

Trends and outcomes of gestational surrogacy in the United States

Kiran M. Perkins, M.D., M.P.H., Sheree L. Boulet, Dr.P.H., Denise J. Jamieson, M.D., M.P.H., and Dmitry M. Kissin, M.D., M.P.H., for the National Assisted Reproductive Technology Surveillance System (NASS) Group

Centers for Disease Control and Prevention, Division of Reproductive Health, Atlanta, Georgia

Objective: To evaluate trends and reproductive outcomes of gestational surrogacy in the United States.

Design: Retrospective cohort study.

Setting: Infertility clinics.

Patient(s): IVF cycles transferring at least one embryo.

Intervention(s): Use of a gestational carrier.

Main Outcome Measure(s): Trends in gestational carrier cycles during 1999–2013, overall and for non-U.S. residents; reproductive outcomes for gestational carrier and nongestational carrier cycles during 2009 to 2013, stratified by the use of donor or nondonor oocytes.

Result(s): Of 2,071,984 assisted reproductive technology (ART) cycles performed during 1999–2013, 30,927 (1.9%) used a gestational carrier. The number of gestational carrier cycles increased from 727 (1.0%) in 1999 to 3,432 (2.5%) in 2013. Among gestational carrier cycles, the proportion with non-U.S. residents declined during 1999–2005 (9.5% to 3.0%) but increased during 2006–2013 (6.3% to 18.5%). Gestational carrier cycles using nondonor oocytes had higher rates of implantation (adjusted risk ratio [aRR], 1.22; 95% confidence interval [CI], 1.17–1.26), clinical pregnancy (aRR, 1.14; 95% CI, 1.10–1.19), live birth (aRR, 1.17; 95% CI, 1.12–1.21), and preterm delivery (aRR, 1.14; 95% CI, 1.05–1.23) compared with nongestational carrier cycles. When using donor oocytes, multiple birth rates were higher among gestational carrier compared with nongestational carrier cycles (aRR, 1.13; 95% CI, 1.08–1.19).

Conclusion(s): Use of gestational carriers increased during 1999–2013. Gestational carrier cycles had higher rates of ART success than nongestational carrier cycles, but multiple birth and preterm delivery rates were also higher.

These risks may be mitigated by transferring fewer embryos given the higher success rates among gestational carrier cycles. (Fertil Steril® 2016; ■:■–■. ©2016 by American Society for Reproductive Medicine.)

Key Words: Gestational carrier, surrogacy, in vitro fertilization (IVF), reproductive outcomes, multiple birth

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A gestational carrier is a woman who bears a genetically unrelated child for another individual or couple (the intended parent[s]), usually through IVF, an assisted reproductive technology (ART) procedure involving the fertilization of oocytes outside the body and transferring the resulting embryo(s) into a woman's

uterus (1). The first reported successful pregnancy using a gestational carrier was in 1985 and has enabled those who cannot carry a pregnancy to have genetically related children (2). Since then, there has been growing interest in this form of ART. Little is known about the use of gestational carriers in the United States, the patients opting

for gestational surrogacy, and the perinatal outcomes of these pregnancies compared with other ART cycles. Studies examining gestational carriers have been limited by small sample sizes or lack of appropriate comparison groups or have been conducted outside the United States (3–17).

Information on success rates and pregnancy outcomes of ART cycles using gestational carriers can help both intended parents and gestational carriers make informed decisions. Additionally, identifying current national estimates and trends for the use of gestational carriers can help inform policy makers in the realm of increasingly complex legal issues surrounding gestational surrogacy (18). The

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Reprint requests: Kiran M. Perkins, M.D., M.P.H., Epidemic Intelligence Service, Centers for Disease Control and Prevention, 1600 Clifton Road, Mailstop A-31, Atlanta, Georgia 30329 (E-mail: KPerkins@cdc.gov).

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objectives of this study were to evaluate trends in ART cycles using a gestational carrier during 1999–2013 and to determine patient characteristics, ART treatment factors, and reproductive outcomes of gestational carrier cycles compared with cycles not using a gestational carrier.

MATERIALS AND METHODS

We used data from the Centers for Disease Control and Prevention's (CDC) National ART Surveillance System (NASS). All U.S. fertility clinics performing ART are required to report annual data on all ART procedures to the CDC (19). The CDC estimates that NASS captures information on over 95% of all ART procedures performed in the United States (20). Typically, less than 5% of data have been shown to be inaccurately collected or entered according to the annual validation of 7%–10% of clinics (20). NASS collects cycle-specific information, and patients are not linked across multiple cycles. The unit of analysis for the current study was an ART cycle.

A gestational carrier was defined as a woman who gestates an embryo that did not develop from her oocyte, with the expectation of returning the infant to its intended parent(s). An intended parent was defined as the individual who was contracting with the gestational carrier and planning to be the social and legal parent of the child and may or may not be genetically related to the child (1).

We included all IVF cycles initiated between January 1, 1999, and December 31, 2013, where at least one embryo was transferred. We excluded ART cycles that were performed only for research purposes or for banking (ART cycles that are performed with the intention to freeze eggs or embryos for later use). Finally, cycles that had missing information on the above exclusion criteria were also excluded.

To explore trends in the use of gestational carriers, the number and percent of all IVF cycles using gestational carriers that resulted in transfer were plotted against the study year. The number and percent of all initiated cycles using gestational carriers regardless of whether they proceeded to ET were also plotted. To examine whether trends were a result of changes in the number of clinics performing gestational carrier cycles over time, the number and percent of clinics among all reporting clinics performing one or more gestational carrier cycles were plotted against study year. Given that many countries restrict gestational surrogacy (21), we examined trends in gestational carrier cycles among patients who were not residents of the United States, but using U.S. ART clinics, by restricting the study population to gestational carrier cycles and calculating the percent of these cycles with the intended parent reported to be a non-U.S. resident. Trends among non-U.S. residents were tested for two different periods, 1999–2005 and 2006–2013, owing to a change in trend in 2005. Statistically significant trends were determined using the Poisson regression.

