

10.3 Surrogacy

Policy Statement

A child born in a surrogate arrangement must meet the OHIP eligibility requirements such that the child's primary place of residence is in Ontario and they will be physically present in Ontario for 153-days in any 12-month period.

Intended Parents Reside in Ontario (Ontario Birth)

A child born to a surrogate in Ontario may be eligible for OHIP coverage provided the intended parent(s):

- Make Ontario their primary place of residence; and
- Are physically present in Ontario for 153-days in any 12-month period.

Intended Parents Reside Outside Ontario

A) *Intended Parents Reside Outside of Canada*

If the intended parent(s) resides outside of Ontario then the child is not OHIP-eligible as the child's primary place of residence is not in Ontario.

B) *Intended Parents Reside Outside Ontario and are Insured by Another Province/Territory of Canada*

A child born to a surrogate is not eligible for Ontario health insurance coverage if the intended parents reside in another province/territory.

Intended parents who are insured by another Canadian province/territory are required to register the newborn with their home province/territory before the Ontario hospital/licensed midwife can bill reciprocally.

Intended Parents Reside in Ontario (Out-of-Country Birth)

If the child is born outside of Canada, and the intended parents are OHIP-eligible, the child may be eligible for OHIP coverage provided the child meets the eligibility requirements. See section 10.4-10.6 for more information about children born outside of Canada.

Policy Examples:

1. A child is born in Ontario to an OHIP-eligible surrogate mother. The intended parents have OHIP eligibility and are residents of Ontario. This child would be eligible for OHIP coverage on his/her date of birth.

2. A child is born in Ontario to a surrogate mother who is OHIP-eligible. The intended parents are not OHIP-eligible and reside outside Ontario. This child would not be eligible for OHIP coverage as the child's primary place of residence is not in Ontario.
3. A child born in Ontario to a surrogate mother who is not OHIP-eligible. The intended parents are OHIP-eligible and reside in Ontario. This child would be eligible for OHIP coverage on his/her date of birth.
4. Child is born outside of the country to a surrogate mother who is not OHIP-eligible but the intended parents are OHIP-eligible and reside in Ontario, child may be eligible for OHIP coverage if the intended parents can show documentation to satisfy the eligibility requirements.

A child born to a surrogate in Ontario may be eligible for OHIP coverage provided the intended parent(s)

- Make Ontario their primary place of residence, and
- Are physically present in Ontario for 150 days in any 12-month period.

Intended Parents Reside Outside Ontario

A) Intended Parents Reside Outside of Canada

If the intended parent(s) resides outside of Ontario then the child is not OHIP-eligible as the child's primary place of residence is not in Ontario.

B) Intended Parents Reside Outside Ontario and are Insured by Another Province/Territory of Canada

A child born to a surrogate is not eligible for Ontario health insurance coverage if the intended parents reside in another province/territory.

Intended parents who are insured by another Canadian province/territory are required to register the newborn with their home province/territory before the Ontario hospital/birthing centre can bill reciprocally.

Intended Parents Reside in Ontario (Dubai Country Birth)

If the child is born outside of Canada, and the intended parents are OHIP-eligible, the child may be eligible for OHIP coverage provided the intended parents satisfy the eligibility requirements. See section 10.4-10.5 for more information about children born outside of Ontario.

Policy Examples

1. A child is born in Ontario to an OHIP-eligible surrogate mother. The intended parents are OHIP-eligible and are residents of Ontario. This child would be eligible for OHIP coverage on his/her date of birth.