Appendix G

OTA Survey of Surrogate Mother Matching Services

As part of this assessment, OTA identified the following surrogate mothering matching services around the country (see box 14-B):

California

Hilary Hanafin and William Handel
Center for Surrogate Parenting
8383 Wilshire Boulevard
Beverly Hills, CA 90211

Nina Kellogg
Surrogate Parent Program
11110 Ohio Avenue, Suite 202
Los Angeles, CA 90025

Bruce Rappaport
Center for Reproductive Alternatives of Northern California
3313 Vincent Road, Suite 222
Pleasant Hills, CA 94523

Bernard A. Sherwyn
10880 Wilshire Boulevard
Suite 614
Los Angeles, CA 90024

Katherine Wycoff
Center for Reproductive Alternatives
727 Via Otono
San Clemente, CA 92672

Kentucky

Katie Marie Brophy
Surrogate Family Services Inc.
713 W. Main Street
Suite 400
Louisville, KY 40202

Richard Levin
Surrogate Parenting Associates
250 East Liberty Street, Suite 222
Louisville, KY 40202

Maryland

Harriet Blankfeld
Infertility Associates International
5530 Wisconsin Avenue, Suite 940
Chevy Chase, MD 20815

Michigan

Noel Keane
930 Mason
Dearborn, MI 48124

Nevada

Juanita Lewis
Surrogate Mother, Inc.
620 Lander Street, Suite 2A
Reno, NV 89509

New York

Betsy Aigen
Surrogate Mother Program
Suite 3D
640 West End Avenue
New York, NY 10024

Ada D. Greenberg
Surrogate Pregnancy Consultations
P.O. Box 52
Jamaica, NY 11415-6052

Beth Bacon
Hagar Institute
1015 Buchanan
Topeka, KS 66604

Indiana

Steven Litz
Surrogate Mothers, Inc.
2612 McLeay Drive
Indianapolis, Indiana 46220

Georgia

Debra A. Patton
Infertility Alternatives
P.O. Box 1084
Snellville, GA 30078

New York

Betsy Aigen
Surrogate Mother Program
Suite 3D
640 West End Avenue
New York, NY 10024

Ada D. Greenberg
Surrogate Pregnancy Consultations
P.O. Box 52
Jamaica, NY 11415-6052

Infertility Center of New York
14 East 60th Street, Suite 1204
New York, NY 10022

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Of 27 services contacted, 5 were no longer in business, 5 had moved with no forwarding address, 4 failed to respond, and 13 returned completed questionnaires. For the 2 nonrespondents, data were collected by examining the contracts they have used in the past, the testimony of their directors at congressional hearings, in their own published writings, and their interviews with the press.

The following are the questions asked on the survey questionnaire. For the purposes of this survey, “client” referred to the person who wishes to hire a surrogate mother. “Client’s spouse/partner” referred to the person with whom the client intends to rear the child. “Surrogate mother” referred to a woman who is artificially inseminated with the intention of relinquishing custody upon birth to the genetic father. With the exception of question (27), this survey did not concern “surrogate gestational mothers,” i.e. women who bear children to whom they are not genetically related.
This is a survey of surrogate match services in the United States. The results of this survey will be used in the assessment of Infertility Prevention and Treatment, being prepared by the Office Of Technology & Assessment. The request of Congress your participation is greatly appreciated.

For the purposes of this survey, “client's spouse/partner” surrogate mother. “Client's spouse/partner” refers to the person with whom the client intends to rear the child. Please answer all questions concerning demographics by reference to the client and not the client's spouse or partner. “Surrogate mother” to a woman who is artificially inseminated with the intent of relinquishing custody upon birth to the genetic father. With the exception of question (27), this Survey does not concern “surrogate gestation mothers,” i.e. women who bear children to whom they are not genetically related.

DEMOGRAPHICS OF YOUR AGENCY

1. Location: ____________
   - major metropolitan area
   - smaller city
   - suburb
   - rural area

2. Size and professional qualification of staff:
   
3. Are you affiliated with: ____________
   - Yes ____________
   - No ____________
   - a hospital? ____________
   - an infertility clinic? ____________
   - a law firm? ____________
   - other? ____________
   (specify) ____________

4. Year of first matching arrangement

5. How many matches have you made:
   - Since you opened? ____________
   - In 1986? ____________
   - In 1987? ____________
6. How many babies have been born as a result:
   since you opened? _____
   in 1986? _____
   in 1987? _____

7. How many matches do you predict you will arrange per year:
   in 1988? _____
   5 years from now? _____
   10 years from now? _____

   How many clients and surrogate mothers are currently seeking the services of your agency?
   Clients _____
   Surrogates _____

   Do you perceive any recent change in the number of inquiries from prospective clients or prospective surrogates, perhaps as a result of the Baby M case?
   Increase _____
   Decrease _____
   No change _____

10. How are potential clients and surrogates attracted to your agency? If possible, please rank in order of frequency (1 for most frequent, 2 for next most frequent, etc.).
   a) Word of mouth ______
   b) Direct solicitation _____
   c) Advertisement _____
   If so, by what medium? _____
   d) Other (specify) _____

