

HOUSE BILL No. 6010

June 9, 2004, Introduced by Reps. Hardman, Hager, Vander Veen, Waters, McConico, Stallworth and Reeves and referred to the Committee on Judiciary.

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending sections 21a, 22, 23a, 23d, 24, 24a, and 60 of chapter X (MCL 710.21a, 710.22, 710.23a, 710.23d, 710.24, 710.24a, and 710.60), section 21a as added by 1982 PA 72, sections 22, 23d, 24, 24a, and 60 as amended by 1996 PA 409, and section 23a as amended by 1994 PA 373.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

CHAPTER X

Sec. 21a. The general purposes of this chapter are:

(a) To provide that each adoptee in this state who needs adoption services receives those services.

(b) To provide procedures and services ~~which~~ **that** will safeguard and promote the best interests of each adoptee in need of adoption and ~~which~~ **that** will protect the rights of all

1 parties concerned. If conflicts arise between the rights of the
2 adoptee and the rights of another, the rights of the adoptee
3 shall be paramount.

4 (c) To provide prompt legal proceedings to assure that the
5 adoptee is free for adoptive placement at the earliest possible
6 time.

7 (d) **To achieve permanency and stability for adoptive children
8 as quickly as possible.**

9 (e) **To support the permanency of a finalized adoption by
10 allowing all interested parties to participate in proceedings
11 regarding the adoptive child.**

12 Sec. 22. As used in this chapter:

13 (a) "Adoptee" means the individual who is to be adopted,
14 regardless of whether the individual is a child or an adult.

15 (b) "Adoption attorney" means an attorney acting as counsel
16 in a direct placement adoption who meets all of the following
17 requirements:

18 (i) Has completed at least 12 hours of continuing education
19 in this state during the past 5 years in courses integrating the
20 legal and social aspects of adoption.

21 (ii) Maintains an up-to-date file of individuals licensed or
22 registered under either the public health code, ~~Act No. 368 of~~
23 ~~the Public Acts of 1978, being sections 333.1101 to 333.25211 of~~
24 ~~the Michigan Compiled Laws 1978 PA 368, MCL 333.1101 to~~
25 ~~333.25211, or the occupational code, Act No. 299 of the Public~~
26 ~~Acts of 1980, being sections 339.101 to 339.2721 of the Michigan~~
27 ~~Compiled Laws 1980 PA 299, MCL 339.101 to 339.2721, and agencies~~

1 to whom referrals may be made for counseling services needed by
2 an adoption client.

3 (iii) Has registered as an adoption attorney with the
4 children's ombudsman as provided in section 5 of the foster care
5 and adoption services act, ~~Act No. 203 of the Public Acts of~~
6 ~~1994, being sections 722.951 to 722.960 of the Michigan Compiled~~
7 ~~Laws~~ 1994 PA 203, MCL 722.951 to 722.960.

8 (c) "Adoptive parent" means an individual whose petition for
9 adoption has been granted by the court through an entry of a
10 final order of adoption.

11 (d) ~~(e)~~ "Adult former sibling" means an individual who is
12 18 years of age or older and is related to an adult adoptee
13 either biologically or through adoption by at least 1 common
14 parent, regardless of whether the adult former sibling ever lived
15 in the same household as the adult adoptee.

16 (e) ~~(d)~~ "Agency placement" means a placement in which a
17 child placing agency, the department, or a court selects the
18 adoptive parent for the child and transfers physical custody of
19 the child to the prospective adoptive parent.

20 (f) ~~(e)~~ "Attending practitioner" means a licensed physician
21 or a registered professional nurse certified as a nurse midwife
22 by the Michigan board of nursing.

23 (g) ~~(f)~~ "Best interests of the adoptee" or "best interests
24 of the child" means the sum total of the following factors to be
25 considered, evaluated, and determined by the court to be applied
26 to give the adoptee permanence at the earliest possible date:

27 (i) The love, affection, and other emotional ties existing

1 between the adopting individual or individuals and the adoptee
2 or, in the case of a hearing under section 39 of this chapter,
3 the putative father and the adoptee.

