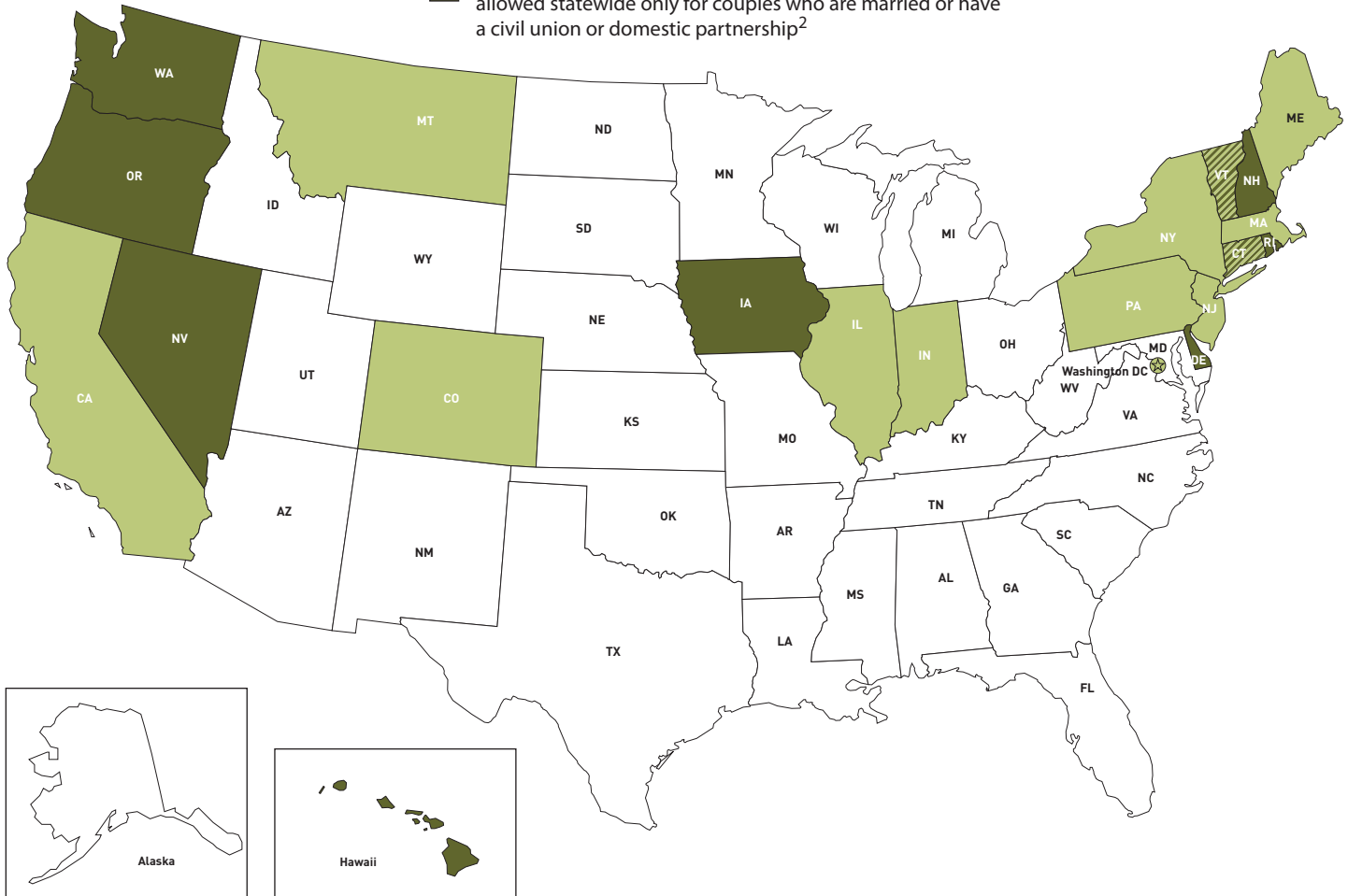


# States where same-sex couples are able to get joint and/or second parent adoptions statewide<sup>1</sup>

**KEY:**

- States that allow second parent adoption regardless of marital/civil union/domestic partnership status.
- States where joint and/or second parent adoption are allowed statewide only for couples who are married or have a civil union or domestic partnership<sup>2</sup>



