

7 June 2023

RE: THE FIGHTING FERTILITY FRAUD ACT OF 2023

Maple Valley, WA – U.S. Representatives McClain from Michigan and Representative Gluesenkamp Perez from Washington introduced bipartisan legislation to support victims of all types of fertility fraud and deter future fraud—HR 3710. *The Fighting Fertility Fraud Act of 2023* heralds much-needed truth and transparency in the multibillion-dollar fertility industry. Clearly defined crimes under Fraud and False Statements as well as civil causes of action for all those impacted tackle the prevalence of fraud and misleading information in assisted reproduction that persists today.

We estimate 1 in 27 people in the U.S. are conceived through assisted reproduction. Fraud can occur in any aspect of the assisted reproduction process, and it occurs more than you think. Just once is one time too many—we are making humans. Gamete providers lie about their medical, identity, and background information to entice recipient parents to use their specimen. Having incorrect medical information is dangerous and has led to premature death and unnecessary illness of offspring. Clinics do not always use the gametes patients request and they make false statements to gamete providers and recipient parents. The Fighting Fertility Fraud Act will cover these instances as well as when a doctor uses their own gametes without permission, even if it is just one time. These frauds are usually not discovered until the offspring are adults and do an over-the-counter DNA test. The trauma of finding out you are the victim of fertility fraud will stay with someone for the rest of their life.

HR 3710 in conjunction with HR 451, which focuses on a Sexual Abuse crime, provides both victims and prosecutors with more options of how to address and deter all types of fertility fraud. Assisted reproduction is functionally a self-policed industry in the U.S and they are doing a poor job. We must protect parents who are increasingly using these technologies to create families, gamete providers, and the children being created. We support swift consequences for anyone who commits fraud in the fertility process, even if it's just one time. We implore our legislators to expedite this bill.

Right to Know applauds Rep. McClain for her pioneering leadership and courage to stand up for all fertility fraud victims.

The full legislative text of the *The Fighting Fertility Fraud Act* can be read [HERE](#).

