

# *Joy of Life*

## *Surrogacy Contract Checklist*

- Date of agreement
- Full names of all parties – intended parents and gestational carrier
- Confirmation all parties meet the minimum age per state law
- Carrier agreement to required medical and psychological evaluations
- Details on carrier’s health insurance or plan to cover medical costs
- Consent to fertility procedures and embryo transfer
- Maximum number of pregnancy attempts
- Carrier agrees to abstain from intercourse during attempts
- Agreement on pregnancy termination — only if the carrier’s life is at risk or otherwise mutually agreed
- Carrier’s commitment to refrain from smoking, drugs, and alcohol
- Carrier agreement to regular prenatal care, with or without intended parents
- Carrier consent to any requested medical testing
- Mutual decisions on diet and activity restrictions during pregnancy
- Intended parent attendance at birth
- Carrier and spouse relinquish custody rights to the child
- Carrier consent to terminate parental rights after birth
- A statement that intended parents raising the child is in the child’s best interest
- Immediate custody transfer to intended parents after birth
- Compensation terms and details
- Compensation if pregnancy does not reach term
- Confidentiality agreement
- Other pre/post-birth arrangements and parentage issues
- Liability disclaimers for emergencies
- Governing state law
- Entire agreement statement
- Severability provision
- Signatures of all parties