4 (ii) The capacity and disposition of the adopting individual
5 or individuals or, in the case of a hearing under section 39 of
6 this chapter, the putative father to give the adoptee love,
7 affection, and guidance, and to educate and create a milieu that
8 fosters the religion, racial identity, and culture of the
9 adoptee.

10 (iii) The capacity and disposition of the adopting individual
11 or individuals or, in the case of a hearing under section 39 of
12 this chapter, the putative father, to provide the adoptee with
13 food, clothing, education, permanence, medical care or other
14 remedial care recognized and permitted under the laws of this
15 state in place of medical care, and other material needs.

16 (iv) The length of time the adoptee has lived in a stable,
17 satisfactory environment, and the desirability of maintaining
18 continuity.

19 (v) The permanence as a family unit of the proposed adoptive
20 home, or, in the case of a hearing under section 39 of this
21 chapter, the home of the putative father.

22 (vi) The moral fitness of the adopting individual or
23 individuals or, in the case of a hearing under section 39 of this
24 chapter, of the putative father.

25 (vii) The mental and physical health of the adopting
26 individual or individuals or, in the case of a hearing under
27 section 39 of this chapter, of the putative father, and of the

1 adoptee.

2 (viii) The home, school, and community record of the
3 adoptee.

4 (ix) The reasonable preference of the adoptee, if the adoptee
5 is 14 years of age or less and if the court considers the adoptee
6 to be of sufficient age to express a preference.

7 (x) The ability and willingness of the adopting individual or
8 individuals to adopt the adoptee's siblings.

9 (xi) Any other factor considered by the court to be relevant
10 to a particular adoption proceeding, or to a putative father's
11 request for child custody.

12 (h) ~~-(g)-~~ "Born out of wedlock" means a child conceived and
13 born to a woman who was not married from the conception to the
14 date of birth of the child, or a child whom the court has
15 determined to be a child born during a marriage but not the issue
16 of that marriage.

17 (i) ~~-(h)-~~ "Central adoption registry" means the registry
18 established by the department ~~pursuant to~~ **under** section 27b of
19 this chapter to control the release of identifying adoption
20 information.

21 (j) ~~-(i)-~~ "Child" means an individual less than 18 years of
22 age.

23 (k) ~~-(j)-~~ "Child placing agency" means a private organization
24 licensed under ~~Act No. 116 of the Public Acts of 1973, being~~
25 ~~sections 722.111 to 722.128 of the Michigan Compiled Laws~~ **1973**
26 **PA 116, MCL 722.111 to 722.128**, to place children for adoption.

27 (l) ~~-(k)-~~ "Consent" means a document in which all parental

1 rights over a specific child are voluntarily relinquished to the
2 court for placement with a specific adoptive parent.

3 **(m)** ~~-(l)-~~ "Court" means the family division of circuit court
4 of this state, or ~~when~~ **if** the context requires, the court
5 having jurisdiction over adoption in another state or country.

6 **(n)** ~~-(m)-~~ "Department" means the family independence agency.

7 **(o)** ~~-(n)-~~ "Direct placement" means a placement in which a
8 parent or guardian selects an adoptive parent for a child, other
9 than a stepparent or an individual related to the child within
10 the fifth degree by marriage, blood, or adoption, and transfers
11 physical custody of the child to the prospective adoptive
12 parent.

13 **(p)** ~~-(o)-~~ "Formal placement" means a placement that is
14 approved by the court under section 51 of this chapter.

15 **(q)** ~~-(p)-~~ "Person" means an individual, partnership,
16 corporation, association, governmental entity, or other legal
17 entity.

18 **(r)** ~~-(q)-~~ "Petitioner", except as used in section 68b of this
19 chapter, means the individual or individuals who file an adoption
20 petition with the court.

