

Cherokee Nation Code Annotated
Title 10: Children
Chapter 1A: Care and Custody
§ 29. Execution of relinquishments
Cite as: 10 CNCA § 29

Relinquishments may be executed by:

1. the parents of a child;
2. one (1) parent alone, if:
 - a. the other parent consents thereto in writing; or
 - b. the other parent is dead; or
 - c. the other parent has been adjudicated incompetent and such incompetence is permanent in its nature and such fact has been proven to the satisfaction of the Court; or
 - d. the other parent, for one (1) year preceding, has abandoned the family; or
 - e. the other parent is imprisoned in a penitentiary, state or federal, for crime, provided such parent has been given proper notice and is authorized by the institutional head to attend said hearing and show cause why the child should not be taken from the parent or why such relinquishment should not be granted; or
 - f. the other parent has been declared by the Court to be morally unfit to provide for the care of the child; or
 - g. by the mother, if the child is born out of wedlock;
3. the guardian of the person of the child, if both parents are dead or if one (1) parent is a person whose consent is not required under the terms of subdivision 2 of this section.