

HOUSE BILL No. 4275

February 11, 1997, Introduced by Reps. Gubow, Anthony, Leland, Baade, Law, Kaza, Wojno, Schauer, Gire, Brown, Bogardus, Voorhees, Freeman, Martinez, McBryde, Brewer, Dalman, Goschka, Schroer and Baird and referred to the Committee on Judiciary.

A bill to amend 1939 PA 288, entitled

"An act to revise and consolidate the statutes relating to certain aspects of the organization and jurisdiction of the probate court of this state, the powers and duties of such court and the judges and other officers thereof, certain aspects of the statutes of descent and distribution of property, and the statutes governing the change of name of adults and children, the adoption of adults and children, and the jurisdiction of the juvenile division of the probate court; to prescribe the powers and duties of the juvenile division of the probate court, and the judges and other officers thereof; to prescribe the manner and time within which actions and proceedings may be brought in the juvenile division of the probate court; to prescribe pleading, evidence, practice, and procedure in actions and proceedings in the juvenile division of the probate court; to provide for appeals from the juvenile division of the probate court; to prescribe the powers and duties of certain state departments, agencies, and officers; and to provide remedies and penalties for the violation of this act,"

by amending section 60 of chapter X (MCL 710.60), as amended by 1996 PA 409.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 60. (1) After ~~the~~ entry of ~~the~~ AN order of
2 adoption, the adoptee shall, in case of a change of name, be
3 known and called by the new name. ~~The person or persons~~ AFTER
4 ENTRY OF THE ORDER, AN INDIVIDUAL adopting the adoptee ~~then~~
5 ~~stand~~ STANDS in the place of a parent ~~or parents~~ to the
6 adoptee in law in all respects as though the adopted ~~person~~
7 INDIVIDUAL had been born to the adopting ~~parents and are~~ PARENT
8 AND IS liable for all the duties and entitled to all the rights
9 of ~~parents~~ A PARENT.

10 (2) After entry of ~~the~~ AN order of adoption, there is no
11 distinction between the rights and duties of natural progeny and
12 AN adopted ~~persons~~ INDIVIDUAL, and the adopted ~~person~~
13 INDIVIDUAL becomes an heir at law of ~~the~~ AN adopting parent,
14 ~~or parents,~~ and an heir at law of the lineal and collateral
15 kindred of the adopting parent. ~~or parents.~~ After entry of the
16 order of adoption, an adopted child is no longer an heir at law
17 of a parent whose rights have been terminated under this chapter
18 or chapter XIIIA, or the lineal or collateral kindred of that
19 parent. ~~, nor is~~ AFTER ENTRY OF THE ORDER OF ADOPTION, an
20 adopted adult IS NOT an heir at law of ~~a person~~ AN INDIVIDUAL
21 who was his or her parent at the time the order of adoption was
22 entered or the lineal or collateral kindred of that ~~person~~
23 INDIVIDUAL, except that a right, title, or interest vesting
24 before entry of the final order of adoption is not divested by
25 that order.

26 (3) This section does not prohibit the FILING OF AN ACTION
27 OR entry of an order for grandparenting time ~~under~~ AS PROVIDED

1 IN section 7b of the child custody act of 1970, ~~Act No. 91 of~~
2 ~~the Public Acts of 1970, being section 722.27b of the Michigan~~
3 ~~Compiled Laws. During the pendency of a stepparent adoption pro-~~
4 ~~ceeding, a parent of a natural parent may seek an order for~~
5 ~~grandparenting time of the adoptee in the same manner as set~~
6 ~~forth in section 7b of Act No. 91 of the Public Acts of 1970, and~~
7 ~~the judge shall proceed in the same manner as is provided in sec-~~
8 ~~tion 7b of Act No. 91 of the Public Acts of 1970~~ 1970 PA 91, MCL
9 722.27B.

10 Enacting section 1. This amendatory act does not take
11 effect unless Senate Bill No. _____ or House Bill
12 No. _____ (request no. 00822'97) of the 89th Legislature is
13 enacted into law.