

# HOUSE BILL No. 5131

October 2, 2001, Introduced by Reps. Hardman, Reeves, Garza, Murphy, Williams, Dennis, Jacobs, Daniels, Sheltroun, Bogardus, Hale and Lemmons and referred to the Committee on Civil Law and the 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 adop-  
3 tion, the adoptee shall, in case of a change of name, be known  
4 and called by the new name. ~~The person or persons~~ AFTER ENTRY  
5 OF THE ORDER, AN INDIVIDUAL adopting the adoptee ~~then stand~~  
6 STANDS in the place of a parent ~~or parents~~ to the adoptee in  
7 law in all respects as though the adopted ~~person~~ INDIVIDUAL had  
8 been born to the adopting ~~parents and are~~ PARENT AND IS liable  
9 for all the duties and entitled to all the rights of ~~parents~~ A  
10 PARENT.

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 XIIIA, 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  
18 OR entry of an order for grandparenting time ~~under~~ AS PROVIDED  
19 IN section 7b of the child custody act of 1970, ~~Act No. 91 of~~  
20 ~~the Public Acts of 1970, being section 722.27b of the Michigan~~  
21 ~~Compiled Laws. During the pendency of a stepparent adoption pro-~~  
22 ~~ceeding, 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 sec-~~  
26 ~~tion 7b of Act No. 91 of the Public Acts of 1970~~ 1970 PA 91, MCL  
27 722.27B.

1 Enacting section 1. This amendatory act does not take  
2 effect unless Senate Bill No. \_\_\_\_\_ or House Bill  
3 No. 5132 (request no. 03283'01) of the 91st Legislature is  
4 enacted into law.