

1



2



3



4



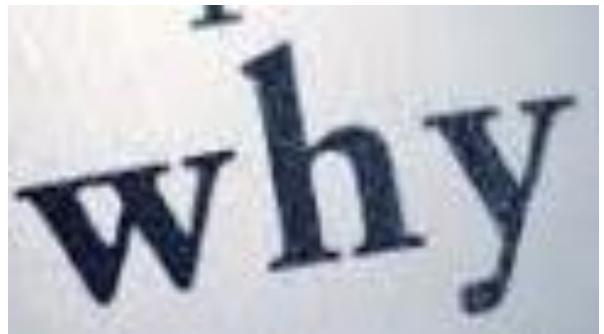
5



6

control
timing & manner
of their death

7



8

physical
suffering

9

pain
nausea
dyspnea
paralysis

10

existential
suffering

11

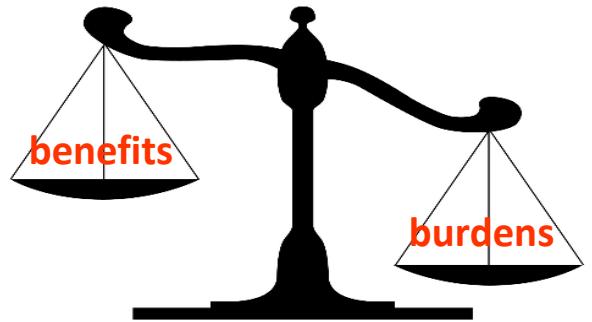
psychic pain
loss of control
anxiety
delirium
despair

12

control

timing & manner
of their death

13



14

lost ability to
enjoy activities

15

fear illness
related suffering

16

fear losing
control &
independence

17

18

FEB
11



19

control
timing & manner
of their death

20

how?

21

5 end-of-life
options

22

1

23

UNIVERSITY OF VIRGINIA HEALTH SYSTEM



1500001

WRITE YOUR NAME, DATE OF BIRTH, &
HOSPITAL MEDICAL RECORD NUMBER (IF KNOWN)

**VIRGINIA ADVANCE DIRECTIVE FOR HEALTH CARE
STANDARD FORM**

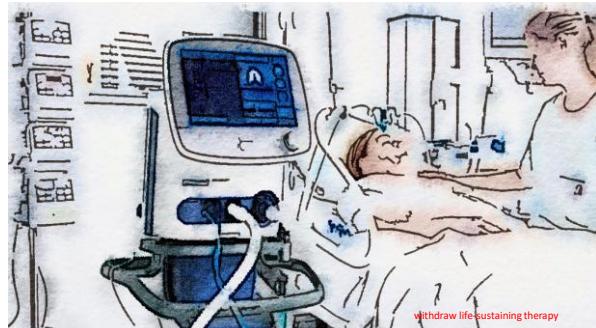
I, _____, willingly and voluntarily make known my wishes in
Print First, Middle, Last Name

24

decline
life-sustaining
treatment

25

2



27

3



29

4

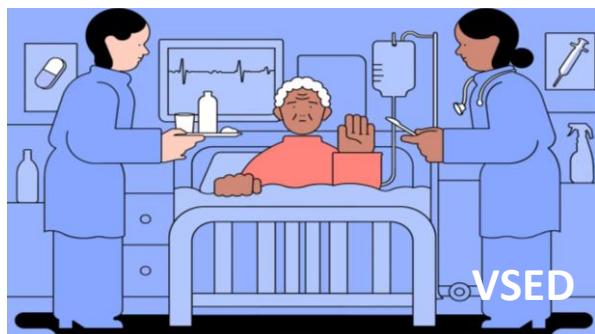
30



31



32



33



34



35



36

6th option
medical aid in dying
(MAID)

37

MAID
medical aid in dying

38

not now
available
in Virginia

39

roadmap

40

4 parts

41

what
is MAID

42

experience
with MAID in
other states

43

patient **safety**
protections

44

MAID for
Virginians

45

what is
MAID?

