

HOUSE BILL No. 5602

January 24, 2006, Introduced by Reps. Schuitmaker, Gosselin and Ball 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:

CHAPTER X

1
2 Sec. 60. (1) After the entry of ~~the~~ **AN** order of adoption, **IF**
3 **THE ADOPTEE'S NAME IS CHANGED**, the adoptee shall ~~, in case of a~~
4 ~~change of name,~~ be known and called by the new name. The person or
5 persons adopting the adoptee ~~then stand in the place of a~~ **ARE THE**
6 parent or parents ~~to~~ **OF** the adoptee ~~in~~ **UNDER THE** law ~~in all~~
7 ~~respects~~ as though the adopted person had been born to the
8 adopting parents and are liable for all the duties and entitled to
9 all the rights of parents.

1 (2) **THIS SUBSECTION APPLIES TO THE EXTENT IT IS NOT**
 2 **INCONSISTENT WITH SECTION 2114 OF THE ESTATES AND PROTECTED**
 3 **INDIVIDUALS CODE, 1998 PA 386, MCL 700.2114.** After entry of the
 4 order of adoption, there is no distinction between the rights and
 5 duties of natural progeny and adopted persons, and the adopted
 6 person becomes an heir at law of the adopting parent or parents —
 7 and an heir at law of the lineal and collateral kindred of the
 8 adopting parent or parents. After entry of the order of adoption,
 9 an adopted child is no longer an heir at law of a parent whose
 10 rights have been terminated under this chapter or chapter XIIIA or
 11 the lineal or collateral kindred of that parent, nor is an adopted
 12 adult an heir at law of a person who was his or her parent at the
 13 time the order of adoption was entered or the lineal or collateral
 14 kindred of that person, except that a right, title, or interest
 15 ~~vesting~~ **THAT HAS VESTED** before entry of ~~the~~ **A** final order of
 16 adoption is not divested by that order.

17 (3) This section does not prohibit the entry of an order for
 18 grandparenting time under section 7b of the child custody act of
 19 1970, ~~Act No. 91 of the Public Acts of 1970, being section 722.27b~~
 20 ~~of the Michigan Compiled Laws~~ **1970 PA 91, MCL 722.27B.** During the
 21 pendency of a stepparent adoption proceeding, a parent of a natural
 22 parent may seek an order for grandparenting time of the adoptee in
 23 the same manner as set forth in section 7b of ~~Act No. 91 of the~~
 24 ~~Public Acts of 1970~~ **THE CHILD CUSTODY ACT OF 1970, 1970 PA 91, MCL**
 25 **722.27B,** and the judge shall proceed in the same manner as ~~is~~
 26 ~~provided~~ in **AN ACTION COMMENCED UNDER** section 7b of ~~Act No. 91 of~~
 27 ~~the Public Acts of 1970~~ **THE CHILD CUSTODY ACT OF 1970, 1970 PA 91,**

1 MCL 722.27B.