21 **(s)** ~~-(r)-~~ "Placement" or "to place" means selection of an
22 adoptive parent for a child and transfer of physical custody of
23 the child to a prospective adoptive parent ~~pursuant~~ **according**
24 to this chapter.

25 **(t)** **"Prospective adoptive parent" means an individual who has**
26 **filed a petition for adoption that has not yet been adjudicated.**

27 **(u)** **"Relative" means an individual who is related to the**

1 child within the fifth degree by marriage, blood, or adoption.

2 (v) ~~-(s)-~~ "Release" means a document in which all parental
3 rights over a specific child are voluntarily relinquished to the
4 department or to a child placing agency.

5 (w) ~~-(t)-~~ "Rescission petition" means a petition filed by an
6 adult adoptee and his or her parent whose rights have been
7 terminated to rescind the adoption in which a stepparent acquired
8 parental rights and to restore parental rights of that parent
9 ~~pursuant~~ **according** to section 66 of this chapter.

10 (x) ~~-(u)-~~ "Suitable to be a parent of an adoptee" means a
11 conclusion that there is no specific concern with respect to an
12 individual that would suggest that placement of any child, or a
13 particular child, in the home of the individual would pose a risk
14 of harm to the physical or psychological well-being of the
15 child.

16 (y) ~~-(v)-~~ "Temporary placement" means a placement that occurs
17 before court approval under section 51 of this chapter and that
18 meets the requirements of section 23d of this chapter.

19 (z) ~~-(w)-~~ "Within the fifth degree by marriage, blood, or
20 adoption" means any of the following relationships: parent,
21 step-parent, grandparent, step-grandparent, brother,
22 step-brother, sister, step-sister, uncle, step-uncle, aunt,
23 step-aunt, first cousin, step-first cousin, great aunt,
24 step-great aunt, great uncle, step-great uncle, great
25 grandparent, step-great grandparent, first cousin once removed,
26 step-first cousin once removed, great great grandparent,
27 step-great great grandparent, great great uncle, step-great great

1 uncle, great great aunt, step-great great aunt, great great great
2 grandparent, or step-great great great grandparent.

3 Sec. 23a. (1) A parent or guardian having legal and
4 physical custody of a child may make a direct placement of the
5 child for adoption by making a temporary placement under
6 section 23d of this chapter or a formal placement under
7 section 51 of this chapter. A temporary placement becomes a
8 formal placement when the court orders the termination of the
9 rights of the parent or parents or the guardian and approves
10 placement ~~pursuant to~~ **under** section 51 of this chapter. A
11 formal placement under section 51 of this chapter ~~does~~ **is** not
12 ~~have~~ **required** to be preceded by a temporary placement.

13 (2) A parent or guardian shall personally select a
14 prospective adoptive parent in a direct placement. The selection
15 shall not be delegated.

16 (3) In a direct placement the prospective adoptive parent, an
17 adoption attorney, or a child placing agency shall provide
18 information about a prospective adoptive parent to the parent or
19 guardian before placement. This information shall include the
20 specific information contained in a preplacement assessment as
21 described in section 23f of this chapter, and may include
22 additional information requested by the parent or guardian. The
23 information does not have to include identifying information
24 described in section 27(3) of this chapter. The parent or
25 guardian and the prospective adoptive parent shall determine
26 whether to exchange identifying information and whether to meet
27 each other.

1 (4) A parent or guardian having legal and physical custody of
2 a child may make a formal placement of the child for adoption
3 under section 51 of this chapter with a stepparent or ~~an~~
4 ~~individual who is related to the child within the fifth degree by~~
5 ~~marriage, blood, or adoption~~ **a relative.**

6 (5) **If a child is 11 years of age or older, the court may**
7 **allow the child to attend his or her adoption hearing held under**
8 **this act.**

9 Sec. 23d. (1) In a direct placement, a parent or guardian
10 with legal and physical custody of a child may make a temporary
11 placement of the child as prescribed by this section. In an
12 agency placement, a child placing agency with written
13 authorization from the parent or guardian ~~pursuant~~ **according** to
14 section 23b of this chapter may make a temporary placement of the
15 child as prescribed by this section. A temporary placement shall
16 meet all of the following requirements:

17 (a) The prospective adoptive parent with whom a child is
18 temporarily placed is a Michigan resident.

