

WEST VIRGINIA LEGISLATURE

2019 REGULAR SESSION

Introduced

House Bill 2188

BY DELEGATE SPONAUGLE AND MILEY

(BY REQUEST)

[Introduced January 9, 2019; Referred
to the Committee on the Judiciary.]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,
2 designated §48-22-804, relating to nullifying certain adoption orders.

Be it enacted by the Legislature of West Virginia:

ARTICLE 22. ADOPTION.

§48-22-804. Annulment of adoption by adoptee.

1 Any adult resident who has been previously adopted by order of a West Virginia court may
2 petition a circuit court for a court order annulling the adoption. Upon granting the petition by the
3 court, all legal rights and privileges granted pursuant to state law by the adoption are null and
4 void. The court, upon request of the petitioner, as part of any such order, may change the name
5 of the petitioner, if the petitioner has the legal surname of the adopted parent.

NOTE: The purpose of this bill is to allow adult adoptees who are residents of the state to nullify adoption orders of state courts.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.