## States that allow second parent adoption regardless of marital/civil union/domestic partnership status.

**California:** *Sharon S. v. Superior Court*, 73 P.3d 554 (Cal. 2003)[joint and second parent].

**Colorado:** Colo. Rev. Stat. § 19-5-203 (d.5) [second parent].

**Connecticut:** Conn. Gen. Stat. §§ 45a-724(a)(2)-(3); 45a-731(5)-(7) [second parent].<sup>3</sup>

**District of Columbia:** *In re M.M.D.*, 662 A.2d 837 (D.C. 1995)[joint and second parent].

**Illinois:** *Petition of K.M.*, 653 N.E.2d 888 (Ill. App. Ct. 1995) [joint]; *K.M. and D.M.*, 653 N.E.2d 888 (Ill. App. Ct. 1995)[second parent].

**Indiana:** *In re Infant Girl W.*, 845 N.E.2d 229 (Ind. Ct. App. 2006)[joint]; *In re Adoption of K.S.P.*, 804 N.E.2d 1253 (Ind. Ct. App. 2004)[second parent].

**Maine:** *In re Adoption of M.A.*, 930 A.2d 1088 (Me. 2007)[joint and second parent].

**Massachusetts:** *Adoption of Tammy*, 619 N.E.2d 315 (Mass. 1993). [joint and second parent].

**Montana:** Mont. Code Ann. § 42-4-302 [second parent].

**New Jersey:** *Matter of Adoption of Two Children by H.N.R.*, 666 A.2d 535 (N.J. Super. Ct. App. Div. 1995)[joint and second parent].

**New York:** *In the Matter of Jacob*, 660 N.E.2d 397 (N.Y. 1995)[second parent]; N.Y. D.R.L. § 110 [joint].

**Pennsylvania:** *Adoption of R.B.F.*, 803 A.2d 1195 (Pa. 2002)[joint and second parent].

**Vermont:** *Adoptions of B.L.V.B. and E.L.V.B.*, 628 A.2d 1271 [second parent].<sup>4</sup>

## States where joint and second parent adoption are allowed statewide only for couples who are married or have a civil union or domestic partnership<sup>2</sup>

**Connecticut:** 2009 Conn. Legis. Serv. P.A. 09-13 (S.B. 899).<sup>3</sup>

**Delaware:** Del Code Ann. tit. 13, § 212.

**Hawaii:** Haw.Rev.Stat. § 5728-9.

**Iowa:** *Varnum v. Brien*, 763 N.W.2d 862 (Iowa 2009); Iowa Code Ann. § 600.4.

**Nevada:** Nev. Rev. Stat. § 122A.200 § 127.030.

**New Hampshire:** N.H. Rev. Stat. § 457:1-a; § 170-B:4.

**Oregon:** Or. Rev. Stat. § 106.300 *et seq.*

**Rhode Island:** R.I. Gen. Laws § 15-3.1-6.

**Vermont:** 2009 Vermont Laws No. 3 (S. 115).<sup>4</sup>

**Washington:** Wash. Rev. Code § 26.33.902.

1 In many states in which there is no law or appellate court decision either barring or permitting joint or second parent adoptions, such adoptions are granted by at least some judges. This map includes only states that have clearly established law that applies statewide.

2 In some of these states, some judges may be granting second parent and/or joint adoptions to same-sex couples without a marriage/civil union/domestic partnership but there is no statewide law.

3 In Connecticut and Vermont, second parent adoption is available statewide regardless of marital status, but joint adoption is only available statewide for married couples.

4 See note 3.