46

end-of-life
option

47

for **small**
number of
patients

48

who

1

49

50

adults

18+ years

51

52

2

decisional
capacity

53

54

competent

55

mentally
capable

56

understand nature
and consequences

57

nobody can
request MAID
for another

58

guardian
healthcare agent

59

surrogate
parent

60

patient
themselves

3

61

62

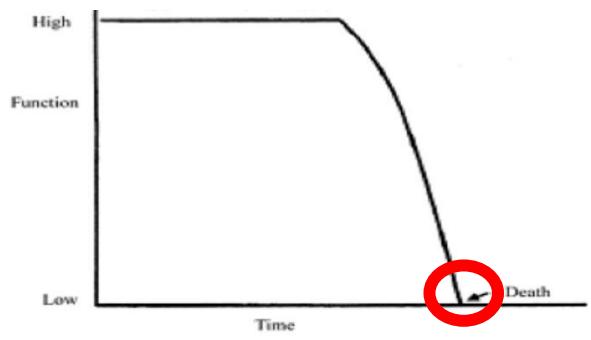
terminally ill

final stage of an
incurable &
irreversible physical
medical condition

63

64

will produce death
< 6 months



65

66

recap

67

adult
competent
terminally ill

68

what

69

ask & receive
prescription
drugs

70

self-administer
to hasten death

71

D-DMAPh



digoxin, diazepam, , morphine , amitriptyline , phenobarbital

72

sleep | dead

3m

45m

73

3 ways
to take

74

by mouth



75

press plunger on feeding tube



76

press plunger on rectal tube



77

78



only those
3 routes

79



80

others may help
prepare meds

81



82

may not help
administer meds

83

patient alone
takes final overt act

84



IMPORTANT

85



87



86

but

88



89

nobody administers
drugs to the patient

90

patient does it
themselves

91

that's
what MAID **is**

92

experience in
other states

93

where

94

11 states

95



96

1994

97



98

2008

99



100

2009

101



Vermont

102

2013

103



104

2015

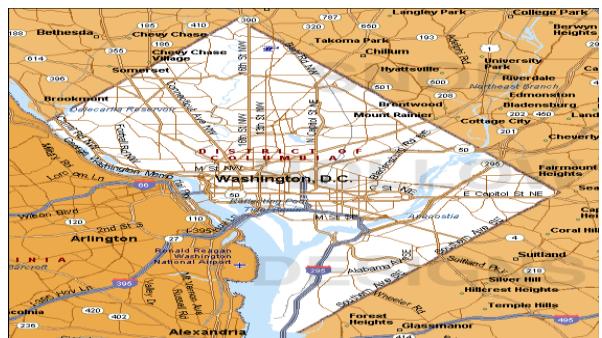
105



106

2016

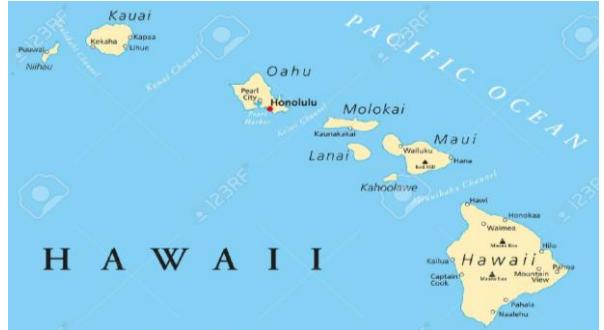
107



108

2017

109



110

2018

111



112



113

2019

114



115

2021

116

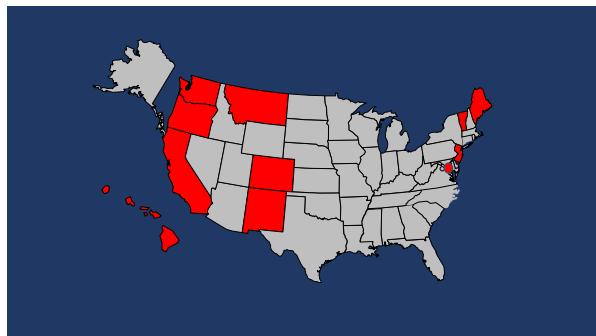
as of February 11

2025

117

11 states

118



119

75,000,000
Americans live in
a MAID jurisdiction

120

“1 in 5
Americans”

