

HOUSE BILL No. 5947

March 10, 2010, Introduced by Reps. Slezak, Paul Scott, Liss, Womack, Neumann and Haugh and referred to the Committee on Families and Children's Services.

A bill to amend 1939 PA 288, entitled "Probate code of 1939," (MCL 710.21 to 712A.32) by adding section 19d to chapter XIIA.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

CHAPTER XIIA

SEC. 19D. IF AN INDIVIDUAL CAN VERIFY, USING HISTORICAL EVIDENCE, THAT THE INDIVIDUAL'S PARENT HAD HIS OR HER PARENTAL RIGHTS TERMINATED UNDER SECTION 2(B) OF THIS CHAPTER OR THAT THE PARENT VOLUNTARILY TERMINATED OR RELINQUISHED HIS OR HER PARENTAL RIGHTS AS PART OF A PLEA AGREEMENT RESULTING FROM AN INVESTIGATION REGARDING PARENTAL RIGHTS TERMINATION UNDER SECTION 2(B) OF THIS CHAPTER, THE COURT SHALL ENTER AN ORDER ALLOWING THE INDIVIDUAL ACCESS TO RECORDS RELATING TO THE INVESTIGATION OF PARENTAL RIGHTS TERMINATION CONDUCTED BY THE DEPARTMENT FOR THE COURT AND TO THE

1 INDIVIDUAL'S BIRTH RECORDS. ACCESS TO RECORDS DESCRIBED IN THIS
2 SECTION SHALL BE ALLOWED EVEN IF THE INDIVIDUAL HAS BEEN ADOPTED AS
3 LONG AS THE INDIVIDUAL CAN VERIFY THE PARENT-CHILD RELATIONSHIP.
4 HISTORICAL EVIDENCE INCLUDES, BUT IS NOT LIMITED TO, A DEATH
5 CERTIFICATE, A BIRTH CERTIFICATE OR OTHER BIRTH RECORDS, ANY OTHER
6 PUBLIC RECORD THAT SHOWS THE PARENT-CHILD RELATIONSHIP BETWEEN THE
7 INDIVIDUAL SEEKING THE RECORDS AND THE PARENT WHOSE PARENTAL RIGHTS
8 WERE TERMINATED, AND ANY OTHER EVIDENCE NORMALLY ADMISSIBLE UNDER
9 COURT RULES.

10 Enacting section 1. This amendatory act does not take effect
11 unless Senate Bill No.____ or House Bill No. 5948(request no.
12 03290'09 *) of the 95th Legislature is enacted into law.