We restricted all further analysis to the most recent years of data available, 2009–2013, to account for ART practice trends. We compared patient demographic characteristics and ART treatment factors for gestational carrier cycles and cycles not using a gestational carrier (nongestational carrier cycles). Infertility diagnoses were not mutually

exclusive. Additionally, for infertility diagnosis designated as "other," we examined free text entries for gestational carrier cycles and categorized them into non-mutually exclusive groups.

For nongestational carrier cycles, the patient was defined by reporting clinics as the woman undergoing the IVF cycle. For gestational carrier cycles, clinics defined the intended parent as the patient. However, in cases of male-male couples or single males using gestational carriers, clinics defined the gestational carrier as the patient and demographic information reported pertained to the carrier.

ART treatment factors included fresh versus frozen/thawed ET, donor versus nondonor oocytes, assisted hatching, intracytoplasmic sperm injection, preimplantation genetic diagnosis, stage of ET (day 2/3 or day 5/6 typically corresponding to cleavage- or blastocyst-stage embryos, respectively, or other), number of embryos transferred, elective single ET (the transfer of only one embryo when more than one embryo is available), and number of supernumerary embryos cryopreserved. Donor oocytes were retrieved from a donor and not derived from the gestational carrier or the intended parent. Nondonor oocytes were retrieved from the intended parent. The amount of missing data was less than 1% for all variables except for gestational carrier age (34.2%), donor age (56.2%), race/ethnicity (35.4%), U.S. residency status (2.7%), and the use of elective single ET (6.5%).

We compared the distribution of demographic characteristics and ART treatment factors between gestational carrier and nongestational carrier cycles using two-tailed χ^2 tests with a significance level of $P < .05$. We assessed the rates of the following reproductive outcomes among gestational carrier and nongestational carrier cycles: among all ET procedures we calculated implantation (the maximum number of fetal heartbeats seen on ultrasound or infants born, whichever is greater, divided by the number of embryos transferred, multiplied by 100), clinical intrauterine pregnancy, and live-birth rates; among all clinical pregnancies we calculated miscarriage rates; and among all live births, we calculated multiple live-birth, preterm delivery, and low birth weight rates. We used log-binomial regression models with generalized estimating equations for correlated outcomes within clinics to calculate unadjusted and adjusted risk ratios (aRRs) and 95% confidence intervals (CIs) for the association between reproductive outcomes and use of a gestational carrier. All models were restricted to fresh cycles because many ART treatment variables that are associated with outcomes were not available for frozen cycles (e.g., day of embryo transfer). Because ART outcomes are improved with the use of donor oocytes (22, 23), we stratified our analysis by nondonor and donor oocyte cycles. Analysis of preterm delivery and low birthweight were also stratified by plurality. Data were analyzed using SAS 9.3. This research was approved by the Institutional Review Board at CDC.

RESULTS

A total of 2,071,984 ART cycles were performed between 1999 and 2013. After applying our exclusion criteria, there were 1,664,844 cycles, of which 30,927 (1.9%) used a gestational

237 carrier. Gestational carrier cycles resulted in 13,380 deliveries,
 238 of which 8,581 (64%) were singleton, 4,566 (34%) were twins,
 239 and 233 (2%) were triplet or greater, resulting in 18,400 in-
 240 fants, with 9,819 of these infants (53.4%) from multiple ges-
 241 tations. While gestational carrier cycles that resulted in ET in
 242 the United States increased from 727 (1.0%) in 1999 to 3,432
 243 (2.5%) in 2013 (P for trend $<.001$; Fig. 1), there was an
 244 apparent decrease in 2007, followed by an increase thereafter.
 245 A similar increase was seen among all initiated gestational
 246 carrier cycles (Supplemental Fig. 1). The number of clinics
 247 performing one or more gestational carrier cycles among all
 248 reporting clinics in the United States increased from 167
 249 (45.1%) in 1999 to 324 (69.4%) in 2013 (P for trend $<.001$,
 250 Supplemental Fig. 2). Figure 2 depicts the percent of non-
 251 U.S. intended parents among gestational carrier cycles by
 252 year. Although the proportion of non-U.S. residents among
 253 gestational carrier cycles decreased from 9.5% ($n = 68$) in
 254 1999 to 3.0% ($n = 59$) in 2005 ($P <.04$), this proportion
 255 increased from 6.3% ($n = 138$) in 2006 to 18.5% ($n = 619$)
 256 in 2013 ($P <.001$).