19 (b) In a direct placement, the parent or guardian is assisted
20 by an adoption attorney or a child placing agency.

21 (c) In the presence of a witness who also signs the document,
22 the parent, guardian, or representative of the child placing
23 agency signs a statement evidencing the transfer of physical
24 custody of the child. If the parent making the temporary
25 placement is an unemancipated minor, the statement is not valid
26 unless it is also signed in the presence of the witness by a
27 parent or guardian of that minor parent. The statement shall

1 contain all of the following:

2 (i) The date of the transfer of physical custody.

3 (ii) Language providing that the transfer is for the purpose
4 of adoption by the prospective adoptive parent who is a Michigan
5 resident.

6 (iii) Language indicating that unless the parent or guardian
7 and the prospective adoptive parent agree otherwise, the
8 prospective adoptive parent has the authority to consent to all
9 medical, surgical, psychological, educational, and related
10 services for the child and language indicating that the parent or
11 guardian otherwise retains full parental rights to the child
12 being temporarily placed and that the temporary placement may be
13 revoked by the filing of a petition under subsection (5).

14 (iv) Language providing that the person making the transfer
15 has read a preplacement assessment of the prospective adoptive
16 parent completed or updated within 1 year before the date of the
17 transfer with a finding that the prospective adoptive parent is
18 suitable to be a parent of an adoptee. If a child placing agency
19 makes the transfer of physical custody, the statement shall
20 include a verification that the child placing agency has given
21 the parent or guardian who authorized the temporary placement an
22 opportunity to review the preplacement assessment.

23 (v) Even if only 1 parent is making the temporary placement,
24 the name and address of both parents of the child, including in
25 the case of a child born out of wedlock, the name and the address
26 of each putative father of the child, if known.

27 (d) In the presence of a witness who also signs the document,

1 the prospective adoptive parent signs a statement setting forth
2 the date of the transfer of physical custody and the name and
3 address of the prospective adoptive parent and attesting to both
4 of the following:

5 (i) That the prospective adoptive parent understands that the
6 temporary placement will not become a formal placement until the
7 parents consent or release their parental rights and the court
8 orders the termination of parental rights and approves the
9 placement and that the prospective adoptive parent must
10 relinquish custody of the child within 24 hours after being
11 served with an order ~~pursuant to~~ **under** section 23e(2) of this
12 chapter.

13 (ii) That the prospective adoptive parent agrees to reside
14 with the child in Michigan until a change of residence is
15 approved by the court after formal placement occurs.

16 (2) Not later than 2 days, excluding weekends and holidays,
17 after a transfer of physical custody of a child ~~pursuant~~
18 **according** to subsection (1), the adoption attorney or child
19 placing agency who assists with the temporary placement or the
20 child placing agency that makes the temporary placement shall
21 submit to the court in the county in which the prospective
22 adoptive parent resides a report that contains all of the
23 following:

24 (a) The date of the transfer of physical custody.

25 (b) The name and address of the parent or guardian or the
26 child placing agency who made the temporary placement.

27 (c) The name and address of the prospective adoptive parent

1 with whom the temporary placement was made.

2 (d) Even if only 1 parent is making the temporary placement,
3 the name and address of both parents of the child, including, in
4 the case of a child born out of wedlock, the name of each
5 putative father, if known.

6 (e) The documents required under subsection (1)(c) and (d)
7 and, if applicable, the authorization required under section 23b
8 of this chapter.

