

## HOUSE BILL No. 2059

By Committee on Judiciary

1-11

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9 AN ACT concerning adoption; relating to the right to inherit; amending  
10 K.S.A. 59-2118 and repealing the existing section.

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12 *Be it enacted by the Legislature of the State of Kansas:*

13 Section 1. K.S.A. 59-2118 is hereby amended to read as follows: 59-  
14 2118. (a) Any person adopted as provided in K.S.A. 59-2111 through 59-  
15 2143, and amendments thereto, shall assume the surname of the peti-  
16 tioner or petitioners for adoption, except that the court in its discretion  
17 may permit a different surname when requested by the petitioner or  
18 petitioners. When requested by the petitioner or petitioners, the court,  
19 in its discretion, may change the given name or names of the person  
20 adopted.

21 (b) When adopted, a person shall be entitled to the same personal  
22 and property rights as a birth child of the adoptive parent. The adoptive  
23 parent shall be entitled to exercise all the rights of a birth parent and be  
24 subject to all the liabilities of that relationship. Upon adoption, all the  
25 rights of birth parents to the adopted person, including their right to  
26 inherit from or through the person, shall cease, except the rights of a  
27 birth parent who is the spouse of the adopting parent. ~~An adoption shall~~  
28 ~~not terminate the right of the child to inherit from or through the birth~~  
29 ~~parent.~~ *Upon adoption, the right of the adopted person and the adopted*  
30 *person's heirs at law to inherit from birth parents, other than a birth*  
31 *parent who is the spouse of the adopting parent, shall cease.*

32 Sec. 2. K.S.A. 59-2118 is hereby repealed.

33 Sec. 3. This act shall take effect and be in force from and after its  
34 publication in the statute book.