

SENATE BILL No. 592

June 19, 2007, Introduced by Senators OLSHOVE, BARCIA, JANSEN, JACOBS, PAPPAGEORGE, HARDIMAN and BIRKHOLZ and referred to the Committee on Families and Human Services.

A bill to amend 1978 PA 368, entitled
"Public health code,"
by amending section 2832 (MCL 333.2832), as amended by 1996 PA 307,
and by adding section 2832a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2832. (1) When a new certificate of live birth is
2 established, the actual place and date of birth shall be shown. The
3 new certificate shall be substituted for the original certificate
4 of live birth. Thereafter, the original certificate and the
5 evidence of adoption or sex designation are not subject to
6 inspection except as otherwise provided in section **2832A OR** 2882(2)
7 or (3) or upon a court order. Evidence in support of other birth
8 record changes is subject to inspection as provided in sections
9 2882 and 2883.

1 (2) Upon receipt of notice of annulment of adoption or a copy
2 of an order of rescission, the original certificate of live birth
3 shall be restored to its place in the files. The certificate
4 created under subsection (1) is not subject to inspection except
5 upon a court order.

6 (3) If a certificate of live birth is not on file for the
7 individual for whom a new live birth certificate is to be
8 established under section 2831, a new live birth certificate may be
9 prepared on the delayed birth certificate form in use at the time
10 of adoption, legitimation, or paternity determination.

11 (4) When a new certificate of live birth is established by the
12 state registrar, all copies of the original certificate of birth in
13 the custody of a custodian of permanent records in this state shall
14 be sealed from inspection or forwarded to the state registrar, as
15 the state registrar directs.

16 **SEC. 2832A. (1) AN ADOPTED INDIVIDUAL WHO WAS BORN IN THIS**
17 **STATE AND WHO IS 21 YEARS OF AGE OR OLDER MAY OBTAIN A CERTIFIED**
18 **COPY OF HIS OR HER ORIGINAL CERTIFICATE OF LIVE BIRTH THAT WAS**
19 **SEALED FROM INSPECTION UNDER SECTION 2832. UPON RECEIPT OF A**
20 **WRITTEN APPLICATION, THE STATE REGISTRAR SHALL ISSUE TO THE ADOPTED**
21 **INDIVIDUAL A CERTIFIED COPY OF HIS OR HER ORIGINAL CERTIFICATE OF**
22 **LIVE BIRTH. A COPY OF THE ORIGINAL CERTIFICATE OF LIVE BIRTH**
23 **PROVIDED UNDER THIS SECTION SHALL HAVE THE PHRASE PRESCRIBED IN**
24 **SECTION 2882(4) MARKED ON THE FACE OF THE COPY. EXCEPT AS OTHERWISE**
25 **PROVIDED IN THIS SECTION, THE PROCEDURES APPLICABLE TO AN APPLICANT**
26 **FOR A CERTIFIED COPY OF LIVE BIRTH UNDER THIS PART AND THE FEES**
27 **PRESCRIBED IN SECTION 2891 APPLY TO AN ADOPTED INDIVIDUAL WHO**

1 REQUESTS A CERTIFIED COPY OF HIS OR HER ORIGINAL CERTIFICATE OF
2 LIVE BIRTH UNDER THIS SECTION.

3 (2) AT ANY TIME, A BIRTH PARENT OF AN ADOPTED INDIVIDUAL WHO
4 WAS BORN IN THIS STATE MAY SUBMIT TO THE STATE REGISTRAR A CONTACT
5 PREFERENCE FORM. UPON RECEIPT OF A CONTACT PREFERENCE FORM FROM A
6 BIRTH PARENT UNDER THIS SUBSECTION, THE STATE REGISTRAR SHALL MATCH
7 THE CONTACT PREFERENCE FORM WITH THE ADOPTED INDIVIDUAL'S SEALED
8 RECORD AND SHALL FILE THE CONTACT PREFERENCE FORM WITH THE ORIGINAL
9 CERTIFICATE OF LIVE BIRTH THAT WAS SEALED FROM INSPECTION UNDER
10 SECTION 2832. A CONTACT PREFERENCE FORM THAT HAS BEEN SUBMITTED BY
11 A BIRTH PARENT TO THE STATE REGISTRAR UNDER THIS SUBSECTION IS
12 CONFIDENTIAL AND SHALL BE PLACED IN THE ADOPTED INDIVIDUAL'S SEALED
13 FILE UNTIL ISSUED AS PROVIDED IN THIS SUBSECTION. IF A CERTIFIED
14 COPY OF AN ADOPTED INDIVIDUAL'S ORIGINAL CERTIFICATE OF LIVE BIRTH
15 IS ISSUED UNDER SUBSECTION (1), THE STATE REGISTRAR SHALL ALSO
16 ISSUE TO THE ADOPTED INDIVIDUAL A COPY OF THE CONTACT PREFERENCE
17 FORMS IN THE FILE AT THE TIME OF ISSUANCE. THE DEPARTMENT SHALL
18 PRESCRIBE THE CONTACT PREFERENCE FORM, WHICH FORM SHALL INCLUDE THE
19 FOLLOWING INFORMATION TO BE COMPLETED AT THE OPTION OF THE BIRTH
20 PARENT:

21 (A) I WOULD LIKE TO BE CONTACTED.

22 (B) I WOULD PREFER TO BE CONTACTED ONLY THROUGH A CONFIDENTIAL
23 INTERMEDIARY AS PROVIDED IN SECTION 68B OF CHAPTER X OF THE PROBATE
24 CODE OF 1939, 1939 PA 288, MCL 710.68B.

25 (C) I PREFER NOT TO BE CONTACTED AT THIS TIME. IF I DECIDE
26 LATER THAT I WOULD LIKE TO BE CONTACTED, I WILL REGISTER WITH THE
27 CENTRAL ADOPTION REGISTRY ESTABLISHED UNDER SECTION 27B OF CHAPTER

1 X OF THE PROBATE CODE OF 1939, 1939 PA 288, MCL 710.27B. I HAVE
2 COMPLETED AN UPDATED MEDICAL HISTORY AS PART OF THIS CONTACT
3 PREFERENCE FORM.