

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 5602

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:

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CHAPTER X

Sec. 60. (1) After the entry of ~~the~~ **AN** order of adoption, **IF**
THE ADOPTEE'S NAME IS CHANGED, the adoptee shall ~~, in case of a~~
~~change of name,~~ be known and called by the new name. The person or
persons adopting the adoptee then ~~stand in the place of a~~ **BECOME**
THE parent or parents ~~to~~ **OF** the adoptee ~~in~~ **UNDER THE** law ~~in~~
~~all respects~~ as though the adopted person had been born to the
adopting parents and are liable for all the duties and entitled to
all the rights of parents.

House Bill No. 5602 as amended June 6, 2006

1 (2) After entry of the order of adoption, there is no
2 distinction between the rights and duties of natural progeny and
3 adopted persons, and the adopted person becomes an heir at law of
4 the adopting parent or parents —, and an heir at law of the lineal
5 and collateral kindred of the adopting parent or parents. After
6 entry of the order of adoption, **EXCEPT AS PROVIDED IN SECTION**
7 **2114(2) OF THE ESTATES AND PROTECTED INDIVIDUALS CODE, 1998 PA 386,**
8 **MCL 700.2114,** an adopted child is no longer an heir at law of a
9 parent whose rights have been terminated under this chapter or
10 chapter XIIIA or the lineal or collateral kindred of that parent,
11 nor is an adopted adult an heir at law of a person who was his or
12 her parent at the time the order of adoption was entered or the
13 lineal or collateral kindred of that person, except that a right,
14 title, or interest ~~vesting~~ **THAT HAS VESTED** before entry of the
15 final order of adoption is not divested by that order.

16 (3) This section does not prohibit the **FILING OF AN ACTION OR**
17 entry of an order for grandparenting time ~~under~~ **AS PROVIDED IN**
18 section 7b of the child custody act of 1970, ~~Act No. 91 of the~~
19 ~~Public Acts of 1970, being section 722.27b of the Michigan Compiled~~
20 ~~Laws 1970 PA 91, MCL 722.27B. During the pendency of a stepparent~~
21 ~~adoption proceeding, a parent of a natural parent may seek an order~~
22 ~~for grandparenting time of the adoptee in the same manner as set~~
23 ~~forth in section 7b of Act No. 91 of the Public Acts of 1970, and~~
24 ~~the judge shall proceed in the same manner as is provided in~~
25 ~~section 7b of Act No. 91 of the Public Acts of 1970.~~

<<Enacting section 1. This amendatory act does not take effect unless Senate Bill No. 420 of the 93rd Legislature is enacted into law.>>