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BILL ANALYSIS

Senate Fiscal Agency

• Lansing, Michigan 48909

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Senate Bill 100

Sponsor: Senator Connie Binsfeld

Committee: Health Policy

Date Completed: 2-21-89

SUMMARY OF SENATE BILL 100 as introduced 2-7-89:

The bill would amend the Surrogate Parenting Act to specify that, "It is presumed that a contract, agreement, or arrangement in which a female agrees to conceive a child through natural or artificial insemination by a person other than her husband, or in which a female agrees to surrogate gestation, includes a provision, whether or not express, that the female will relinquish her parental or custodial rights to the child." The bill also would amend the definition of "surrogate parentage contract" to refer to a contract in which a female agrees to relinquish her parental or custodial rights; the current definition refers only to parental rights.

The Surrogate Parenting Act makes it a crime to enter into or arrange a surrogate parentage contract for compensation or when an unemancipated minor female or a mentally retarded, mentally ill, or developmentally disabled female would be the surrogate mother or carrier. "Surrogate parentage contract" means a contract, agreement, or arrangement in which a female agrees to conceive a child through natural or artificial insemination, or agrees to surrogate gestation, and voluntarily to relinquish her parental rights to the child.

MCL 722.853

Legislative Analyst: L. Arasim

FISCAL IMPACT

The bill would have no fiscal impact on State or local government.

Fiscal Analyst: P. Graham

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