

(II) THE PARENT HAS REPEATEDLY OR CONTINUOUSLY FAILED TO CONTRIBUTE TO THE PHYSICAL CARE AND SUPPORT OF THE CHILD, ALTHOUGH FINANCIALLY ABLE TO DO SO; OR

(III) THE PARENT HAS BEEN CONVICTED OF CHILD ABUSE OF THE CHILD.

(C) THE COURT SHALL REQUEST AN INVESTIGATION AND A REPORT OF THE FACTS OF THE CASE BY THE APPROPRIATE AGENCY. THE COURT SHALL CONSIDER THE REPORT IN ITS DECISION OF WHETHER TO TERMINATE THE NATURAL PARENT'S RIGHTS. THE REPORT SHALL INCLUDE A SUMMARY OF:

(1) THE CHILD'S FEELINGS TOWARD AND EMOTIONAL TIES WITH THE CHILD'S PARENTS, SIBLINGS, THE PERSON SEEKING TO ADOPT, AND ANY OTHER PERSON WHO MAY SIGNIFICANTLY AFFECT THE CHILD'S BEST INTEREST;

(2) THE CHILD'S ADJUSTMENT TO HOME, SCHOOL, AND COMMUNITY; AND

(3) WHEN THE PARENT IS ABSENT, AN EVALUATION OF THE PETITIONER'S ATTEMPTS TO LOCATE THE ABSENT PARENT.

(D) NOTWITHSTANDING THE PROVISIONS OF THIS SECTION, THE COURT MAY NOT GRANT A DECREE OF ADOPTION WITHOUT A NATURAL PARENT'S CONSENT SOLELY BECAUSE:

(1) THE PARENT HAS BEEN DEPRIVED OF THE LEGAL CUSTODY OF THE CHILD BY REASON OF A DIVORCE OR LEGAL SEPARATION; OR

(2) THE PARENT HAS BEEN DEPRIVED OF THE PHYSICAL CUSTODY OF THE CHILD BY THE ACT OR CONDUCT OF THE OTHER PARENT OF THE CHILD.

(E) FOLLOWING THE ADOPTION, IN CASES IN WHICH IT IS IN THE CHILD'S BEST INTEREST, THE ADOPTING PARTY AND THE NONCONSENTING PARENT MAY AGREE TO VISITATION PRIVILEGES BETWEEN THE CHILD AND THE NONCONSENTING PARENT OR SIBLINGS.

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(A) (1) THE PETITIONER SHALL GIVE NOTICE OF THE FILING OF A PETITION FOR GUARDIANSHIP OR ADOPTION TO EACH PERSON WHOSE CONSENT IS REQUIRED.

(2) A PERSON WHOSE CONSENT IS FILED WITH THE PETITION SHALL BE GIVEN NOTICE, UNLESS THE CONSENT INCLUDES A WAIVER OF THE RIGHT TO RECEIVE NOTICE OF THE FILING OF THE PETITION.

(3) NOTICE SHALL BE GIVEN BY ENTRY AND SERVICE OF A SHOW CAUSE ORDER, AT THE LAST KNOWN ADDRESS WHICH THE PETITIONER HAS FOR THE PERSON.