

# HOUSE BILL NO. 6125

May 19, 2022, Introduced by Rep. Lightner and referred to the Committee on Families, Children, and Seniors.

A bill to amend 1978 PA 368, entitled  
"Public health code,"  
by amending section 2824 (MCL 333.2824), as amended by 1996 PA 307.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1           Sec. 2824. (1) The name of the ~~husband~~**spouse** at the time of  
2           conception or, if none, the ~~husband~~**spouse** at birth ~~shall~~**may** be  
3           registered as the ~~father~~**second parent** of the child. The surname of  
4           the child ~~shall~~**must** be registered as designated by the child's  
5           parents. **The mother of a child is not required under this section**

1 **to register a second parent on the certificate of birth.**

2 (2) If the child's mother was not married at the time of  
3 conception or birth, the name of the father ~~shall~~**must** not be  
4 entered on the certificate of birth without the written consent of  
5 the mother and without the completion, and filing with the state  
6 registrar, of an acknowledgment of parentage by the mother and the  
7 individual to be named as the father. The acknowledgment of  
8 parentage ~~shall~~**must** be completed in the manner provided in the  
9 acknowledgment of parentage act, **1996 PA 305, MCL 722.1001 to**  
10 **722.1013.** For a certificate of birth completed under this  
11 subsection and ~~upon~~**on** the written request of both parents, the  
12 surname of the child ~~shall~~**must** be designated by the child's  
13 parents.

14 (3) If the name of the child's father ~~cannot be shown~~**is not**  
15 **designated** under subsection (1) or (2), the child ~~shall~~**must** be  
16 given the surname designated by the mother.

17 (4) If the paternity of a child is determined by a court of  
18 competent jurisdiction, the name of the father ~~shall~~**must** be  
19 entered on the certificate of birth as found and ordered by the  
20 court. The surname of the child ~~shall~~**must** be entered on the  
21 certificate of birth as designated by the child's mother.

22 (5) If the child's father is not named on the birth  
23 registration, no other information about the father ~~shall~~**may** be  
24 entered on the registration.

25 (6) A child conceived by a married woman with consent of her  
26 ~~husband~~**spouse** following the utilization of assisted reproductive  
27 technology is considered to be the legitimate child of the ~~husband~~  
28 ~~and wife~~**mother and the mother's spouse.**

29 (7) After May 30, 1979, a birth certificate ~~shall~~**must** not

1 contain a reference to the legitimacy or illegitimacy of a child.