

FAMILY LAW SECTION
Respectfully submits the following position on:

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HB 5328 – HB 5329

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The Family Law Section is not the State Bar of Michigan itself, but rather a Section which members of the State Bar choose voluntarily to join, based on common professional interest.

The position expressed is that of the Family Law Section only and is not the position of the State Bar of Michigan.

To date, the State Bar does not have a position on this matter.

The total membership of the Family Law Section is 2,481.

The position was adopted after discussion and vote at a scheduled meeting. The number of members in the decision-making body is 21. The number who voted in favor to this position was 17. The number who voted opposed to this position was 0.

Report on Public Policy Position

Name of section:

Family Law Section

Contact person:

Kent Weichmann

E-Mail:

weichmannk@att.net

Bill Number:

[HB 5328](#) (Lori) Family law; paternity; acknowledgment of parentage; allow to be set aside under revocation of paternity act. Amends sec. 7 of [1996 PA 305](#) (MCL [722.1007](#)) & repeals sec. 11 of 1996 PA 305 (MCL [722.1011](#)).

[HB 5329](#) (Somerville) Family law; paternity; order of filiation; allow to be set aside under revocation of paternity act. Amends sec. 10 of [1956 PA 205](#) (MCL [722.720](#)).

Date position was adopted:

March 3, 2012

Process used to take the ideological position:

Position adopted after discussion and vote at a scheduled meeting.

Number of members in the decision-making body:

21

Number who voted in favor and opposed to the position:

17 Voted for position

0 Voted against position

0 Abstained from vote

4 Did not vote

Position:

Support

Explanation of the position, including any recommended amendments:

HB 5328 is tie barred to the Revocation of Paternity Act, which we support. HB 5328 amends the Acknowledgment of Parentage Act to provide that revocation is governed by the RPA. This package of bills provides a much needed solution to the problem of mis-identified fathers. The Family Law Section supports this bill.

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The text of any legislation, court rule, or administrative regulation that is the subject of or referenced in this report.

<http://legislature.mi.gov/doc.aspx?2012-HB-5328>

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