257 All further analyses were restricted to cycles performed
 258 during 2009–2013 ($n = 648,457$). During this time, there
 259 were 14,682 (2.3%) gestational carrier cycles (Table 1).
 260 Compared with nongestational carrier cycles, a greater pro-
 261 portion of intended parents in gestational carrier cycles
 262 were 44 years or older (23.5% vs. 6.7%). In contrast, the ma-
 263 jority of gestational carriers were younger than 35 years.
 264 Among gestational carrier cycles, intended parents were
 265 more likely to be non-U.S. residents compared with patients
 266 from nongestational carrier cycles (15.7% vs. 1.8%). Ges-
 267 tational carrier cycles also had a higher proportion with two
 268 or more prior ART cycles, prior spontaneous abortions,

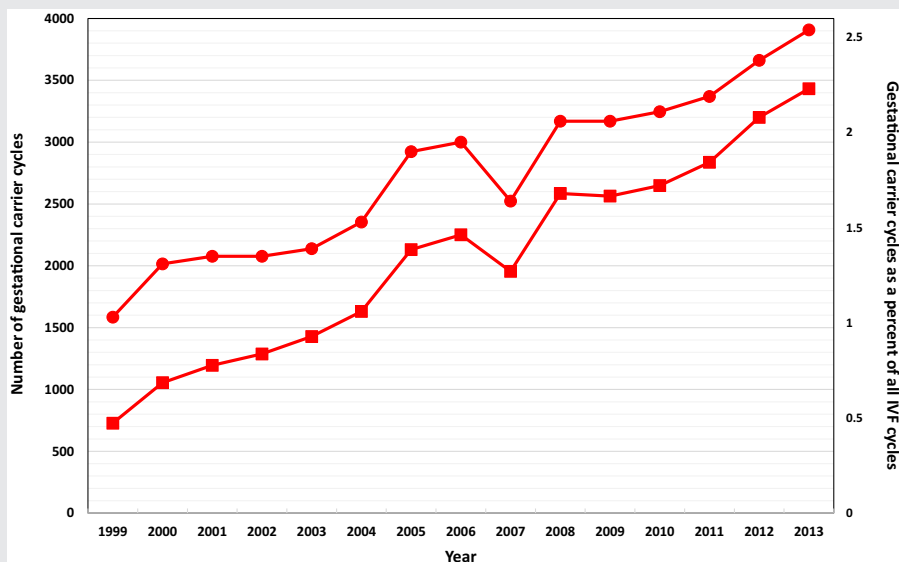
269 pregnancies, and live births among intended parents
 270 compared with nongestational carrier cycles.

271 Infertility diagnosis varied between gestational and non-
 272 gestational carrier cycles. Close to half (46.6%) of gestational
 273 carrier cycles had “other” reported for infertility diagnosis.
 274 However, of these 6,842 cycles, only 701 (10.3%) had a free
 275 text diagnosis entered, with most ($n = 359$, 47.3%) only
 276 noting the use of a gestational carrier, 11.6% reporting other
 277 nonspecific reasons (i.e., family balancing, previous failed
 278 ART cycles), 10.5% reporting male same-sex couples or
 279 absence of a female partner, 9.5% reporting advanced
 280 maternal age, 9.4% reporting medical conditions that make
 281 pregnancy unsafe (i.e., kidney disease, cardiac disease),
 282 6.3% reporting reasons compatible with uterine factor infer-
 283 tility (i.e., hysterectomy, Asherman’s syndrome), 2.9% report-
 284 ing recurrent pregnancy loss, 1.7% reporting a history of
 285 pregnancy complications (i.e., HELLP syndrome), and 0.8%
 286 reporting genetic issues. Diminished ovarian reserve (31.5%)
 287 and uterine factor infertility (26.6%) were the second most
 288 common infertility diagnoses reported among gestational
 289 carrier cycles. The most common infertility diagnoses re-
 290 ported among nongestational carrier cycles were male factor
 291 (35.4%) and diminished ovarian reserve (27.7%).

292 Gestational carrier cycles had a higher proportion of
 293 frozen/thawed cycles compared with nongestational carrier
 294 cycles (48.7% vs. 29.9%). More than half (50.2%) of ges-
 295 tational carrier cycles used donor oocytes, compared with
 296 only 12.4% among nongestational carrier cycles. The use of
 297 preimplantation genetic diagnosis was higher among ges-
 298 tational carrier cycles compared with nongestational carrier
 299 cycles (11.5% vs. 4.2%). Additionally, day 5/6 ETs were most
 300 common among gestational carrier cycles (62.8%), while

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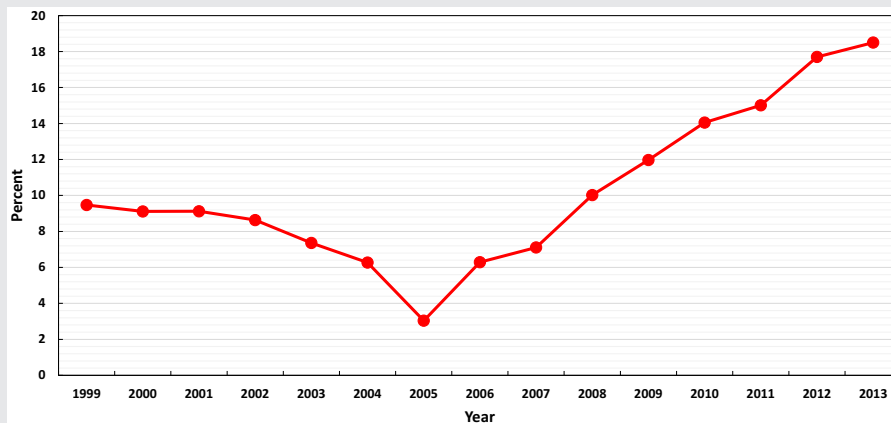
FIGURE 1



Number and percent of gestational carrier cycles, United States, 1999–2013. P for trend $<.001$.

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FIGURE 2



Percent of gestational carrier ART cycles where intended parent was a non-U.S. resident, United States, 1999–2013. *P* for trend (1999–2005) = .04; *P* for trend (2006–2013) < .001.

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day 2/3 ETs were most common among nongestational carrier cycles (50.7%). The transfer of two embryos was also more common among gestational carrier cycles than among nongestational carrier cycles (60.4% vs. 54.6%), and a higher percentage of gestational carrier cycles had six or more embryos cryopreserved (11.1% vs. 7.3%).

