

HOUSE BILL No. 5948

March 10, 2010, Introduced by Reps. Slezak, Paul Scott, Liss, Womack, Neumann and Haugh and referred to the Committee on Families and Children's Services.

A bill to amend 1978 PA 368, entitled
"Public health code,"
by amending section 2882 (MCL 333.2882), as amended by 2002 PA 691.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2882. (1) Except as otherwise provided in section 2890,
2 upon written request and payment of the prescribed fee, the state
3 registrar or local registrar shall issue the appropriate 1 of the
4 following:

5 (a) A certified copy of a live birth record, an affidavit of
6 parentage filed after June 1, 1997, or a record of stillbirth filed
7 after June 1, 2003 to 1 of the following:

8 (i) The individual who is the subject of the record.

9 (ii) A parent named in the record.

10 (iii) An heir, a legal representative, or a legal guardian of

1 the individual who is the subject of the record.

2 (iv) A court of competent jurisdiction.

3 (b) If the live birth record is 100 or more years old, a
4 certified copy of the live birth record to any applicant.

5 (c) A certified copy of a death record, including the cause of
6 death, to any applicant.

7 (d) A certified copy of a marriage or divorce record to any
8 applicant, except as provided by rule.

9 (e) A certified copy of a fetal death record that was filed
10 before September 30, 1978, to any applicant.

11 (2) Upon written request of an adult who has been adopted and
12 payment of the prescribed fee, the state registrar shall issue to
13 that individual a copy of his or her original certificate of live
14 birth, if the written request identifies the name of the adult
15 adoptee and is accompanied by a ~~EITHER OF THE FOLLOWING:~~

16 (A) A copy of a central adoption registry clearance reply form
17 that was completed by the ~~family independence agency~~ **DEPARTMENT OF**
18 **HUMAN SERVICES** and delivered to that individual as required by
19 section 68(9) of the Michigan adoption code, chapter X of the
20 probate code of 1939, 1939 PA 288, MCL 710.68.

21 (B) **A COURT ORDER ISSUED UNDER SECTION 19D OF CHAPTER XIIA OF**
22 **THE PROBATE CODE OF 1939, 1939 PA 288, MCL 712A.19D.**

23 (3) Upon written request of a confidential intermediary
24 appointed under section 68b of the Michigan adoption code, chapter
25 X of the probate code of 1939, 1939 PA 288, MCL 710.68b,
26 presentation of a certified copy of the order of appointment,
27 identification of the name of the adult adoptee, and payment of the

1 required fee, the state registrar shall issue to the confidential
2 intermediary a copy of the original certificate of live birth of
3 the adult adoptee on whose behalf the intermediary was appointed.

4 (4) A copy of the original certificate of live birth provided
5 under subsection (2) or (3) shall have the following phrase marked
6 on the face of the copy: "This document is a copy of a sealed
7 record and is not the active birth certificate of the individual
8 whose name appears on this document".

9 Enacting section 1. This amendatory act does not take effect
10 unless Senate Bill No. ____ or House Bill No. 5947(request no.
11 04892'09) of the 95th Legislature is enacted into law.