11. Have you ever matched clients and surrogate mothers:
   a) from different states? _____
   b) from different countries? _____
   c) from different religions? _____
   d) from different ethnic groups? _____
   e) from different races? _____

SCREENING CLIENTS

2. Have you ever offered to find a surrogate mother for a client: _____
   a) an unmarried woman _____
   b) an unmarried man _____
   c) an unmarried couple _____
   d) a homosexual man _____
   e) a homosexual woman _____

   Would if asked _____

13. Do you require that the person seeking to hire a surrogate mother:
   Client's Partner
   a) be in good health _____
   b) be fertile _____
   c) be infertile _____
   d) be within a certain age range (specify) _____
   e) have a minimum income (specify) _____
   f) other (specify) _____

14. Do require that clients and their spouses/partners undergo:
   Client's Partner
   a) Home review _____
   b) Physical examination _____
   c) STD testing _____
   d) Psychological examination _____
   If yes: what type? _____
   by whom? _____
   where are professional services obtained _____
   e) Other exam _____
SCREENING SURrogates

15. Which of the following do you require of the person seeking to be a surrogate mother?

- a) be heterosexual
- b) be in a stable relationship
- c) be married
- d) be in good health
- e) have a prior conception
- f) have a prior birth
- g) have previously given up a child for adoption
- h) have previously given up a child as a surrogate mother
- i) be within a certain age range (specify)
- j) have a minimum income (specify)
- k) other (specify)

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16. Do you require that surrogates and their partners undergo:

**Surrogate**
- Yes
- No

**Surrogate’s Partner**
- Yes
- No

- a) Home review
- b) Physical examination
- c) Psychological examination

If yes: what type?
by whom?
where are professional services obtained?
- d) Other exam

17. Do you allow clients to choose a surrogate mother on the basis of:

- a) physical characteristics
- b) ethnic origin
- c) race
- d) religion

18. Do you allow clients and surrogates to:

- a) know each other’s names and addresses?
- b) meet each other?
- c) have periodic contact during pregnancy?
- d) have contact after birth?

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USE OF PROFESSIONALS

19. Where do surrogates and clients obtain legal advice?

**Surrogates**
- Yes
- No

**Clients**
- Yes
- No

- a) We have in-house attorneys
- b) We refer to attorneys
- c) Must obtain attorneys on their own

20. Does the same attorney ever represent both parties?

If yes, under what circumstances?

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21. Where do surrogates and clients obtain psychological advice?

**Surrogates**
- Yes
- No

**Clients**
- Yes
- No

- a) We have in-house mental health professionals
- b) We refer to mental health professionals
- c) Must obtain mental health professionals on their own

22. Is the use of mental health professionals or other support groups:

**Surrogates**
- a) mandatory before signing a contract?
- b) mandatory during pregnancy?
- c) mandatory after the birth?

**Clients**
- a) mandatory before signing a contract?
- b) mandatory during pregnancy?
- c) mandatory after the birth?

23. Where do surrogates and clients obtain medical services?

**Surrogates**
- Yes
- No

**Clients**
- Yes
- No

- a) We have in-house physicians
- b) We refer to physicians
- c) Must obtain physicians on their own
- d) Client obtains physician for surrogate
CONTRACTS

24. Do you provide a standard contract? Yes __ No __

25. What are your most typical contract provisions? Please comment on the following possible provisions and any others not mentioned. If you have a standard contract, please enter its provisions. If not, enter those which are most typical. We would appreciate receiving a copy of the typical contract(s) if possible.

a) Does the contract provide that the client has any authority to make decisions concerning:

   (1) a chorionic villus biopsy? — Yes — No __
   (2) an amniocentesis? — __ —
   (3) termination of pregnancy? — __ —
   (4) prenatal care? — __ —
   (5) use of prescription medicine? — __ —

b) Are any of the following prescribed or proscribed in the contract:

<table>
<thead>
<tr>
<th>Prescribed</th>
<th>Proscribed</th>
<th>No mention</th>
</tr>
</thead>
<tbody>
<tr>
<td>(1) Diet?</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(2) Exercise?</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(3) Cigarettes?</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(4) Alcohol?</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(5) Marijuana?</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(6) Other illegal drugs?</td>
<td></td>
<td></td>
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<tr>
<td>(7) Surrogate agrees to follow doctor’s orders?</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(7) Other (please specify)?</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

c) Does your contract state that:

   Yes __ No __

   (1) the surrogate will relinquish custody at birth?
   (2) the surrogate will terminate her parental rights prior to birth?
   (3) the surrogate will terminate her parental rights upon birth?
   (4) the client will accept the child regardless of gender?
   (5) the client will accept the child regardless of health?
   (6) the client will accept the child regardless of health unless the problem is due to surrogate’s carelessness or breach of contract?
   (7) the client’s partner will accept the child if the client fails ill or dies?

d) What remedies are listed in the contract in the event that:

   (1) the surrogate fails to abide by a life-style restriction?
   (2) the surrogate fails to follow her doctor’s advice?
   (3) the surrogate fails to relinquish custody?
   (4) the surrogate fails to relinquish parental rights?
   (5) the client fails to accept the child?
   (6) the client fails to pay?
   (7) the client and partner die before birth or finalization of adoption?

e) What are the fees paid to the surrogate in the event of:

   (1) failure to become pregnant?
   (2) miscarriage?
   (3) terminated pregnancy?
   (4) stillbirth?
   (5) birth of child with health problems?
   (6) birth of healthy child?

f) What other fees and deposits are specified?