Among cycles using fresh, nondonor oocytes, gestational carrier cycles had higher rates of the following reproductive outcomes compared with nongestational carrier cycles (Table 2): implantation (aRR, 1.22; 95% CI, 1.17–1.26), clinical pregnancy (aRR, 1.14; 95% CI, 1.10–1.19), live birth (aRR, 1.17; 95% CI, 1.12–1.21), and preterm delivery (aRR, 1.14; 95% CI, 1.05–1.23). When the risk for preterm delivery was stratified by plurality, multiple births accounted for the increased risk of preterm delivery (singletons: aRR, 1.01; 95% CI, 0.87–1.18; multiples: aRR, 1.12; 95% CI, 1.05–1.20). There was no difference in the risk of miscarriage (aRR, 0.99; 95% CI, 0.90–1.09), multiple live birth (aRR, 1.07; 95% CI, 1.00–1.15), or low birth weight (aRR, 0.93; 95% CI, 0.85–1.01). When the risk for low birth weight was stratified by plurality, however, gestational carrier cycles conferred a protective effect among singleton births but not among multiple births (singletons: aRR, 0.71; 95% CI, 0.57–0.88; multiples: aRR, 0.93; 95% CI, 0.87–1.00).

Among cycles using fresh, donor oocytes (Table 2), adjusted analyses similarly demonstrated higher rates of reproductive outcomes among gestational carrier cycles compared with nongestational carrier cycles as seen among fresh, nondonor cycles; however, there was no difference for the risk of preterm delivery (aRR, 0.96; 95% CI, 0.89–1.02), although stratification by plurality suggests a lower risk for preterm delivery when using gestational carriers among singleton deliveries (aRR, 0.84; 95% CI, 0.71–0.98) and, to a lesser degree, multiple deliveries (aRR, 0.91; 95% CI, 0.86–0.97). Additionally, among live births, the risk for multiple birth was higher (aRR, 1.13; 95% CI, 1.08–1.19), and among pregnancies, the risk for miscarriage was lower

(aRR, 0.87; 95% CI, 0.77–0.97) among gestational carrier cycles compared with nongestational carrier cycles. Overall, aRRs for implantation, clinical pregnancy, and live-birth rates were attenuated for cycles using fresh donor oocytes cycles versus cycles using fresh nondonor oocytes. Additionally, gestational carrier cycles using donor oocytes had a lower risk of low birth weight compared with nongestational carrier cycles (aRR, 0.89; 95% CI, 0.83–0.95) among both singleton and multiple births (singletons: aRR, 0.75; 95% CI, 0.60–0.93; multiples: aRR, 0.84; 95% CI, 0.79–0.90). Adjusted RRs were similar when adjusting for donor age (data not shown).

DISCUSSION

Our study, using national data, revealed an increase in the number of gestational carrier cycles during 1999–2013. We found that the number of IVF cycles using gestational carriers in the United States has more than quadrupled since 1999 and accounted for over 18,000 infants born. The reasons for this increase are unclear but may be due to the growing number of states with court cases that have established some legal framework for gestational surrogacy (24), an increasing number of clinics that are performing gestational carrier cycles, and greater awareness and acceptance of the practice. The rapidly rising number of patients who are not U.S. residents using gestational carriers in the United States is also striking and may be due to the fact that the United States is one of the few industrialized countries that does not federally prohibit compensated gestational surrogacy, although regulations do vary by state (25, 26).

We also found that, among ETs, gestational carrier cycles had higher rates of implantation, pregnancy, and live birth compared with nongestational carrier cycles; associations with gestational carrier status were slightly higher when nondonor oocytes were used even after adjusting for patient age. Higher rates of ART success associated with gestational carrier

TABLE 1

Population characteristics and ART treatment factors of gestational carrier cycles and nongestational carrier cycles, United States, 2009–2013.

