

SUBSTITUTE FOR
SENATE BILL NO. 490

A bill to amend 1994 PA 203, entitled
"Foster care and adoption services act,"
by amending section 2 (MCL 722.952), as amended by 2016 PA 190.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2. As used in this act:

2 (a) "Adoptee" means a child who is to be adopted or who is
3 adopted.

4 (b) "Adoption attorney" means that term as defined in section
5 22 of the adoption code, MCL 710.22.

6 (c) "Adoption code" means the Michigan adoption code, chapter
7 X of **THE PROBATE CODE OF 1939**, 1939 PA 288, MCL 710.21 to 710.70.

8 (d) "Adoption facilitator" means a child placing agency or an
9 adoption attorney.

1 (e) "Adoptive parent" means the parent or parents who adopt a
2 child in accordance with the adoption code.

3 (f) "Agency placement" means that term as defined in section
4 22 of the adoption code, MCL 710.22.

5 (g) "Child placing agency" means that term as defined in
6 section 1 of 1973 PA 116, MCL 722.111.

7 (h) "Department" means the department of health and human
8 services.

9 (i) "Direct placement" means that term as defined in section
10 22 of the adoption code, MCL 710.22.

11 (j) "Foster care" means a child's placement outside the
12 child's parental home by and under the supervision of a child
13 placing agency, the court, or the department. **FOSTER CARE DOES NOT**
14 **INCLUDE THE DELEGATION OF A PARENT'S OR GUARDIAN'S POWERS REGARDING**
15 **CARE, CUSTODY, OR PROPERTY OF A CHILD OR WARD UNDER A PROPERLY**
16 **EXECUTED POWER OF ATTORNEY UNDER THE SAFE FAMILIES FOR CHILDREN**
17 **ACT.**

18 (k) "Preplacement assessment" means an assessment of a
19 prospective adoptive parent as described in section 23f of the
20 adoption code, MCL 710.23f.

21 (l) "Sibling" means a child who is related through birth or
22 adoption by at least 1 common parent. Sibling includes that term as
23 defined by the American Indian or Alaskan native child's tribal
24 code or custom.

25 (m) "Supervising agency" means the department if a child is
26 placed in the department's care for foster care, or a child placing
27 agency in whose care a child is placed for foster care.

1 Enacting section 1. This amendatory act takes effect 90 days
2 after the date it is enacted into law.

3 Enacting section 2. This amendatory act does not take effect
4 unless all of the following bills of the 99th Legislature are
5 enacted into law:

6 (a) Senate Bill No. 489.

7 (b) Senate Bill No. 797.

8 (c) Senate Bill No. 798.