121

75^m
340^m

122

FEB
11

123

115 years
combined experience

124

OR	27	CO	8
WA	16	DC	8
MT	15	HI	6
VT	12	ME	5
CA	9	NJ	5
		NM	4

125



126

» Oregon Death with Dignity Act

2021 Data Summary

127

~100
DOH reports

128



129

what the
data show

130

who

131

terminal
illness

132

76%

cancer

14%

neuro / ALS

133

134

10%

cardiovascular

demographics

135

136

95%

insured

72%

some college

137

138

95%

white

139

50/50

male / female

140

age

76%

> 65

141

142

8%

< 54

143

finally

144

90%
hospice

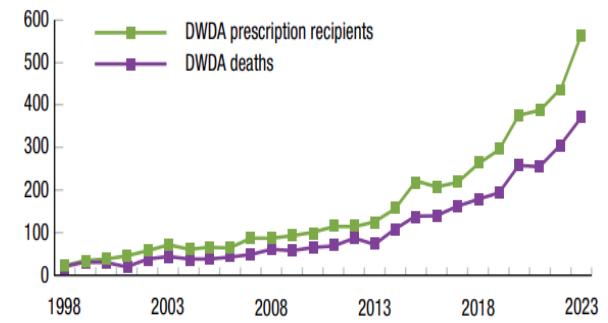
145



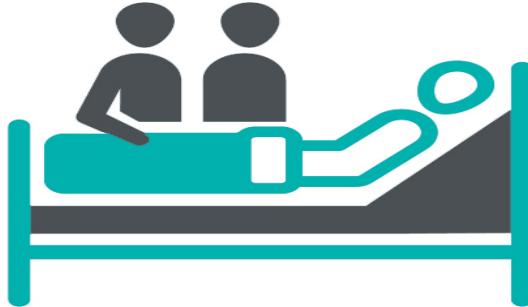
146

1/3 who get
MAID prescriptions
never take them

147



148



149



150

that's **who**
uses MAID

151

how
many

152



153

1997 - 2023

154

2800
MAID deaths

155

1,000,000
total deaths

156

0.2%

157

per year

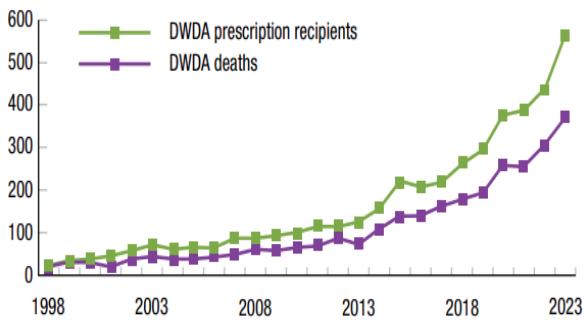
158

2023

159

560 Rx
370 ing

160



161

370
MAID deaths

162

45,000
