

HOUSE BILL No. 4190

February 12, 2015, Introduced by Reps. Leutheuser, Crawford, McBroom, Cole, Runestad, Webber, Aaron Miller, Glenn, Jenkins, Cox, Poleski, Franz, Rendon, Price, Goike, Lauwers, Glardon, Jacobsen and Potvin and referred to the Committee on Families, Children, and Seniors.

A bill to amend 1939 PA 280, entitled
"The social welfare act,"
(MCL 400.1 to 400.119b) by adding section 5a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 5A. IN ACCORDANCE WITH SECTION 23G OF CHAPTER X OF THE
2 PROBATE CODE OF 1939, 1939 PA 288, MCL 710.23G, AND SECTIONS 14E
3 AND 14F OF 1973 PA 116, MCL 722.124E AND 722.124F, THE DEPARTMENT
4 SHALL NOT TAKE AN ADVERSE ACTION AGAINST A CHILD PLACING AGENCY ON
5 THE BASIS THAT THE CHILD PLACING AGENCY HAS DECLINED OR WILL
6 DECLINE TO PROVIDE SERVICES THAT CONFLICT WITH, OR PROVIDE SERVICES
7 UNDER CIRCUMSTANCES THAT CONFLICT WITH, THE CHILD PLACING AGENCY'S
8 SINCERELY HELD RELIGIOUS BELIEFS CONTAINED IN A WRITTEN POLICY,
9 STATEMENT OF FAITH, OR OTHER DOCUMENT ADHERED TO BY THE CHILD
10 PLACING AGENCY.

11 Enacting section 1. It is the intent of the legislature to

House Bill No. 4190 as amended March 18, 2015

1 protect child placing agencies' free exercise of religion protected
2 by the United States constitution and the state constitution of
3 1963. This amendatory act is not intended to limit or deny any
4 person's right to adopt a child or participate in foster care.

[Enacting section 2. This amendatory act takes effect 90 days after
the date it is enacted into law.]

5 Enacting section [3]. This amendatory act does not take effect
6 unless all of the following bills of the 98th Legislature are
7 enacted into law:

8 (a) Senate Bill No. ____ or House Bill No. 4189 (request no.
9 00208'15 *).

10 (b) Senate Bill No. ____ or House Bill No. 4188 (request no.
11 00649'15 *).