

HOUSE BILL No. 4189

February 12, 2015, Introduced by Reps. Santana, Crawford, McBroom, Cole, Runestad, Webber, Aaron Miller, Glenn, Jenkins, Cox, Poleski, Franz, Rendon, Price, Goike, Lauwers, Glardon, Jacobsen and Potvin and referred to the Committee on Families, Children, and Seniors.

A bill to amend 1939 PA 288, entitled
"Probate code of 1939,"
(MCL 710.21 to 712B.41) by adding section 23g to chapter X.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

CHAPTER X

SEC. 23G. IN ACCORDANCE WITH SECTIONS 14E AND 14F OF 1973 PA 116, MCL 722.124E AND 722.124F, A CHILD PLACING AGENCY SHALL NOT BE REQUIRED TO PROVIDE ADOPTION SERVICES IF THOSE ADOPTION SERVICES CONFLICT WITH, OR PROVIDE ADOPTION SERVICES UNDER CIRCUMSTANCES THAT CONFLICT WITH, THE CHILD PLACING AGENCY'S SINCERELY HELD RELIGIOUS BELIEFS CONTAINED IN A WRITTEN POLICY, STATEMENT OF FAITH, OR OTHER DOCUMENT ADHERED TO BY THE CHILD PLACING AGENCY. ALSO, IN ACCORDANCE WITH SECTIONS 14E AND 14F OF 1973 PA 116, MCL 722.124E AND 722.124F, THE STATE OR A LOCAL UNIT OF GOVERNMENT

House Bill No. 4189 as amended March 18, 2015

1 SHALL NOT TAKE AN ADVERSE ACTION AGAINST A CHILD PLACING AGENCY ON
2 THE BASIS THAT THE CHILD PLACING AGENCY HAS DECLINED OR WILL
3 DECLINE TO PROVIDE ADOPTION SERVICES THAT CONFLICT WITH, OR PROVIDE
4 ADOPTION SERVICES UNDER CIRCUMSTANCES THAT CONFLICT WITH, THE CHILD
5 PLACING AGENCY'S SINCERELY HELD RELIGIOUS BELIEFS CONTAINED IN A
6 WRITTEN POLICY, STATEMENT OF FAITH, OR OTHER DOCUMENT ADHERED TO BY
7 THE CHILD PLACING AGENCY.

8 Enacting section 1. It is the intent of the legislature to
9 protect child placing agencies' free exercise of religion protected
10 by the United States constitution and the state constitution of
11 1963. This amendatory act is not intended to limit or deny any
12 person's right to adopt a child.

[Enacting section 2. This amendatory act takes effect 90 days after
the date it is enacted into law.]

13 Enacting section [3]. This amendatory act does not take effect
14 unless all of the following bills of the 98th Legislature are
15 enacted into law:

16 (a) Senate Bill No. ____ or House Bill No. 4190 (request no.
17 00208'15 a *).

18 (b) Senate Bill No. ____ or House Bill No. 4188 (request no.
19 00649'15 *).