Variable	Gestational carrier cycles, n (%)	Nongestational carrier cycles, n (%)	P value (χ^2)
No. of cycles	14,682 (2.3)	633,775 (97.7)	
Patient factors ^a			
Age			
<30	987 (6.7)	71,463 (11.3)	< .001
30–34	2,783 (19.0)	189,600 (29.9)	
35–37	2,508 (17.1)	130,082 (20.5)	
38–40	2,663 (18.1)	119,347 (18.8)	
41–43	2,295 (15.6)	80,745 (12.7)	
44+	3,443 (23.5)	42,538 (6.7)	
Age of gestational carrier		N/A	N/A
<30	3,655 (24.9)		
30–34	4,902 (33.4)		
35–37	906 (6.2)		
38–40	105 (0.7)		
41–43	65 (0.4)		
44+	27 (0.2)		
Missing	5,022 (34.2)		
Age of donor ^b			.08
<35	2,901 (39.4)	34,051 (43.4)	
35+	40 (0.5)	627 (0.8)	
Missing	4,422 (60.1)	43,845 (55.8)	
Race/ethnicity			< .001
White (non-Hispanic)	7,092 (48.3)	287,710 (45.4)	
Black (non-Hispanic)	378 (2.6)	28,308 (4.5)	
Asian	1,191 (8.1)	55,994 (8.8)	
Hispanic	850 (5.6)	36,473 (5.8)	
Other	6 (0.04)	1,047 (0.2)	
Missing/unknown	5,165 (35.2)	224,243 (35.4)	
Residency of intended parent			< .001
U.S.	11,876 (84.3)	606,480 (98.2)	
Non-U.S.	2,216 (15.7)	11,102 (1.8)	
Prior ART cycles			< .001
0	4,920 (33.6)	259,935 (41.1)	
1	3,206 (21.9)	164,099 (25.9)	
2+	6,527 (44.5)	209,204 (33.0)	
Prior spontaneous abortions ^c			< .001
0	9,957 (67.8)	423,359 (66.8)	
1	2,384 (16.2)	133,227 (21.0)	
2+	2,340 (15.9)	77,182 (12.2)	
Prior pregnancies			< .001
0	6,039 (41.5)	245,150 (38.8)	
1	2,969 (20.4)	179,587 (28.4)	
2+	5,537 (38.1)	206,763 (32.7)	
Prior live births			< .001
0	9,569 (65.9)	418,440 (66.4)	
1	3,027 (20.9)	158,824 (25.2)	
2+	1,918 (13.2)	52,833 (8.4)	
Infertility diagnosis ^d			
Male factor	1,712 (11.7)	224,276 (35.4)	< .001
Tubal factor ^e	720 (4.9)	92,896 (14.7)	< .001
Endometriosis	676 (4.6)	63,269 (10.0)	< .001
Uterine factor	3,907 (26.6)	30,825 (4.9)	< .001
Ovulatory disorder ^f	717 (4.9)	94,004 (14.8)	< .001
Diminished ovarian reserve	4,617 (31.5)	175,268 (27.7)	< .001
Unexplained	732 (5.0)	82,833 (13.1)	< .001
Other	6,842 (46.6) ^g	84,252 (13.3)	< .001
ART treatment factors			
Cycle type			
Fresh	7,539 (51.4)	444,084 (70.1)	< .001
Frozen-thawed	7,143 (48.7)	189,691 (29.9)	
Nondonor oocyte	7,319 (49.9)	555,252 (87.6)	< .001
Donor oocyte	7,363 (50.2)	78,523 (12.4)	
Use of assisted hatching			.06
No	8,453 (57.6)	359,885 (56.8)	
Yes	6,229 (42.4)	273,890 (43.2)	

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TABLE 1

Continued.

Variable	Gestational carrier cycles, n (%)	Nongestational carrier cycles, n (%)	P value (χ^2)
Use of intracytoplasmic sperm injection ^h			< .001
No	1,582 (21.0)	108,231 (24.4)	
Yes	5,951 (79.0)	334,983 (75.6)	
Use of preimplantation genetic diagnosis ^h			< .001
No	6,639 (88.5)	423,100 (95.8)	
Yes	862 (11.5)	18,612 (4.2)	
Day of ET ^h			< .001
Day 2/3	2,490 (33.0)	225,321 (50.7)	
Day 5/6	4,737 (62.8)	208,138 (46.9)	
Other	312 (4.1)	10,624 (2.4)	
No. of embryos transferred			< .001
1	3,149 (21.5)	140,456 (22.2)	
2	8,865 (60.4)	346,207 (54.6)	
3	1,995 (13.6)	104,909 (16.6)	
4+	672 (4.6)	43,167 (6.7)	
Elective single ET ^l			< .001
No	11,940 (81.3)	505,229 (79.7)	
Yes	2,281 (15.5)	86,537 (13.7)	
Missing	461 (3.1)	42,009 (6.6)	
No. of supernumerary embryos cryopreserved			< .001
0	9,798 (67.2)	436,726 (69.3)	
1–2	1,509 (10.4)	78,938 (12.5)	
3–5	1,645 (11.3)	68,638 (10.9)	
6+	1,621 (11.1)	46,169 (7.3)	

^a For gestational carrier cycles, the patient is the intended parent.^b Only if donor oocyte used.^c Pregnancy loss at <20 weeks' gestation.^d Categories are not mutually exclusive.^e Includes hydrosalpinx, tubal ligation (not reversed), and other tubal disease (not hydrosalpinx).^f Includes polycystic ovary syndrome.^g Only 701 (10.3%) had a free text diagnosis entered, with most (n = 359, 47.3%) only noting the use of a gestational carrier.^h Restricted to fresh cycles because variable not collected for frozen cycles.^l Defined as the transfer of only one embryo when more than one high-quality embryo is available.Perkins. Gestational surrogacy in the U.S. *Fertil Steril* 2016.

cycles in our study are likely due to several factors. Women serving as gestational carriers were younger than patients not using gestational carriers, with the majority of gestational carriers being less than 35 years old. Younger maternal age is associated with improved ART outcomes (27–29). Additionally, the American Society for Reproductive Medicine guidelines recommend that gestational carriers have had at least one prior, full-term, uncomplicated pregnancy (30). Demonstrating previous reproductive success may improve the chances of pregnancy and live birth in ART cycles using gestational carriers. Women who have had a successful pregnancy are also likely to be healthier and have other favorable patient characteristics, such as normal body mass index and nutritional status, that may improve reproductive outcomes compared with their infertile counterparts (31).

The higher rates of implantation among gestational carrier cycles combined with the frequent transfer of two or more embryos in these cycles contribute to the higher risk detected for multiple live birth. Almost 80% of cycles involved the transfer two or more embryos, and less than 20% opted for elective single ET. Multifetal pregnancies are associated with elevated risks to mothers, including increased risk of hypertensive disorders, hemorrhage, cesarean delivery, and peripartum hysterectomy (32–34). We were unable to assess adverse maternal pregnancy outcomes among our study

population because NASS does not currently collect this information.