9 (3) Not later than 30 days after the transfer of physical
10 custody of a child under this section, the adoption attorney or
11 child placing agency who assists with the temporary placement or
12 the child placing agency that makes the temporary placement shall
13 submit to the court that received the report described in
14 subsection (2) a report indicating whether or not 1 of the
15 following dispositions has occurred:

16 (a) A petition for adoption of the child has been filed.

17 (b) The child has been returned to the agency or to a parent
18 or other person having legal custody.

19 (4) If the court has not received the report required under
20 subsection (3) within 45 days after the transfer of physical
21 custody of a child, the court shall immediately investigate and
22 determine whether an adoption petition has been filed or the
23 child has been returned to a parent or other person having legal
24 custody. If the report required under subsection (3) or the
25 court's investigation reveals that neither disposition has
26 occurred, the court shall immediately report to the prosecutor,
27 who shall immediately file a petition in the court that received

1 the report described in subsection (2) for disposition of the
2 child ~~pursuant~~ **according** to section 23e of this chapter. If a
3 petition has been filed under subsection (5), (6), or (7), the
4 prosecutor is not required to file a petition.

5 (5) A parent or guardian who wishes to regain custody of a
6 child who has been placed temporarily shall file a petition in
7 the court that received the report described in subsection (2)
8 requesting that the temporary placement be revoked and that the
9 child be returned to the parent or guardian. Upon request of the
10 parent or guardian, the adoption attorney or child placing agency
11 who assisted in making the temporary placement shall assist the
12 parent or guardian in filing the petition to revoke the temporary
13 placement. If the temporary placement was made by a child
14 placing agency ~~pursuant~~ **according** to section 23b(3) of this
15 chapter, the child placing agency shall file the petition on
16 behalf of a parent or guardian who wishes to regain custody of
17 the child.

18 (6) If a prospective adoptive parent with whom a child has
19 been temporarily placed is either unwilling or unable to proceed
20 with the adoption, the prospective adoptive parent may file a
21 petition in the court that received the report described in
22 subsection (2) for disposition of the child ~~pursuant~~ **according**
23 to section 23e of this chapter.

24 (7) If a child placing agency that temporarily placed a child
25 is unable to proceed with an adoption because of the
26 unavailability of a parent or guardian to execute a release, or
27 if a child placing agency with legal custody of a child decides

1 not to proceed with the adoption by a prospective adoptive parent
2 with whom the child has been temporarily placed and the
3 prospective adoptive parent refuses upon the agency's request to
4 return the child to the agency, the child placing agency shall
5 file a petition in the court that received the report described
6 in subsection (2) for disposition of the child ~~pursuant~~
7 **according** to section 23e of this chapter.

8 (8) Except as otherwise agreed to by the parties, the
9 prospective adoptive parent with whom a child is temporarily
10 placed under this section may consent to all medical, surgical,
11 psychological, educational, and related services for the child.

12 (9) A hospital or attending practitioner shall not release a
13 child to an individual or agency not otherwise legally entitled
14 to the physical custody of the child unless all of the
15 requirements of subsection (1) are met.

16 (10) **A petition filed under this section, section 24, or**
17 **section 45 shall be filed with the court of the county where the**
18 **parent's parental rights were terminated. If both parents'**
19 **parental rights were terminated at different times and in**
20 **different courts, a petition filed under this section, section**
21 **24, or section 45 shall be filed in the court of the county where**
22 **parental rights were first terminated. That court may transfer**
23 **jurisdiction to another court in another county at the court's**
24 **discretion.**

25 Sec. 24. (1) If a person desires to adopt a child or an
26 adult and to bestow upon the adoptee his or her family name, or
27 to adopt a child or an adult without a change of name, with the

1 intent to make the adoptee his or her heir, that person, together
2 with his wife or her husband, if married, shall file a petition
3 with the court of the county in which the petitioner resides or
4 where the adoptee is found. If there has been a temporary
5 placement of the child, the petition for adoption shall be filed
6 with the court that received the report described in section
7 23d(2) of this chapter. **If the court obtained jurisdiction over**
8 **the child because the child's parents' parental rights were**
9 **terminated due to child abuse or neglect, the petition for**
10 **adoption shall be filed with the court in the county where the**
11 **child abuse or neglect case was decided.**

12 (2) The petition for adoption shall be verified by each
13 petitioner and shall contain the following information:

14 (a) The name, date and place of birth, and place of residence
15 of each petitioner, including the maiden name of the adopting
16 mother.

