

HOUSE BILL No. 4071

February 2, 1989, Introduced by Reps. Honigman, Van Regenmorter, Stabenow, Bartnik, Gubow, Power, Perry Bullard, Bennane, Barns, Gire and Jondahl and referred to the Committee on Judiciary.

A bill to amend section 60 of chapter X of Act No. 288 of the Public Acts of 1939, entitled as amended

"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,"

as amended by Act No. 341 of the Public Acts of 1982, being section 710.60 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

Section 1. Section 60 of chapter X of Act No. 288 of the
Public Acts of 1939, as amended by Act No. 341 of the Public Acts
of 1982, being section 710.60 of the Michigan Compiled Laws, is
amended to read as follows:

5 CHAPTER X

6 Sec. 60. (1) After the entry of the order of adoption, the
7 adoptee shall, in case of a change of name, be known and called
8 by the new name. The person or persons adopting the adoptee
9 shall thereafter stand in the place of a parent or parents to the
10 adoptee in law in all respects as though the adopted person had
11 been born to the adopting parents and shall thereafter be liable
12 for all the duties and entitled to all the rights of parents.

13 (2) After entry of the order of adoption there shall not be
14 any distinction between the rights and duties of natural progeny
15 and adopted persons, and the adopted person shall become an heir
16 at law of the adopting parent or parents, and an heir at law of
17 the lineal and collateral kindred of the adopting parent or
18 parents. After entry of the order of adoption, an adopted child
19 shall no longer be an heir at law of a parent whose rights have
20 been terminated under this chapter or chapter XIIIA or the lineal
21 or collateral kindred of that parent, nor shall an adopted adult
22 be an heir at law of a person who was his or her parent at the
23 time the order of adoption was entered or the lineal or collat-
24 eral kindred of that person, except that a right, title, or
25 interest vesting before entry of the final order of adoption
26 shall not be divested by that order.

1 (3) This section shall not-prohibit the entry of an order
2 for grandparent visitation under section 7b of the child custody
3 act of 1970, Act No. 91 of the Public Acts of 1970, being section
4 722.27b of the Michigan Compiled Laws. ~~During the pendency of a~~
5 ~~stepparent adoption proceeding, a parent of a natural parent may~~
6 ~~seek an order for visitation of the adoptee in the same manner as~~
7 ~~set forth in section 7b of Act No. 91 of the Public Acts of 1970,~~
8 ~~and the judge of probate shall proceed in the same manner as is~~
9 ~~provided for the circuit court judge in section 7b of Act No. 91~~
10 ~~of the Public Acts of 1970.~~

11 Section 2. This amendatory act shall not take effect unless
12 Senate Bill No. _____ or House Bill No. _____ (request
13 no. 00507'89) of the 85th Legislature is enacted into law.