

State of South Dakota

NINETY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 2018

934Z0267

SENATE BILL NO. 74

Introduced by: Senators Klumb, Bolin, Curd, Ewing, Frerichs, Greenfield (Brock), Jensen (Phil), Kolbeck, Langer, Monroe, Netherton, Rusch, Solano, Stalzer, Tidemann, Wiik, and Youngberg and Representatives Schoenfish, Ahlers, Carson, Haugaard, Holmes, Howard, Kaiser, Latterell, Mickelson, Qualm, Rhoden, and Steinhauer

1 FOR AN ACT ENTITLED, An Act to create an exception to the minimum difference in age
2 between adoptive parent and child.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 25-6-2 be amended to read:

5 25-6-2. Any minor child may be adopted by any adult person. However, the person adopting
6 the child ~~must~~ shall be at least ten years older than the ~~person~~ child adopted unless the court
7 finds the adoption of the child by the adult person in the best interest of the child.

8 In an adoption proceeding or in any proceeding that challenges an order of adoption or order
9 terminating parental rights, the court shall give due consideration to the interests of the parties
10 to the proceedings, but shall give paramount consideration to the best interests of the child.

