

Sample Co-parenting Contract

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This Agreement is made between _____, hereinafter "the father", and _____, hereinafter "the mother", who may also be referred to herein as "the parties".

NOW, THEREFORE, in consideration of the promises of each other, the parties agree as follows:

1. Each clause of this Agreement is separate and divisible from the others, and, should a court refuse to enforce one or more clauses of this Agreement, the others are still valid and in full force.
2. The parties intend to become biological parents together, in that the father will provide his semen to the mother for the purpose of alternative insemination.
3. Each party is unmarried and has never been married. Each party agrees that any domestic partner either party presently has or may have in the future shall have no legal rights to any child(ren) born as a result of the alternative insemination procedure, unless both parties agree otherwise in writing.
4. Although they are not partners and although they are using alternative insemination, it is the intention of the parties to be equal parents to any child(ren) born as a result of the alternative insemination procedure.
5. Each party acknowledges and agrees that the intent of the parties is that both parties will have substantial and continuing contact with the child(ren). It is the parties' intent that they divide the child(ren)'s time approximately equally, however the parties understand that physical custody may vary over time depending on the best interests of the child(ren).
6. The parties acknowledge and agree that they both will provide support to the child(ren) to the extent that they can, depending on their income.
7. The parties both agree to stay in the _____ area while the child(ren) is/(are) under the age of 18, and each party agrees not to move out of the area without the written consent of the other party.
8. Each party acknowledges and agrees that the child(ren) will be given a sense of each of their cultural heritages. The parties agree to respect their differences with regard to their religious and cultural heritages.
9. The father agrees that he will not voluntarily provide regular ongoing support to any other child(ren) that he may have as a result of his providing sperm pursuant to a donor insemination agreement with another party. The father agrees that should he provide any gifts or support to any other such child(ren) he will not provide more than an aggregate sum in a value of _____ per year either to such child(ren) or to their mothers without the written agreement of the mother.
10. Each party acknowledges and agrees that the child(ren)'s names will be chosen jointly.

Recipient's Initials: _____ Donor's Initials: _____

11. Each party acknowledges and agrees that the father will be named as the father on the birth certificate of any child born from the alternative insemination procedure.

12. Each party agrees that, should there be a disagreement as to the interpretation, enforcement, or modification of this Agreement, prior to filing an action in court, the parties will engage in three (3) sessions of mediation in good faith in an attempt to resolve their disputes. How the cost of the mediation is divided will be decided during the course of the mediation.

15. Each party acknowledges and understands that there are legal questions raised by the issues involved in this Agreement which have not been settled by statute or prior court decisions. Notwithstanding the knowledge that certain of the clauses stated herein may not be enforced in a court of law, the parties choose to enter into this Agreement and clarify their intent that existed at the time the alternative insemination procedure was implemented by them.

16. Each party acknowledges and agrees that she or he signed this Agreement voluntarily and freely, of her or his own choice, without any duress of any kind whatsoever. It is further acknowledged that each party has been advised to secure the advice and consent of an attorney of her or his own choosing, and that each party understands the meaning and significance of each provision of this Agreement.

17. This Agreement contains the entire understanding of the parties. There are no promises, understandings, agreements, or representations between the parties other than those expressly stated in this Agreement.

Mother _____

Full Name:

Address:

Signature:

Date:

Father _____

Full Name:

Address:

Signature:

Date:

Witness to Signatures _____

Full Name:

Address:

Signature:

Date: