

1 2. Deny a current or prospective adoptive or foster parent any
2 authorization necessary to be eligible to foster or adopt based, in
3 whole or in part, upon the parent's sincerely held religious or
4 moral beliefs regarding sexual orientation or gender identity; or

5 3. Establish or enforce any standard, rule, or policy that
6 precludes consideration of a current or prospective adoptive or
7 foster parent for any particular placement based, in whole or in
8 part, upon the parent's sincerely held religious or moral beliefs
9 regarding sexual orientation or gender identity. Such beliefs shall
10 not create a presumption that any particular placement is contrary
11 to the best interest of the child.

12 B. Nothing in this section shall:

13 1. Preclude the Department from taking into account the
14 religious or moral beliefs of a particular adoptive or foster child,
15 or his or her family of origin, when determining the most
16 appropriate placement for the child; or

17 2. Be construed to prohibit the Department from making, or
18 relieve the Department of its duty to make, individual placements
19 consistent with the best interests of the child as otherwise
20 required by law.

21 C. A current or prospective adoptive or foster parent aggrieved
22 by a violation of this section may raise a claim in a judicial or
23 administrative proceeding and seek injunctive relief, compensatory
24 damages, reasonable attorney fees, or other appropriate relief.

SECTION 2. This act shall become effective November 1, 2024.

COMMITTEE REPORT BY: COMMITTEE ON STATE POWERS, dated 04/04/2024 -
DO PASS, As Amended and Coauthored.