

# HOUSE BILL No. 5510

May 1, 2014, Introduced by Rep. Kurtz and referred to the Committee on Families, Children, and Seniors.

A bill to amend 1996 PA 305, entitled "Acknowledgment of parentage act," by amending sections 3 and 5 (MCL 722.1003 and 722.1005).

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

1           Sec. 3. (1) If a child is born out of wedlock, a man is  
2 considered to be the natural father of that child if the man joins  
3 with the mother of the child and acknowledges that child as his  
4 child by completing a form that is an acknowledgment of parentage.

5           (2) An acknowledgment of parentage form is valid and effective  
6 if signed by the mother and father and those signatures are **EACH**  
7 notarized by a notary public authorized by the state in which the  
8 acknowledgment is signed **OR WITNESSED BY 1 DISINTERESTED, LEGALLY**  
9 **COMPETENT ADULT. THE WITNESS MUST BE AN EMPLOYEE OF 1 OF THE**  
10 **FOLLOWING: A HOSPITAL, PUBLICLY FUNDED OR LICENSED HEALTH CLINIC,**

1 PEDIATRIC OFFICE, FRIEND OF THE COURT, PROSECUTING ATTORNEY, COURT,  
2 DEPARTMENT OF HUMAN SERVICES, DEPARTMENT OF COMMUNITY HEALTH,  
3 COUNTY HEALTH AGENCY, COUNTY RECORDS DEPARTMENT, HEAD START  
4 PROGRAM, LOCAL SOCIAL SERVICES PROVIDER, COUNTY JAIL, OR STATE  
5 PRISON. THE WITNESS MUST SIGN AND DATE THE ACKNOWLEDGMENT OF  
6 PARENTAGE FORM AND PROVIDE HIS OR HER PRINTED NAME, ADDRESS, AND  
7 PLACE OF EMPLOYMENT. An acknowledgment may be signed any time  
8 during the child's lifetime.

9 (3) The mother and father shall be provided a copy of the  
10 completed acknowledgment at the time of signing.

11 Sec. 5. (1) A completed original acknowledgment of parentage  
12 shall be filed with the state registrar. Upon receipt of an  
13 acknowledgment, the state registrar shall review the form. If it  
14 appears to be properly completed and notarized **OR EACH SIGNATURE IS**  
15 **WITNESSED AS PROVIDED UNDER SECTION 3**, the state registrar shall  
16 file the acknowledgment in a parentage registry in the office of  
17 the state registrar. An acknowledgment filed with the state  
18 registrar shall be maintained as a permanent record in a manner  
19 consistent with section 2876 of the public health code, ~~Act No. 368~~  
20 ~~of the Public Acts of 1978, being section 333.2876 of the Michigan~~  
21 ~~Compiled Laws. 1978 PA 368, MCL 333.2876.~~

22 (2) The state registrar shall issue a copy of an  
23 acknowledgment filed in the parentage registry under the procedures  
24 and upon payment of the fee prescribed by section 2891 of ~~Act No.~~  
25 ~~368 of the Public Acts of 1978, being section 333.2891 of the~~  
26 ~~Michigan Compiled Laws.~~ **THE PUBLIC HEALTH CODE, 1978 PA 368, MCL**  
27 **333.2891.**

1           (3) Upon filing, the completed acknowledgment form may serve  
2 as a basis for preparation of a new certificate of birth as  
3 provided in section 2831 of ~~Act No. 368 of the Public Acts of 1978,~~  
4 ~~being section 333.2831 of the Michigan Compiled Laws.~~**THE PUBLIC**  
5 **HEALTH CODE, 1978 PA 368, MCL 333.2831.**

6           Enacting section 1. This amendatory act takes effect 90 days  
7 after the date it is enacted into law.