Oocyte source also plays an important role in reproductive outcomes. The magnitude of the effect estimates for implantation, clinical pregnancy, and live birth among gestational carrier cycles compared with nongestational carrier cycles in our study was somewhat higher with nondonor oocytes, likely because donor oocytes independently improve ART outcomes (23). A significantly higher risk of multiple births among gestational carriers, however, was detected only for cycles using donor oocytes, likely due to overall higher implantation rates among donor cycles. Additionally, sample sizes were smaller among gestational carrier cycles using nondonor oocytes than among those using donor oocytes, which may have limited our power to detect significant differences in multiple live-birth rates among nondonor cycles. The risk of preterm delivery was 14% higher among gestational carrier births using nondonor oocytes; but when using donor oocytes, the increased risk of multiple birth in gestational carrier cycles did not seem to confer an increased risk of preterm delivery and was associated with an 11% decreased risk of low birth weight compared with nongestational carrier births. The use of donor oocytes has been associated with improved rates of the birth of term, healthy weight infants (22).

TABLE 2

Reproductive outcomes for gestational carrier and nongestational carrier cycles using fresh nondonor or fresh donor oocytes, United States, 2009–2013.

Variable	Fresh nondonor oocytes					
	Gestational carrier		Nongestational carrier		RR (95% CI)	aRR ^a (95% CI)
	n	%	n	%		
Among transfers						
Implantation rate ^b	2,462	30.3	224,974	25.9	1.17 (1.11–1.22)	1.22 (1.17–1.26)
Clinical pregnancy	1,918	51.8	178,557	44.7	1.16 (1.12–1.20)	1.14 (1.10–1.19)
Live births	1,537	41.5	145,963	36.5	1.14 (1.09–1.18)	1.17 (1.12–1.21)
Among pregnancies: miscarriage	347	18.2	28,729	16.2	1.13 (1.02–1.24)	0.99 (0.90–1.09)
Among live births						
Multiple live birth	466	30.3	41,939	28.7	1.06 (0.98–1.14)	1.07 (1.00–1.15)
Preterm delivery	472	30.8	37,899	26.0	1.18 (1.10–1.28)	1.14 (1.05–1.23)
Singletons	150	14.0	12,513	12.0	1.16 (1.00–1.35)	1.01 (0.87–1.18)
Multiples	322	69.1	25,386	60.6	1.14 (1.07–1.21)	1.12 (1.05–1.20)
Low birth weight (in any infant)	383	25.6	38,704	27.0	0.95 (0.87–1.03)	0.93 (0.85–1.01)
Singletons	79	7.6	9,698	9.5	0.80 (0.65–0.99)	0.71 (0.57–0.88)
Multiples	304	66.8	29,006	70.7	0.94 (0.88–1.01)	0.93 (0.87–1.00)
					Fresh donor oocytes	
	n	%	N	%	RR (95% CI)	aRR ^c (95% CI)
Among transfers						
Implantation rate ^b	3,825	53.3	38,450	47.4	1.12 (1.07–1.18)	1.11 (1.07–1.15)
Clinical pregnancy	2,669	69.7	28,898	65.0	1.07 (1.04–1.10)	1.05 (1.03–1.08)
Live births	2,320	60.5	24,537	55.2	1.10 (1.06–1.13)	1.08 (1.05–1.11)
Among pregnancies: miscarriage	303	11.4	3,857	13.4	0.85 (0.76–0.96)	0.87 (0.77–0.97)
Among live births						
Multiple live birth	987	42.5	8,615	35.1	1.21 (1.14–1.29)	1.13 (1.08–1.19)
Preterm delivery	757	32.7	8,080	33.0	0.99 (0.92–1.06)	0.96 (0.89–1.02)
Singletons	181	13.6	2,532	15.9	0.85 (0.72–1.00)	0.84 (0.71–0.98)
Multiples	576	58.6	5,548	64.6	0.91 (0.85–0.97)	0.91 (0.86–0.97)
Low birth weight (in any infant)	642	29.8	7,707	32.2	0.92 (0.86–0.99)	0.89 (0.83–0.95)
Singletons	106	8.5	1,752	11.3	0.75 (0.61–0.93)	0.75 (0.60–0.93)
Multiples	536	59.0	5,955	71.0	0.83 (0.78–0.89)	0.84 (0.79–0.90)

^a Models were adjusted for patient age, number of prior ART cycles, number of prior spontaneous abortions, number of prior live births, infertility diagnosis, use of assisted hatching, use of intracytoplasmic sperm injection, use of preimplantation genetic diagnosis, day of ET, number of embryos transferred, and number of embryos cryopreserved.

^b Calculated as the maximum of the number of fetal heartbeats or infants born divided by the number of embryos transferred, multiplied by 100.

^c Models were adjusted for use of assisted hatching, use of intracytoplasmic sperm injection, use of preimplantation genetic diagnosis, day of ET, number of embryos transferred, and number of embryos cryopreserved.

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Our study was subject to some limitations. NASS began collecting age of gestational carriers in 2007, and this is the only demographic information that is gathered on these women. Because NASS does not routinely collect information on whether a cycle is for a male-male couple or for a single male, we were only able to identify such cycles if this was mentioned in the free text field for infertility diagnosis. Therefore, we were unable to consistently distinguish gestational carrier cycles where demographic information collected pertained to the intended parent or to the gestational carrier. As a result, our findings may underestimate the difference in reproductive outcomes between gestational carrier and nongestational carrier cycles. Additionally, we have no way of knowing whether a gestational carrier is genetically related to a patient, which could also affect ART outcomes. NASS does not currently explicitly collect information on the indication for using a gestational carrier, and almost half of all gestational carrier cycles noted “other” as the reason for infertility. This makes differences in reproductive outcomes difficult to interpret as outcomes would likely differ based

on indications for using a gestational carrier. Accordingly, NASS plans to collect information on gestational carrier indication in the future. Finally, given our large sample size, some of the statistically significant differences detected may not be clinically relevant. However, small improvements in outcomes such as live-birth rates can be substantial to patients.

