

By: Representative Shanks

To: Judiciary B

HOUSE BILL NO. 759

1 AN ACT TO CREATE NEW SECTION 41-57-33, MISSISSIPPI CODE OF
2 1972, TO PROVIDE FOR THE STATE REGISTRAR TO ISSUE A CERTIFICATE OF
3 FOREIGN BIRTH WITHOUT JUDICIAL PROCEEDINGS IF CERTAIN CRITERIA ARE
4 SATISFIED; AND FOR RELATED PURPOSES.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

6 **SECTION 1.** The following shall be codified as Section
7 41-57-33, Mississippi Code of 1972:

8 41-57-33. (1) A child who has automatically acquired United
9 States citizenship following a foreign adoption and who possesses
10 a Certificate of Citizenship in accordance with the Child
11 Citizenship Act, CAA, Public Law 106-395, shall be exempt from the
12 provisions of Sections 93-17-301 through 93-17-307, which provide
13 for a judicial proceeding to acquire a birth certificate following
14 certain foreign adoptions.

15 (2) The State Registrar, upon written request, shall prepare
16 a Certificate of Foreign Birth reflecting the actual date and
17 place of birth for a child who was born in a foreign country,
18 adopted by a United States citizen, and who has automatically
19 acquired citizenship in accordance with the federal Child



20 Citizenship Act upon the production of all of the following
21 documents:

22 (a) The child's Certificate of Citizenship.

23 (b) A certified copy of the child's foreign birth
24 certificate and certified English translation.

25 (c) The original documents related to the foreign
26 adoption certified by the United States Embassy abroad and
27 certified English translation.

28 (d) The Social Security card of the child.

29 (e) A valid government-issued picture identification of
30 parent or parents, such as a passport or driver's license.

31 (f) Proof of residency of the parent or parents in the
32 State of Mississippi.

33 (3) The State Registrar shall develop any necessary forms
34 for adoptive parents to submit in order to request a Certificate
35 of Foreign Birth.

36 **SECTION 2.** This act shall take effect and be in force from
37 and after July 1, 2023.