17 (b) Except as otherwise provided in subsection (5), the name,
18 date and place of birth, and place of residence if known of the
19 adoptee.

20 (c) The relationship, if any, of the adoptee to the
21 petitioner.

22 (d) The full name by which the adoptee shall be known after
23 adoption.

24 (e) The full description of the property, if any, of the
25 adoptee.

26 (f) Unless the rights of the parents have been terminated by
27 a court of competent jurisdiction or except as otherwise provided

1 in subsection (5), the names of the parents of the adoptee and
2 the place of residence of each living parent if known.

3 (g) Except as otherwise provided in subsection (5), the name
4 and place of residence of the guardian of the person or estate of
5 the adoptee, if any has been appointed.

6 (3) In a direct placement, the petitioner shall attach to the
7 petition a verified statement certifying that the petitioner has
8 been informed of the availability of counseling services and
9 whether the petitioner has received counseling.

10 (4) Except as otherwise provided in this subsection, in a
11 direct placement, the petitioner shall attach a copy of a
12 preplacement assessment of the petitioner completed or updated
13 within 1 year before the petition is filed with a finding that
14 the petitioner is suitable to be a parent of an adoptee, copies
15 of all other preplacement assessments of the petitioner, if any
16 others have been completed, and a verified statement stating that
17 no preplacement assessments of the petitioner have been completed
18 other than those attached to the petition and explaining any
19 preplacement assessments of the petitioner that have been
20 initiated but not completed. If the petitioner is seeking review
21 of a preplacement assessment under section 23f(8) of this
22 chapter, the petitioner may comply with this subsection by
23 attaching a copy of that preplacement assessment and a copy of
24 the application for review, together with copies of all other
25 preplacement assessments and the verified statement required by
26 this section.

27 (5) In a direct placement in which the parties have elected

1 not to exchange identifying information, the information required
2 by subsection (2)(f) and (g) and the surname and place of
3 residence of the adoptee required under subsection (2)(b) may be
4 omitted. The attorney or child placing agency assisting in the
5 adoption shall file a verified statement containing the omitted
6 information.

7 Sec. 24a. (1) Interested parties in a petition for adoption
8 are all of the following:

9 (a) The petitioner.

10 (b) The adoptee. ~~—, if over 14 years of age.~~

11 (c) A minor parent, adult parent, or surviving parent of an
12 adoptee, unless 1 or more of the following apply:

13 (i) The rights of the parent have been terminated by a court
14 of competent jurisdiction.

15 (ii) A guardian of the adoptee, with specific authority to
16 consent to adoption, has been appointed.

17 (iii) A guardian of the parent, with specific authority to
18 consent to adoption, has been appointed.

19 (iv) The rights of the parent have been released.

20 (v) The parent has consented to the granting of the
21 petition.

22 (d) The department or a child placing agency to which the
23 adoptee has been, or for purposes of subsection (3) is proposed
24 to be, released or committed by an order of the court.

25 (e) A parent, guardian, or guardian ad litem of an
26 unemancipated minor parent of the adoptee.

27 (f) The court with permanent custody of the adoptee.

1 (g) A court with continuing jurisdiction over the adoptee.

2 (h) A child placing agency of another state or country that
3 has authority to consent to adoption.

4 (i) The guardian or guardian ad litem of an interested
5 party.

