requirements as required by the foreign country from*  
28 *which the child was adopted*. Upon receipt of a report pursuant to this subsection, the State Registrar  
29 shall establish a new certificate of birth for the adopted person, and such certificate of birth shall be  
30 registered in accordance with the provisions of § 32.1-261.

ENROLLED

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