

**PROBATE CODE OF 1939 (EXCERPT)**  
**Act 288 of 1939**

**710.55 Persons authorized to place child for adoption or solicit biological or adoptive parents; violation as misdemeanor; penalty; “solicit” defined.**

Sec. 55. (1) Only a person specified in sections 23a(1), 23b(1), and 23c of this chapter may place a child for adoption. Only a prospective adoptive parent may solicit biological parents or guardians of potential adoptees for the purposes of adoption. Only a biological parent or guardian or the court, department, or child placing agency with authority to place a child may solicit potential adoptive parents for purposes of adoption of that child. A person who violates this section is guilty of a misdemeanor punishable by imprisonment for not more than 90 days or a fine of not more than \$100.00, or both, for the first violation, and of a felony punishable by imprisonment for not more than 4 years or a fine of not more than \$2,000.00, or both, for each subsequent violation. The court may enjoin from further violations any person who violates this section.

(2) As used in this section, “solicit” means contact in person, by telephone or telegraph, by letter or other writing, or by other communication directed to a specific recipient. Solicit does not include public communication that is not directed to specific individuals.

**History:** Add. 1994, Act 222, Eff. Jan. 1, 1995.

**Popular name:** Probate Code