

NORTH CAROLINA GENERAL ASSEMBLY
1961 SESSION

CHAPTER 241
SENATE BILL 72

1 AN ACT AMENDING G.S. 48-2(3) RELATING TO THE DEFINITION OF
2 ABANDONMENT FOR ADOPTION PURPOSES.

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4 The General Assembly of North Carolina do enact:

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6 **Section 1.** That G.S. 48-2, Subsection (3), as the same appears in the 1959
7 Cumulative Supplement to Volume 2A of the General Statutes, be redesignated as
8 G.S. 48-2(3)(a), and that immediately following said subsection there be added a new
9 subsection to be designated as G.S. 48-2(3)(b), and to read as follows:

10 "(3) (b) In addition to the definition of abandonment in (3)(a) above, an abandoned
11 child, for purposes of this Chapter, shall be a child under 18 years of age
12 who has been placed in the care of a child caring institution or foster home,
13 and whose parent, parents, or guardian of the person has failed substantially
14 and continuously for a period of more than one year to maintain contact with
15 such child, and has wilfully failed for such period to contribute adequate
16 support to such child, although physically and financially able to do so. In
17 order to find an abandonment under this subsection, the court must find the
18 foregoing and the court must also find that diligent but unsuccessful efforts
19 have been made on the part of the institution or a child placing agency to
20 encourage the parent, parents, or guardian of the person of the child to
21 strengthen the parental or custodial relationship to the child."

22 **Sec. 2.** All laws and clauses of laws in conflict with this Act are hereby repealed.

23 **Sec. 3.** This Act shall become effective upon its ratification.

24 In the General Assembly read three times and ratified, this the 18th day of April,

25 1961.