<table>
<thead>
<tr>
<th>How much?</th>
<th>Paid by whom?</th>
<th>Paid when?</th>
</tr>
</thead>
<tbody>
<tr>
<td>(1) Fees to attorneys</td>
<td></td>
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<tr>
<td>(2) Fees to psychiatrists</td>
<td></td>
<td></td>
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<td>(3) Fees to physicians for prenatal care</td>
<td></td>
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<td>(4) Fees to your agency</td>
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<tr>
<td>(5) Deposits in escrow accounts</td>
<td></td>
<td></td>
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<tr>
<td>(6) Other (specify)</td>
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</tr>
</tbody>
</table>
26. Have your agency, your clients, or your surrogates ever been threatened with litigation? [If yes, please give an estimate of the number of cases dropped, settled, or pending.]

27. OTHER SERVICES
   a) Do you offer preconception sex selection? Yes No
   b) Do you offer surrogate embryo transfer? Yes No
   c) Do you offer artificial insemination by donor? Yes No
   d) Do you match clients and surrogate gestational mothers, i.e. women who carry a child to whom they are not genetically related? Yes No

If the answer to (d) is yes, are any of the above screening, counseling, contract or fee provisions different? Please specify.

DEMGRAPHICS OF CLIENTS
(if no precise data, use best guess)

28. Age: Range Average (best estimate) —

29. Marital status:
   Married: percent
   Unmarried couple: percent
   Single: percent

30. Sexual orientation:
   Heterosexual: percent
   Homosexual: percent
   Bisexual: percent

31. Religion (please give best estimate of percentages, or rank in perceived frequency):
   Catholic
   Protestant (fundamentalist)
   Protestant (all other)
   Jewish
   Muslim
   Other
   Unknown

32. Race (please give best estimate of percentages, or rank in perceived frequency):
   White
   Black
   Asian
   Other

33. How many already have a child?

34. Reasons clients cite for seeking a surrogate mother (please rank in order of frequency):  

35. Economic status of those seeking a surrogate mother (please give best estimate of percentages, or rank in perceived frequency):
   family income below $15,000:
   between 15,000 and 30,000: —
   between 30,000 and 50,000: —
   above 50,000:

36. Educational status:
   High school: percent
   College: percent
   Graduate degree: percent
## DEMOGRAPHICS OF SURROGATES

37. **Age:**
   - **Range:**
   - **Average (best estimate):**

38. **Marital status:**
   - Married: percent
   - Unmarried couple: percent
   - Single: percent

39. **Sexual orientation:**
   - Heterosexual: percent
   - Homosexual: percent
   - Bisexual: percent

40. **Religion (please give best estimate of percentages, or rank in perceived frequency):**
   - Catholic
   - Protestant (fundamentalist)
   - Protestant (all other)
   - Jewish
   - Muslim
   - Other
   - Unknown

41. **Race (please give best estimate of percentages, or rank in perceived frequency):**
   - White
   - Black
   - Asian
   - Other

42. **Reasons cited for seeking to be a surrogate mother (please rank in order of frequency):**

43. **Economic status of those offering to be a surrogate mother (please give best estimate of percentage, or rank in perceived frequency):**
   - family income below $15,000: —
   - between 15,000 and 30,000: —
   - between 30,000 and 50,000: —
   - above 50,000: —

44. **Educational status:**
   - High school: percent
   - College: percent
   - Graduate degree: percent

45. **Percentage who:**
   - a) have had a prior pregnancy:
   - b) have had a miscarriage:
   - c) have had an abortion:
   - d) have relinquished a previous child for adoption:
   - e) have relinquished a child as a surrogate:
   - f) are themselves adopted:

## OPINION

46. **What do you think of the Baby M decision?**

47. **Do you think there is any role for professional societies with respect to surrogate mothering practice?**
   - Yes __
   - No __
   - If not, why not? __________________________________________________________
   - If so, precisely what would you like to see done?

48. **Do you think there is any role for state government with respect to surrogate mothering practice?**
   - Yes __
   - No __
   - If not, why not? __________________________________________________________
   - If so, precisely what would you like to see done?

49. **Do you think there is any role for the federal government with respect to surrogate mothering practice?**
   - Yes __
   - No __
   - If not, why not? __________________________________________________________
   - If so, precisely what would you like to see done?

Please feel free to attach further comments.