

ASSISTED REPRODUCTION AND SURROGACY PARENTAGE ACT (EXCERPT)
Act 24 of 2024

722.1902 Surrogacy agreement; process requirements.

Sec. 302.

A surrogacy agreement must meet all of the following requirements:

- (a) One or more of the following must apply:
 - (i) At least 1 party must be a resident of this state.
 - (ii) The birth will occur or is anticipated to occur in this state.
 - (iii) The assisted reproduction performed under the surrogacy agreement will occur in this state.
- (b) The surrogate and each intended parent must meet the requirements of section 301.
- (c) Each intended parent, the surrogate, and the surrogate's spouse, if any, must be parties to the agreement.
- (d) Each party listed in subdivision (c) must sign the agreement.
- (e) The signature of each party to the agreement must be attested by a notarial officer.
- (f) The intended parent or parents must pay for independent legal representation for the surrogate.
- (g) The agreement must be executed before a medical procedure occurs related to the surrogacy agreement, other than the medical evaluation and mental health consultations required by section 301.

History: 2024, Act 24, Eff. Apr. 2, 2025