



**House
Legislative
Analysis
Section**

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SURROGATE PARENTING CONTRACTS

House Bill 5178

Sponsor: Rep. Michael Griffin

Committee: Judiciary

Complete to 5-14-90

A SUMMARY OF HOUSE BILL 5178 AS INTRODUCED 10-16-89

The Surrogate Parenting Act declares surrogate parenting contracts to be void and unenforceable, and makes it a felony to enter into or arrange a contract for compensation. Under the bill, "surrogate parentage contract," defined in part as an agreement where the mother relinquishes her parental rights, would be redefined to include relinquishment of custodial rights. More specifically, a "surrogate parentage contract" meant "a contract, agreement, or arrangement in which a female agrees to conceive a child through natural or artificial insemination, or in which a female agrees to surrogate gestation, and to voluntarily relinquish her parental rights to the child." The bill would allow a relinquishment of custodial rights to meet the definition, and would establish a presumption that an agreement for surrogate gestation or insemination by someone other than one's husband includes a provision, whether or not expressed, that the woman will relinquish her parental or custodial rights to the child.

MCL 722.853

House Bill 5178 (5-14-90)