

HOUSE BILL No. 5328

January 31, 2012, Introduced by Reps. Lori and Liss and referred to the Committee on Judiciary.

A bill to amend 1996 PA 305, entitled
"Acknowledgment of parentage act,"
by amending section 7 (MCL 722.1007), as amended by 2006 PA 105;
and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 7. The acknowledgment of parentage form shall include at
2 least all of the following written notices to the parties:

3 (a) The acknowledgment of parentage is a legal document.

4 (b) Completion of the acknowledgment is voluntary.

5 (c) The mother has initial custody of the child, without
6 prejudice to the determination of either parent's custodial rights,
7 until otherwise determined by the court or agreed by the parties in
8 writing and acknowledged by the court. This grant of initial
9 custody to the mother shall not, by itself, affect the rights of
10 either parent in a proceeding to seek a court order for custody or

1 parenting time.

2 (d) Either parent may assert a claim in court for parenting
3 time or custody.

4 (e) The parents have a right to notice and a hearing regarding
5 the adoption of the child.

6 (f) Both parents have the responsibility to support the child
7 and to comply with a court or administrative order for the child's
8 support.

9 (g) Notice that signing the acknowledgment waives the
10 following:

11 (i) Blood or genetic tests to determine if the man is the
12 biological father of the child.

13 (ii) Any right to an attorney, including the prosecuting
14 attorney or an attorney appointed by the court in the case of
15 indigency, to represent either party in a court action to determine
16 if the man is the biological father of the child.

17 (iii) A trial to determine if the man is the biological father
18 of the child.

19 (h) That in order to revoke an ~~acknowledgment~~ **ACKNOWLEDGMENT**
20 of parentage, an individual must file a claim as provided under
21 ~~section 11.~~ **THE REVOCATION OF PATERNITY ACT.**

22 Enacting section 1. Section 11 of the acknowledgment of
23 parentage act, 1996 PA 305, MCL 722.1011, is repealed.

24 Enacting section 2. This amendatory act does not take effect
25 unless Senate Bill No. 557 or House Bill No. ____ (request no.
26 02738'11 *) of the 96th Legislature is enacted into law.