

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 16.1-283.1 of the Code of Virginia, relating to post-adoption contact*  
3 *and communication agreements; involuntary termination of parental rights.*

4  
5 Approved

[H 721]

6 **Be it enacted by the General Assembly of Virginia:**

7 **1. That § 16.1-283.1 of the Code of Virginia is amended and reenacted as follows:**

8 **§ 16.1-283.1. Authority to enter into voluntary post-adoption contact and communication**  
9 **agreement.**

10 A. In any case in which (i) a child has been placed in foster care as a result of ~~(i)~~ (a) court  
11 commitment, ~~(ii)~~ (b) an entrustment agreement entered into by the parent or parents, or ~~(iii)~~ (c) other  
12 voluntary relinquishment by the parent or parents; ~~or in any case in which~~; (ii) the parent or parents  
13 have voluntarily consented to the adoption of the child; *or (iii) the parental rights of the parent or*  
14 *parents have been involuntarily terminated*, the child's birth parent or parents may enter into a written  
15 post-adoption contact and communication agreement with the pre-adoptive parent or parents as provided  
16 in Article 1.1 (§ 63.2-1220.2 et seq.) of Chapter 12 of Title 63.2. Unless the parental rights of the birth  
17 parent or parents have been terminated pursuant to subsection E of § 16.1-283, a local board of social  
18 services or child welfare agency required to file a petition for a permanency planning hearing pursuant  
19 to § 16.1-282.1 may inform the birth parent or parents and shall inform the adoptive parent or parents  
20 that they may enter into such an agreement and shall inform the child if he is 14 years of age or older  
21 that he may consent to such an agreement.

22 B. The court may consider the appropriateness of a written post-adoption contact and communication  
23 agreement entered into pursuant to subsection A and in accordance with Article 1.1 (§ 63.2-1220.2 et  
24 seq.) of Chapter 12 of Title 63.2 at the permanency planning hearing pursuant to § 16.1-282.1 and, if  
25 the court finds that all of the requirements of subsection A and Article 1.1 (§ 63.2-1220.2 et seq.) of  
26 Chapter 12 of Title 63.2 have been met, shall incorporate the written post-adoption contact and  
27 communication agreement into an order entered at the conclusion of such hearing.

ENROLLED

HB721ER