total deaths

163

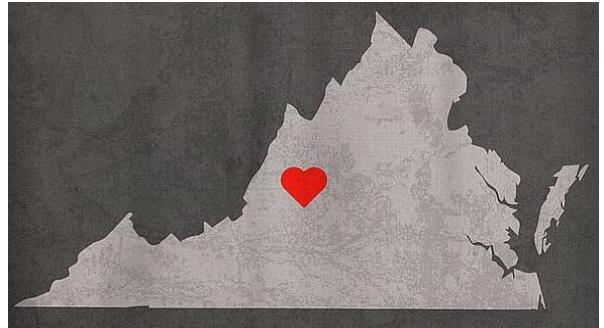
0.8%

164

<1%

165

166

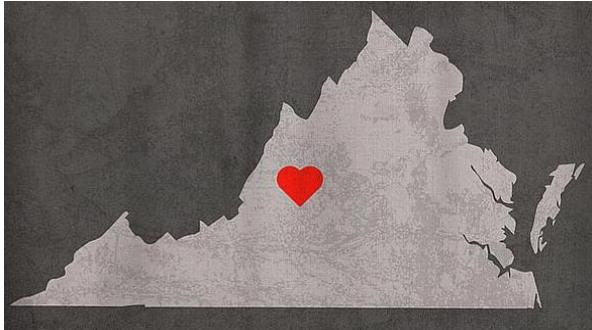


OR 4.2m
VA 8.7m

167

OR x 2.1

168



169

1180 Rx
780 ing

170

780
MAID deaths

171

80,000
total VA deaths

172

<1%

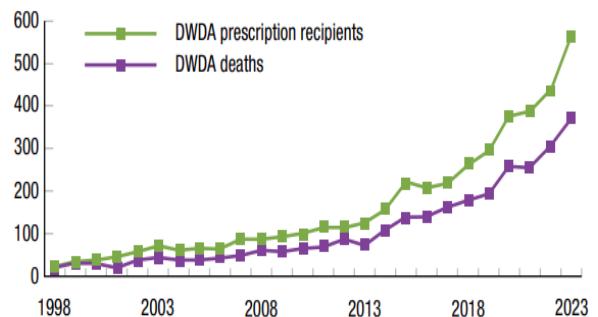
173

high
estimate

174

2023 was
Oregon's
26th year

175



176

that's enough
on **numbers**

177

patient
safety

178

numerous
safeguards

179

multiple requests
multiple screenings

180

prescribing CLIN

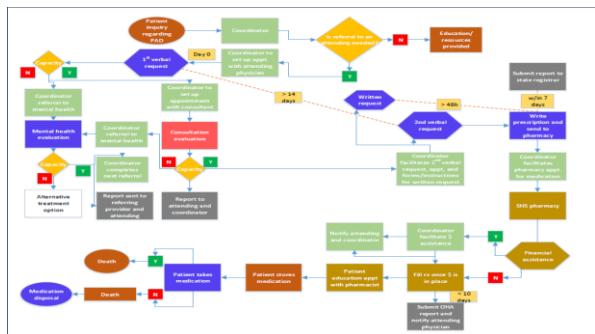
consulting CLIN

mental health CLIN

181

terminally ill
capacity
consider alternatives

182



183

**voluntary
informed
enduring**

184



lots of
guardrails

185



PROVEN TRACK RECORD

186

no abuse

187

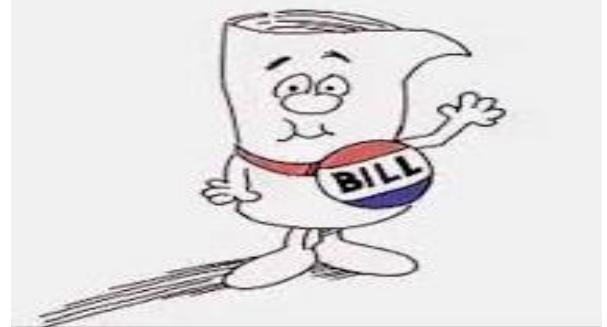


188

11 states



189



190

2025



191

2 last points

192

**voluntary
& optional**

193

>115 years
combined experience
in 11 states

194

no patient
got MAID who
