

E2SHB 1267 - S AMD 312

By Senators Swecker, Benton

OUT OF ORDER 04/12/2011

1 On page 44, after line 9, insert the following:

2 "NEW SECTION. **Sec. 61.** (1) The attorneys representing the woman
3 acting as a surrogate and the intended parent or parents shall submit
4 a copy of the surrogacy contract to the department of social and health
5 services at the time the attorneys file the certifications required
6 under section 60 of this act.

7 (2) The department of social and health services shall review the
8 surrogacy contracts it receives and, beginning December 31, 2012, and
9 each year thereafter, shall report to the legislature on the following
10 issues:

11 (a) Whether there are any instances or indications that women
12 acting as surrogates are mentally ill, disabled, or indigent;

13 (b) Whether the health, safety, and welfare of the women acting as
14 surrogates are being adequately addressed in the contracts; and

15 (c) Any other matters the department considers relevant to report
16 regarding the fairness of surrogacy contracts and the treatment of the
17 women acting as surrogates."

18 Renumber the remaining sections consecutively and correct any
19 internal references accordingly.

20 On page 47, line 19, after "through" strike "66" and insert "67"

EFFECT: Requires the Department of Social and Health Services to review surrogacy contracts and make an annual report to the Legislature on: Whether women acting as surrogates are mentally ill, disabled, or indigent; whether the contracts address the health, safety, and welfare

of the women, and any other matters regarding the fairness of the contracts and the treatment of the women acting as surrogates.

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