Despite these limitations, our study adds much needed information to the limited existing data on the trends and outcomes of gestational surrogacy. A recent systematic review by Soderstrom-Anttila and colleagues including 55 studies that examined the medical and psychological outcomes of gestational carriers, intended parents, and babies rated all studies assessing reproductive and perinatal outcomes as low-quality evidence. The review revealed wide variability in results, and the investigators concluded that most studies suffer from “serious methodologic limitations,” given the small sample sizes and lack of appropriate comparison groups in most (3).

Although the use of gestational carriers was associated with improved implantation, pregnancy, and live-birth rates,

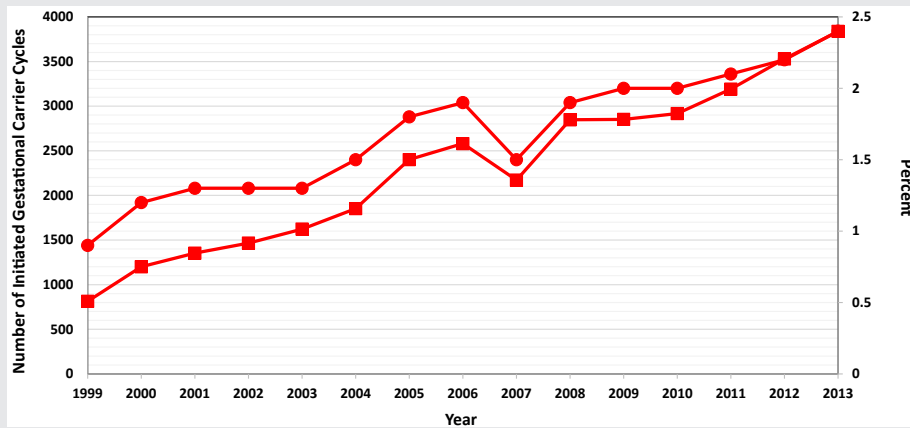
there were concomitant increases in the risks for multiple birth and preterm delivery. The elevated risk of multiple birth among gestational carriers can potentially be mitigated by the transfer of fewer embryos given the higher chances of ART success among these cycles. Increasing the use of elective single ET among gestational carrier cycles may decrease neonatal and maternal morbidity risk. The health and future reproductive potential of gestational carriers warrants further study to protect the well-being of these women. With the dramatic increase of gestational carrier cycles in the United States, more detailed information on gestational carrier cycles may help better understand the risks and benefits of gestational surrogacy for intended parents, babies, and gestational carriers and may help inform U.S. policy decisions.

