

Cherokee Nation Code Annotated

Title 10: Children

Chapter 51: Delinquent, Dependent and Neglected Children

Article I: Dependent and Delinquent Children

§ 1134. Action to adopt not to be combined with action to terminate parental rights

Cite as: 10 CNCA § 1134

A. Except as otherwise provided for in subsection (B) of this section, an action to adopt a child may not be combined with an action to terminate parental rights and when the rights of a parent have been terminated, neither an interlocutory nor a final decree of adoption may be rendered until the decree terminating parental rights has become final.

B. This section shall not apply to:

1. a proceeding to adopt a child without the consent of a parent when the Court has determined that consent is not legally required; or
2. a proceeding to adopt a child born out of wedlock when the mother of the child is granting consent to the adoption and is a party to the action; or
3. proceedings pursuant to the provisions of 10 CNCA § 60.6.