did not want it

195

no clinician
had to participate
who did not want

196

no facility
had to participate
who did not want

197

opt-in only

198

MAID for Virginians

199



200

Virginians
already
get MAID

201

2 ways

202



203



204



205



206



207



208



209

2 have no state residency requirement

210

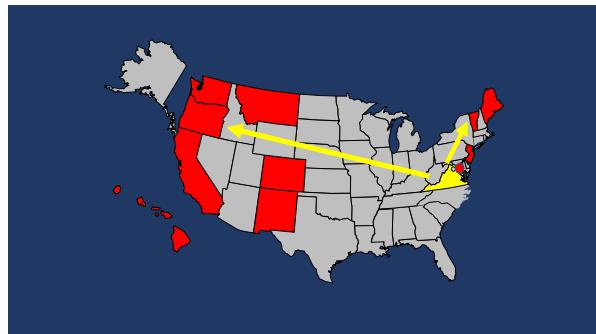


211



212

SO ...



213

but

214

residency
requirements
in others **easy**

215



216

driver license
voter registration
tax return
own / **lease property**

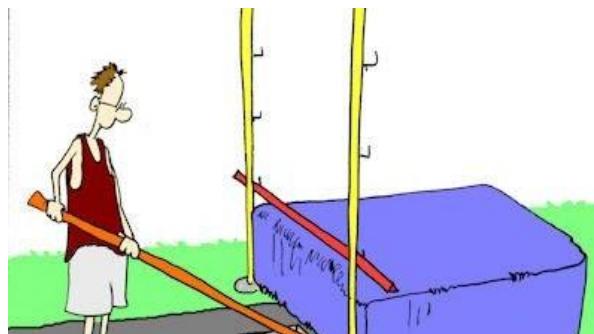
217

trulia Los Angeles, CA

Any Price ▾ All Beds ▾ Pets

\$1,875/mo
Studio 1ba
Wilshire Harvard Plaza,
Los Angeles, CA 90020

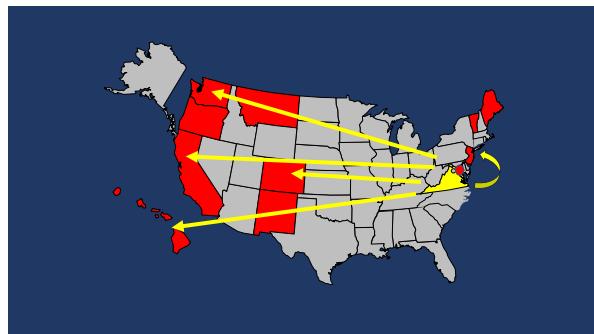
218



219



220



221



222



223



224



225

“citizens of each state shall be entitled to **all privileges ... of citizens** in [other] states”

226

NJ **may not**
limit MAID to
New Jerseyans

227

SO ...