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REFERENCES

- American Society for Reproductive Medicine. Consideration of the gestational carrier: a committee opinion. *Fertil Steril* 2013;99:1838–41.
- Utian WH, Sheehan L, Goldfarb JM, Kiwi R. Successful pregnancy after in vitro fertilization and embryo transfer from an infertile woman to a surrogate. *N Engl J Med* 1985;313:1351–2.
- Soderstrom-Anttila V, Wennerholm UB, Loft A, et al. Surrogacy: outcomes for surrogate mothers, children and the resulting families—a systematic review. *Hum Reprod Update* 2015;22:1–17.
- Utian WH, Goldfarb JM, Kiwi R, Sheehan LA, Auld H, Lisbona H. Preliminary experience with in vitro fertilization-surrogate gestational pregnancy. *Fertil Steril* 1989;52:633–8.
- Marrs RP, Ringler GE, Stein AL, Vargyas JM, Stone BA. The use of surrogate gestational carriers for assisted reproductive technologies. *Am J Obstet Gynecol* 1993;168:1858–61. discussion 61–3.
- Meniru GI, Craft IL. Experience with gestational surrogacy as a treatment for sterility resulting from hysterectomy. *Hum Reprod* 1997;12:51–4.
- Parkinson J, Tran C, Tan T, Nelson J, Batzofin J, Serafini P. Perinatal outcome after in-vitro fertilization-surrogacy. *Hum Reprod* 1999;14:671–6.
- Corson SL, Kelly M, Braverman AM, English ME. Gestational carrier pregnancy. *Fertil Steril* 1998;69:670–4.
- Brinsden PR. Gestational surrogacy. *Hum Reprod Update* 2003;9:483–91.
- Goldfarb JM, Austin C, Peskin B, Lisbona H, Desai N, de Mola JR. Fifteen years experience with an in-vitro fertilization surrogate gestational pregnancy programme. *Hum Reprod* 2000;15:1075–8.
- Soderstrom-Anttila V, Blomqvist T, Foudila T, et al. Experience of in vitro fertilization surrogacy in Finland. *Acta Obstet Gynecol Scand* 2002;81:747–52.
- Duffy DA, Nulsen JC, Maier DB, Engmann L, Schmidt D, Benadiva CA. Obstetrical complications in gestational carrier pregnancies. *Fertil Steril* 2005;83:749–54.
- Raziel A, Schachter M, Strassburger D, Komarovskiy D, Ron-El R, Friedler S. Eight years' experience with an IVF surrogate gestational pregnancy programme. *Reprod Biomed Online* 2005;11:254–8.
- Smotrich DB, Ross RJ, Arnold LL, Batzofin D. Gestational surrogacy—ART's stepchild. *Fertil Steril* 2008;90:5387–8.
- Dermout S, van de Wiel H, Heintz P, Jansen K, Ankum W. Non-commercial surrogacy: an account of patient management in the first Dutch Centre for IVF Surrogacy, from 1997 to 2004. *Hum Reprod* 2010;25:443–9.
- Check JH, Katsoff B, Brasile D, Wilson C, Summers-Chase D. Comparison of pregnancy outcome following frozen embryo transfer (ET) in a gestational carrier program according to source of the oocytes. *Clin Exp Obstet Gynecol* 2011;38:26–7.
- Dar S, Lazer T, Swanson S, et al. Assisted reproduction involving gestational surrogacy: an analysis of the medical, psychosocial and legal issues: experience from a large surrogacy program. *Hum Reprod* 2015;30:345–52.
- James S, Chilvers R, Havemann D, Phelps JY. Avoiding legal pitfalls in surrogacy arrangements. *Reprod Biomed Online* 2010;21:862–7.
- Fertility Clinic Success Rate and Certification Act of 1992 PL-, 1063 Stat 146–3152.
- Centers for Disease Control and Prevention, American Society for Reproductive Medicine, Society for Assisted Reproductive Technology. 2012 Assisted Reproductive Technology Fertility Clinic Success Rates Report. Atlanta (GA): Centers for Disease Control and Prevention; 2014.
- Bromfield N, Rotabi K. Global surrogacy, exploitation, human rights and international private law: a pragmatic stance and policy recommendations. *Glob Soc Welf* 2014;1:123–35.
- Kawwass JF, Monsour M, Crawford S, et al. Trends and outcomes for donor oocyte cycles in the United States, 2000–2010. *JAMA* 2013;310:2426–34.
- Yeh JS, Steward RG, Dude AM, Shah AA, Goldfarb JM, Muasher SJ. Pregnancy rates in donor oocyte cycles compared to similar autologous in vitro fertilization cycles: an analysis of 26,457 fresh cycles from the Society for Assisted Reproductive Technology. *Fertil Steril* 2014;102:399–404.
- Creative Family Connections. Surrogacy Law by State; 2015. Available at: <http://creativefamilyconnections.com/surrogacy-law-by-state/#>. Accessed November 13, 2015.
- Armour KL. An overview of surrogacy around the world: trends, questions and ethical issues. *Nurs Women's Health* 2012;16:231–6.
- Burrell C, Edozien LC. Surrogacy in modern obstetric practice. *Semin Fetal Neonatal Med* 2014;19:272–8.
- Malizia BA, Hacker MR, Penzias AS. Cumulative live-birth rates after in vitro fertilization. *N Engl J Med* 2009;360:236–43.
- Schieve LA, Peterson HB, Meikle SF, et al. Live-birth rates and multiple-birth risk using in vitro fertilization. *JAMA* 1999;282:1832–8.
- Pantos K, Athanasiou V, Stefanidis K, Stavrou D, Vaxevanoglou T, Chronopoulou M. Influence of advanced age on the blastocyst development rate and pregnancy rate in assisted reproductive technology. *Fertil Steril* 1999;71:1144–6.
- Practice Committee of the American Society for Reproductive Medicine, Practice Committee of the Society for Assisted Reproductive Technology. Recommendations for practices utilizing gestational carriers: a committee opinion. *Fertil Steril* 2015;103:e1–8.
- Jack BW, Culpepper L. Preconception care. Risk reduction and health promotion in preparation for pregnancy. *JAMA* 1990;264:1147–9.
- Conde-Agudelo A, Belizan JM, Lindmark G. Maternal morbidity and mortality associated with multiple gestations. *Obstet Gynecol* 2000;95:899–904.
- Spiliopoulos M, Kareti A, Jain NJ, Kruse LK, Hanlon A, Dandolu V. Risk of peripartum hysterectomy by mode of delivery and prior obstetric history: data from a population-based study. *Arch Gynecol Obstet* 2011;283:1261–8.
- Francois K, Ortiz J, Harris C, Foley MR, Elliott JP. Is peripartum hysterectomy more common in multiple gestations? *Obstet Gynecol* 2005;105:1369–72.

SUPPLEMENTAL FIGURE 1



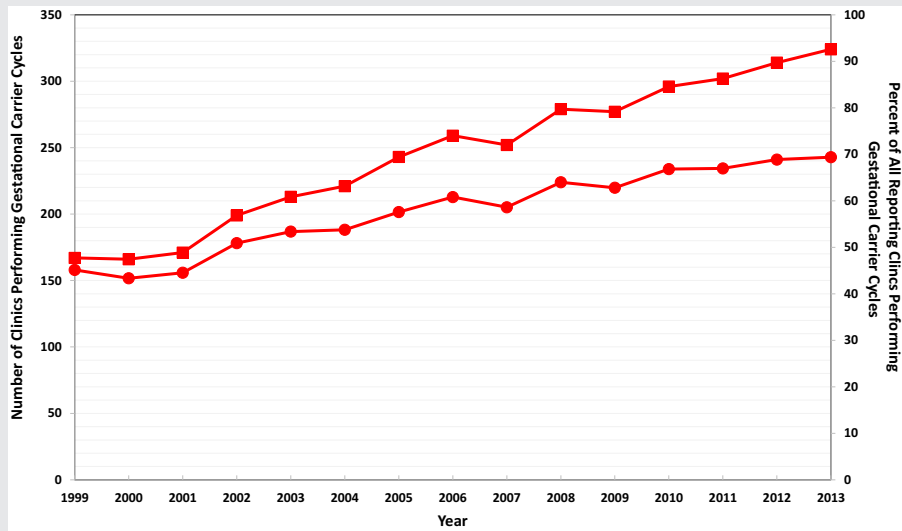
Number and percent of initiated gestational carrier cycles among all initiated cycles, United States, 1999–2013.

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SUPPLEMENTAL FIGURE 2



Number and percent of reporting clinics performing gestational carrier cycles, United States, 1999–2013. P for trend $<.001$.

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