6 **(j) The adoptive parents, current foster parents, or any**
7 **other individual who has filed a petition of adoption for the**
8 **same child.**

9 **(k) The Michigan children's institute superintendent or an**
10 **authorized agency representative.**

11 (2) Interested parties in a petition for a hearing to
12 identify the father of an adoptee and to determine or terminate
13 his rights are all of the following:

14 (a) The persons set forth in subsection (1).

15 (b) A putative father of the adoptee.

16 (3) Interested parties in a proceeding relating to the
17 execution of a voluntary release are all of the following:

18 (a) The adoptee. ~~—, if over 5 years of age.~~

19 (b) The department or a child placing agency to which the
20 adoptee is proposed to be released.

21 (c) The person executing the release of parental rights.

22 **(d) Guardian or guardian ad litem of an interested person.**

23 (4) Interested parties in a rescission petition are all of
24 the following:

25 (a) The petitioners.

26 (b) The stepparent who adopted the adult adoptee.

27 (c) The spouse of the parent whose rights were terminated.

1 (5) Interested parties in a hearing related to temporary
2 placement are all of the following:

3 (a) The parent or guardian who made or authorized the
4 temporary placement.

5 (b) The parent or guardian of an unemancipated minor parent
6 of the adoptee.

7 (c) A child placing agency that was authorized under
8 section 23b of this chapter to make the temporary placement.

9 (d) If only 1 parent made or authorized the temporary
10 placement, the other parent and each putative father of the
11 adoptee.

12 (e) The prospective adoptive parent with whom temporary
13 placement was made.

14 (f) The prosecutor who filed a petition under section 23d of
15 this chapter.

16 (g) The guardian ad litem **of any interested party**, if a
17 guardian ad litem has been appointed.

18 (6) In the interest of justice, the court may require
19 additional parties to be served.

20 (7) The court shall not appoint a guardian of the adoptee or
21 of a parent solely for the purpose of defeating that parent's
22 status as an interested party under this section.

23 Sec. 60. (1) After the entry of the order of adoption, the
24 adoptee shall, in case of a change of name, be known and called
25 by the new name. The person or persons adopting the adoptee then
26 stand in the place of a parent or parents to the adoptee in law
27 in all respects as though the adopted person had been born to the

1 adopting parents and are liable for all the duties and entitled
2 to all the rights of parents. **After the entry of the order of**
3 **adoption, the adoptive parent has equal standing as a natural**
4 **parent.**

5 (2) After entry of the order of adoption, there is no
6 distinction between the rights and duties of natural progeny and
7 adopted persons, and the adopted person becomes an heir at law of
8 the adopting parent or parents, and an heir at law of the lineal
9 and collateral kindred of the adopting parent or parents. **After**
10 **the entry of the order of adoption, the adoptee has equal**
11 **standing as natural progeny.** After entry of the order of
12 adoption, an adopted child is no longer an heir at law of a
13 parent whose rights have been terminated under this chapter or
14 chapter XIIIA or the lineal or collateral kindred of that parent,
15 nor is an adopted adult an heir at law of a person who was his or
16 her parent at the time the order of adoption was entered or the
17 lineal or collateral kindred of that person, except that a right,
18 title, or interest vesting before entry of the final order of
19 adoption is not divested by that order.

20 (3) This section does not prohibit the entry of an order for
21 grandparenting time under section 7b of the child custody act of
22 1970, ~~Act No. 91 of the Public Acts of 1970, being section~~
23 ~~722.27b of the Michigan Compiled Laws~~ **1970 PA 91, MCL 722.27b.**
24 During the pendency of a stepparent adoption proceeding, a parent
25 of a natural parent may seek an order for grandparenting time of
26 the adoptee in the same manner as set forth in section 7b of ~~Act~~
27 ~~No. 91 of the Public Acts of 1970~~ **the child custody act of 1970,**

1 1970 PA 91, MCL 722.27b, and the judge shall proceed in the same
2 manner as is provided in section 7b of ~~Act No. 91 of the Public~~
3 ~~Acts of 1970~~ the child custody act of 1970, 1970 PA 91, MCL
4 722.27b.