HOUSE BILL No. 4104

January 29, 2003, Introduced by Reps. Hardman, Zelenko, Murphy and Reeves and referred to the Committee on Judiciary.

A bill to amend 1939 PA 288, entitled

"Probate code of 1939,"

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

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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Sec. 60. (1) After the entry of the an order of

3 adoption, the adoptee shall, in case of a change of name, be
4 known and called by the new name. The person or persons After
5 entry of the order, an individual adopting the adoptee then
6 stand stands in the place of a parent or parents to the
7 adoptee in law in all respects as though the adopted person
8 individual had been born to the adopting parents and are parent
9 and is liable for all the duties and entitled to all the rights
Of parents a parent.
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- 1 (2) After entry of the an order of adoption, there is no
- 2 distinction between the rights and duties of natural progeny and
- 3 an adopted -persons individual, and the adopted -person
- 4 individual becomes an heir at law of -the- an adopting parent,
- 5 -or parents, and an heir at law of the lineal and collateral
- 6 kindred of the adopting parent. -or parents. After entry of the
- 7 order of adoption, an adopted child is no longer an heir at law
- 8 of a parent whose rights have been terminated under this chapter
- 9 or chapter XIIA, or the lineal or collateral kindred of that
- 10 parent. -, nor is After entry of the order of adoption, an
- 11 adopted adult **is not** an heir at law of a person **an individual**
- 12 who was his or her parent at the time the order of adoption was
- 13 entered or the lineal or collateral kindred of that -person
- 14 individual, except that a right, title, or interest vesting
- 15 before entry of the final order of adoption is not divested by
- 16 that order.
- 17 (3) This section does not prohibit the filing of an action or
- 18 entry of an order for grandparenting time -under as provided in
- 19 section 7b of the child custody act of 1970, Act No. 91 of the
- 20 Public Acts of 1970, being section 722.27b of the Michigan
- 21 Compiled Laws. During the pendency of a stepparent adoption
- **22** proceeding, a parent of a natural parent may seek an order for
- 23 grandparenting time of the adoptee in the same manner as set
- 24 forth in section 7b of Act No. 91 of the Public Acts of 1970, and
- 25 the judge shall proceed in the same manner as is provided in
- 26 section 7b of Act No. 91 of the Public Acts of 1970 PA 91,
- 27 MCL 722.27b.

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House Bill No. 4104 as amended December 3, 2003

- 1 Enacting section 1. This amendatory act does not take
- 2 effect unless [House Bill No. 5039
- 3] of the 92nd Legislature is
- 4 enacted into law.

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