228



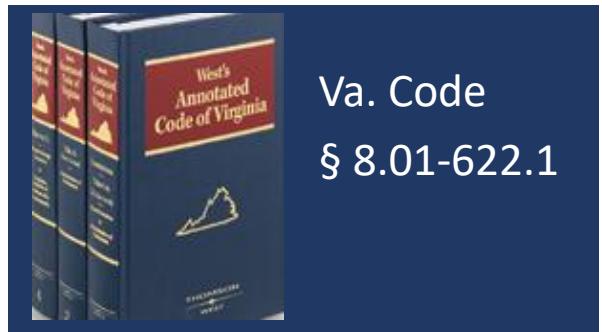
229



230



231



232

Va. Code
§ 8.01-622.1



233



234



235



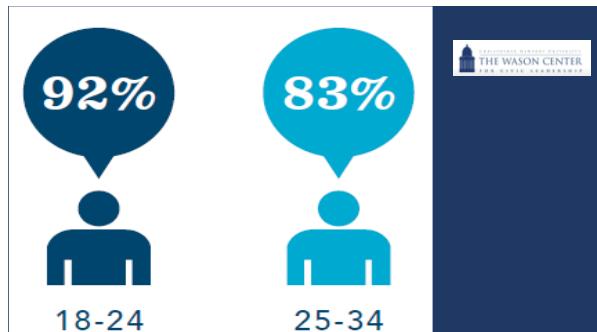
236



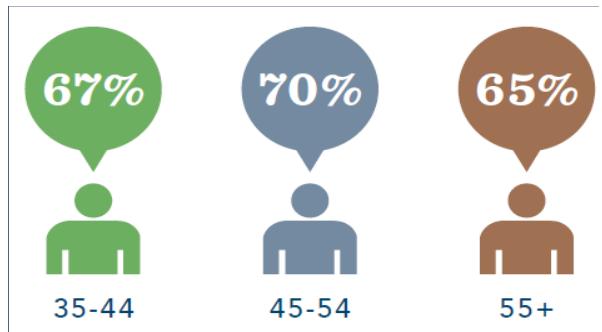
237



238



239



240



241



242



243



244



245



246



247



248



249



250



251



252

but

253

4 states



254

also
APRN *or* **PA**

255

helps access



256



257

innovation 2

258

how **many**
clinicians

259

10 states



260

takes
(at least)

2

261

attending
plus
consulting

262

but

263



264

only 1

265

patient on
hospice

266



267

innovation 3

268

how **long** is
waiting period

269

5 states



270

2 oral requests
separated by
15+ days

271

undue
burden

272

many patients
cannot wait
that long

273

SO...

274

6 states
shortened
wait period

275

Or

276



277

“death is likely to occur **before** ... expiry of the time period”

278



279

SO...

280

SB 280

281



282



283



284



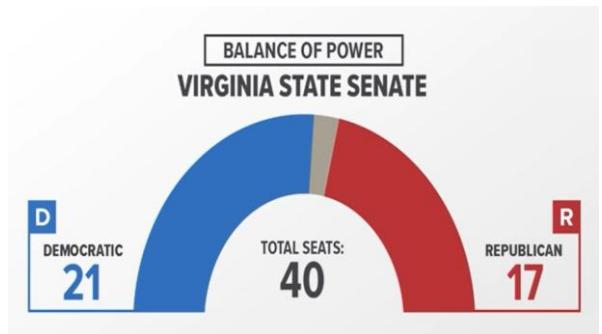
285



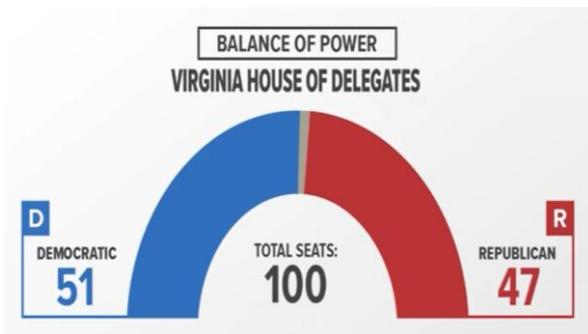
286



287



288



289



290



291



292



293



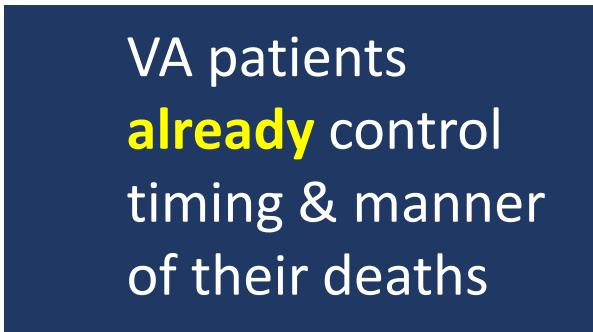
294



295



296



297



298



299



300

Thaddeus Mason Pope, JD, PhD, HEC-C

Mitchell Hamline School of Law

875 Summit Avenue

Saint Paul, Minnesota 55105

651-695-7661

310-270-3618

Thaddeus.Pope@mitchellhamline.edu

www.thaddeuspope.com

medicalfutility.blogspot.com

301

301