



# HOUSE BILL No. 4139

February 3, 1993, Introduced by Reps. Gire, Schroer, Anthony, Freeman, Scott, Points, Ciaramitaro, Bennane, Willard, Kilpatrick, Dalman, Saunders, Bankes, Dolan, Bobier, Martin, Stallworth, Jondahl and Brown and referred to the Committee on Human Services and Children.

A bill to amend section 2824 of Act No. 368 of the Public Acts of 1978, entitled as amended "Public health code," being section 333.2824 of the Michigan Compiled Laws.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1 Section 1. Section 2824 of Act No. 368 of the Public Acts  
2 of 1978, being section 333.2824 of the Michigan Compiled Laws, is  
3 amended to read as follows:

4 Sec. 2824. (1) The name of the husband at the time of con-  
5 ception or, if none, the husband at birth shall be registered as  
6 the father of the child. ~~and the~~ THE surname of the child  
7 shall be registered as designated by the child's parents.

8 (2) If the child's mother was not married at the time of  
9 conception or birth, the name of the father shall not be entered  
10 on the certificate OF BIRTH without the written consent of the

1 mother and WITHOUT THE COMPLETION AND FILING OF AN AFFIDAVIT  
2 ACKNOWLEDGING PATERNITY BY THE MOTHER AND the individual to be  
3 named as the father. ~~, in which case,~~ FOR A CERTIFICATE OF  
4 BIRTH COMPLETED UNDER THIS SUBSECTION AND upon the written  
5 request of both parents, the surname of the child shall be desig-  
6 nated by the child's parents.

7 (3) If the name of the child's father cannot be shown pursu-  
8 ant to subsection (1) or (2), the child shall be given the sur-  
9 name designated by the mother.

10 (4) If the paternity of a child is determined by a court of  
11 competent jurisdiction, the name of the father shall be entered  
12 on the certificate of birth pursuant to the finding and order of  
13 the court. The surname of the child shall be entered on the cer-  
14 tificate of birth pursuant to the designation of the child's  
15 mother.

16 (5) If the child's father is not named on the birth regis-  
17 tration, no other information about the father shall be entered  
18 on the registration.

19 (6) A child born to a married woman as a result of artifi-  
20 cial insemination, with consent of her husband, is considered to  
21 be the legitimate child of the husband and wife.

22 (7) ~~A~~ AFTER MAY 30, 1979, A birth certificate ~~after the~~  
23 ~~effective date of this subsection~~ shall not contain a reference  
24 to the legitimacy or illegitimacy of a child.