

SENATE BILL No. 98

February 1, 2011, Introduced by Senators HILDENBRAND and RICHARDVILLE and referred to the Committee on Families, Seniors and Human Services.

A bill to amend 1978 PA 368, entitled
"Public health code,"
(MCL 333.1101 to 333.25211) by adding section 2882a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 2882A. (1) IN ADDITION TO THE BIRTH RECORD COPIES AND
2 CERTIFICATES ISSUED UNDER SECTION 2882 AND SUBJECT TO THE
3 LIMITATIONS OF SECTION 2882(1)(A) AND (B), THE STATE REGISTRAR
4 SHALL ISSUE, UPON REQUEST AND PAYMENT OF A FEE ESTABLISHED BY RULE,
5 AN HEIRLOOM BIRTH CERTIFICATE REPRESENTING THE BIRTH OF THE
6 INDIVIDUAL NAMED ON THE ORIGINAL BIRTH RECORD OR CERTIFICATE. THE
7 STATE REGISTRAR MAY ESTABLISH PROCEDURES FOR THE ADMINISTRATION OF
8 AN HEIRLOOM BIRTH CERTIFICATE. THE STATE REGISTRAR SHALL ESTABLISH
9 PROCEDURES TO ALLOW THE PURCHASE OF A GIFT CARD OR CERTIFICATE THAT

1 CAN BE REDEEMED BY A PERSON ELIGIBLE TO PURCHASE AN HEIRLOOM BIRTH
2 CERTIFICATE UNDER THIS SECTION.

3 (2) THE DEPARTMENT SHALL PROMULGATE RULES THAT ESTABLISH THE
4 AMOUNT OF THE FEE FOR EACH SEPARATE DESIGN OF AN HEIRLOOM
5 CERTIFICATE OF BIRTH. THE DEPARTMENT SHALL ESTABLISH EACH FEE IN AN
6 AMOUNT THAT IS MORE THAN THE ESTIMATED ACTUAL COST TO THE
7 DEPARTMENT FOR A SIMILAR DESIGN, NOT TO EXCEED THE ESTIMATED FAIR
8 MARKET VALUE OF A COMPARABLE ARTISTIC RENDITION. THE STATE
9 REGISTRAR SHALL TRANSMIT THAT PORTION OF THE FEE THAT EXCEEDS THE
10 ACTUAL COST OF PREPARING AND ADMINISTERING AN HEIRLOOM BIRTH
11 CERTIFICATE TO THE STATE TREASURER FOR DEPOSIT AS A GIFT OR
12 DONATION INTO THE CHILDREN'S TRUST FUND CREATED IN 1982 PA 249, MCL
13 21.171 TO 21.172.

14 (3) THE DEPARTMENT SHALL DESIGN EACH HEIRLOOM BIRTH
15 CERTIFICATE AVAILABLE FOR ISSUE UNDER SUBSECTION (1) CONSISTENT
16 WITH THE FORM AND CONTENT PRESCRIBED UNDER SECTION 2811 AND SO THAT
17 IT IS SUITABLE FOR DISPLAY. AN HEIRLOOM BIRTH CERTIFICATE MAY BEAR
18 THE SEAL OF THE STATE AND MAY BE SIGNED BY THE GOVERNOR.

19 (4) THE DEPARTMENT SHALL MARKET AND PROMOTE HEIRLOOM BIRTH
20 CERTIFICATES AVAILABLE UNDER THIS SECTION.

21 (5) AN HEIRLOOM BIRTH CERTIFICATE ISSUED UNDER THIS SECTION IS
22 NOT AN OFFICIAL RECORD OF BIRTH AND IS NOT THE ACTIVE BIRTH
23 CERTIFICATE OF THE INDIVIDUAL WHOSE NAME APPEARS ON THE DOCUMENT.

24 (6) THIS SECTION MAY BE REFERRED TO AS THE "PAM POSTHUMUS
25 LAW".