

Medical Aid in Dying Laws Across the United States

How the Process Differs by Jurisdiction

Request timing and provider review — simplified comparison			
JURISDICTION	REQUEST / WAITING-PERIOD SUMMARY	PROVIDER REVIEW	PRIMARY SOURCE
California	Two oral requests at least 48 hours apart, plus a written request.	Attending + consulting physicians.	California Department of Public Health
Colorado	Two oral requests at least 7 days apart, plus a written request. The interval may be shortened if death is expected within 48 hours.	Attending + consulting providers; physicians or APRNs may serve in these roles.	Colorado General Assembly
Delaware	Two oral requests at least 15 days apart, plus a written request. The written request must be submitted at least 48 hours before medication can be dispensed.	Attending + consulting physician or APRN.	Delaware DHSS
District of Columbia	Two oral requests at least 15 days apart, plus a	Attending + consulting physicians.	D.C. Law

	written request before the second oral request and at least 48 hours before medication may be prescribed or dispensed.		Library
Hawai'i	Two oral requests at least 5 days apart, plus a written request after eligibility is confirmed.	Three-provider review: attending + consulting provider + mental-health provider. Physicians and qualified APRNs may serve as attending or consulting providers.	Hawai'i Department of Health
Illinois	Initial oral request, written request, then a second oral request at least 5 days after the first. The interval may be shortened if death is expected within 5 days.	Attending + consulting physicians.	Illinois General Assembly
Maine	Two oral requests at least 15 days apart, plus a written request no earlier than 15 days after the first oral request; at least 48 hours from written request to prescription. Portions may be waived, but the total wait cannot be less than 7 days.	Attending + consulting physicians.	Maine Legislature
Montana	No detailed statutory request or waiting-period schedule. Montana's framework comes from the state Supreme Court decision in <i>Baxter v. State</i> .	Physician; the court decision provides a legal defense rather than a step-by-step statutory program.	Baxter v. State (2009 MT 449)
New Jersey	Two oral requests at least 15 days apart, plus a written request; at least 48 hours from the written request to the prescription.	Attending + consulting physicians.	New Jersey Department of Health
New Mexico	A voluntary request is evaluated by the prescribing provider. There is generally a 48-hour wait after the	MD, DO, APRN, or PA may be a prescribing provider; medical	New Mexico

	prescription is written before it may be filled; the wait may be waived if the patient is unlikely to survive it.	confirmation requirements vary, and in most cases two clinicians are involved with at least one MD or DO.	Legislature / Department of Health
New York	One oral request recorded by audio or video, plus a signed written request with two witnesses. Medication cannot be filled until 5 days after the prescription is written.	Attending + consulting physicians, plus mandatory capacity evaluation by a psychologist or psychiatrist.	New York State Department of Health
Oregon	Two oral requests at least 15 days apart, plus a written request; normally at least 48 hours from written request to prescription. Waiting periods may be waived when they exceed the patient's life expectancy.	Attending + consulting physicians.	Oregon Health Authority
Vermont	Two oral requests at least 15 days apart, plus a written request.	Prescribing physician + second physician for confirmation.	Vermont Legislature
Washington	Two oral requests at least 7 days apart, plus a written request; at least 7 days from the first oral request to the prescription.	Attending + consulting qualified medical providers; physicians, physician assistants, and ARNPs may qualify.	Washington State Department of Health

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