



AFFIDAVIT AND ACKNOWLEDGMENT OF SURRENDER, CONSENT AND WAIVER OF NOTICE

I. NOTICE TO PARENTS

A. ABOUT THIS CONSENT

This consent is a legal document and when executed as directed by law provides the court with the parents' permission to terminate parental rights to the child for subsequent adoption.

B. PARENTS RIGHTS

The law guarantees parents who are surrendering a child certain rights, and requires proof that those rights have been explained to the consenting parent.

C. ACKNOWLEDGMENT OF PARENTS RIGHTS I UNDERSTAND THAT MY RIGHTS ARE:

- 1. The right to select at least one person who does not have an employment, professional, or personal relationship with the adoption entity or the prospective adoptive parents to be present when this affidavit is executed, and to sign it as a witness. I must acknowledge on this form that I was notified of this right, and indicate the witness or witnesses I selected if any.**
- 2. The right to not sign this form. I may do any of the following instead of signing this consent or before signing this consent:**
 - a. Consult with an attorney;**
 - b. Hold, care for, and feed the child;**
 - c. Place the child in foster care or with any friend or family member I choose who is willing to care for the child;**
 - d. Take the child home unless otherwise legally prohibited; and**
 - e. Find out about community resources that are available to me if I do not go through with the adoption.**
- 3. If I do sign this consent I am giving up all rights to my child. My consent is valid and binding unless withdrawn as permitted by law. If I am giving up**



rights to a child who is to be placed for adoption with identified prospective adoptive parents upon the child's release from a licensed hospital or birth center following birth, a waiting period will be imposed before I may sign the consent for adoption. I must wait 48 hours from the time of birth or until I have been notified in writing, either on my patient chart or in release papers, that I am fit to be released from a licensed hospital or birth center, whichever is sooner, before I may sign the consent for adoption. Once I have signed the consent, it is valid and binding and cannot be withdrawn unless a court finds that it was obtained by fraud or under duress.

If I am giving up my rights to a child who is not placed for adoption upon the child's release from a licensed hospital or birth center following birth, I may sign the consent at any time after the birth of the child. While the consent is valid and binding when signed, I have time to change my mind. This time is called the revocation period. When the revocation period applies, I may withdraw my consent for any reason at any time prior to the placement of the child with the prospective adoptive parents, or if I do it within three business days after the date I signed the consent or one business day after the date of the birth mother's discharge from a licensed hospital or birth center, whichever is later.

- 4. The right to withdraw my consent during the revocation period. If I decide to withdraw my consent I must:**
 - a. Notify the adoption entity, by writing a letter, that I am withdrawing my consent.**
 - b. Mail the letter at a United States Post Office within three days after the date I signed the consent or one business day after the date of the birth mother's discharge from a licensed hospital or birth center, whichever is later. The term "business day" means any day on which the United States Postal Services accept certified mail for delivery.**
 - c. Send the letter by certified United States mail with return receipt requested.**
 - d. Pay postal costs at the time I mail the letter.**



e. Keep the certified mail receipt as proof that consent was withdrawn in a timely manner.

5. The right to withdraw my consent prior to the placement of my child with the prospective adoptive parents. If I decide to withdraw my consent I must notify the adoption entity, in writing by certified United States mail, return receipt requested. The adoption entity I should notify is

_____,
Name

Address

Telephone Number

6. Once the revocation period is over, or the child has been placed with the prospective adoptive parents, whichever occurs later, I may not withdraw my consent unless I can prove in court that consent was obtained by fraud or under duress.

A. WITNESS(S) SELECTED BY Parent

Witness signature

Witness signature

B. Parent did not select witness

II. CONFIRMATION THAT NOTICE TO PARENT(S) WAS GIVEN AS TO SECTION I

| Parent(s) Name | Date Section I Explained | Parent Signature Confirming EXPLANATION | Explained By | Comments (If Unsigned Explain Why Did Not Sign) |
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**III. IN THE INTEREST OF: AFFIDAVIT AND ACKNOWLEDGMENT
SURRENDER, CONSENT AND WAIVER
OF NOTICE**

Born: _____,
A Child

I, _____, being duly sworn, testify and say:

- I am _____, the _____ of _____, a _____ child, born on the _____ day of _____, _____ at _____, _____ County, State of _____.
- I believe it is in the best interest of this child to release the child to the _____ to be adopted.
- I surrender this child to the _____, an agency willing to take the child and place the child for adoption.



4. By this surrender I give up my rights to receive notice of any and all future hearings and proceedings regarding this child, including legal adoption hearings.

5. I HEREBY CONSENT PERMANENTLY, COMPLETELY AND FINALLY, TO:

- (a) The termination of my parental rights to this child with custody to the _____ for subsequent adoption;
- (b) The permanent deprivation of my present parental right to this child.

6. I hereby give up all right to further information concerning the whereabouts of this child, or the identity or location of any adoptive parent of this child, and I give up my right to have any court compel the _____, or any of its authorized agents, to give me any such information.

7. I HEREBY ACKNOWLEDGE that I have read this form concerning this child, _____, and I clearly understand its meaning and it is correct and true to the best of my knowledge and belief, and I have freely and voluntarily signed this Affidavit and Acknowledgment of Surrender, Consent and Waiver of Notice in order to release this child for adoption.

SIGNED AND SEALED at _____ County, State of _____, this _____ day of _____, A.D. 20____. Signed, Sealed and Delivered in our Presence:

_____ (SEAL)

STATE OF FLORIDA, COUNTY OF _____

I, an officer authorized to take acknowledgments in the State and County aforesaid, do hereby certify that on this date _____ did execute before me the foregoing AFFIDAVIT AND ACKNOWLEDGMENT OF SURRENDER, CONSENT AND WAIVER OF NOTICE, freely and voluntarily and for the purposes contained therein. Sworn to Subscribed before me this _____ day of _____, A.D. 20____.

Notary Public, State of Florida at Large
My Commission Expires: