

HOUSE BILL No. 4865

August 16, 2017, Introduced by Rep. Kosowski and referred to the Committee on Families, Children, and Seniors.

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
11 the individual who is the subject of the record.

1 (iv) A court of competent jurisdiction.

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

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

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

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

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

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

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

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

1 intermediary a copy of the original certificate of live birth of
2 the adult adoptee on whose behalf the intermediary was appointed.

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

8 Enacting section 1. This amendatory act does not take effect
9 unless Senate Bill No.____ or House Bill No. 4864 (request no.
10 03001'17) of the 99th Legislature is enacted into law.