

In the introductory language of subsection (a)(2) of this section, the word "order" is substituted for the former, more archaic "decree".

In subsection (a)(2) of this section, the word "adoptee" is substituted for the former references to the "individual adopted", for consistency and brevity.

In subsection (a)(2)(i)1 and 2 of this section, the newly defined term "adoptive parent" is substituted for the former references to a "petitioner", for consistency.

In subsection (a)(2)(i)2 of this section, the reference to "offspring born" to the adoptive parent is substituted for the former reference to "a child born to the petitioner in wedlock", to avoid the misleading inference that illegitimacy affects a right, privilege, or obligation of a biological offspring or that the age of majority might affect an adoptee differently from a biological offspring.

In subsection (a)(2)(ii) of this section, the former reference to a "natural" parent is omitted to reflect that the duties and rights of nonbiological - i.e., adoptive - relatives are affected in the same manner as a biological relative. Accordingly, in subsection (a)(2)(iii) of this section, a reference to "parental" relatives is substituted for the former reference to "natural" relatives.

Former FL § 5-308(c) and (e), which discounted any difference in orders as to adults and minors or as to interlocutory and final orders, is omitted as unnecessary.

Defined terms: "Adoptive parent" § 5-101

"Child" § 5-301

"CINA case" § 1-101

"Juvenile court" § 1-101

"Parent" § 5-301

5-342. PETITION TO INVALIDATE.

IF A PETITION TO INVALIDATE AN ORDER FOR ADOPTION UNDER THIS PART III OF THIS SUBTITLE ON THE BASIS OF A JURISDICTIONAL OR PROCEDURAL DEFECT IS FILED MORE THAN 1 YEAR AFTER ENTRY OF THE ORDER, A JUVENILE COURT SHALL DISMISS THE PETITION.

COMMITTEE NOTE: This section is derived from former FL § 5-325 and revised to require dismissal rather than barring receipt, as more consistent with court practices.

The word "order" is substituted for the former, more archaic "decree".
Defined term: "Juvenile court" § 1-101