

(1) -- WHOSE -- CONDITION -- IS -- SUCH -- THAT -- THERE --- IS --- NO REASONABLE -- EXPECTATION -- THAT -- THE -- CONDITION -- WILL -- IMPROVE -- REGARDLESS OF -- THE -- ADMINISTRATION -- OF -- LIFE -- SUSTAINING -- PROCEDURES, -- AND

(2) -- WHO --

(1) -- IS -- COMATOSE, -- OR

(1) -- AS -- A -- RESULT -- OF -- DISEASE, -- ILLNESS, -- INJURY, OR -- ANY -- OTHER -- REASON, -- IS -- MENTALLY -- INCOMPETENT -- TO -- PARTICIPATE MEANINGFULLY -- IN -- A -- DECISION -- REGARDING -- THE -- ADMINISTRATION -- OF LIFE -- SUSTAINING -- PROCEDURES --

(B) (C) "DECLARANT" MEANS AN INDIVIDUAL WHO HAS EXECUTED A DECLARATION.

(E) (D) "DECLARATION" MEANS A DOCUMENT THAT IS EXECUTED UNDER § 5-602 OR § 5-611 OF THIS SUBTITLE.

(F) -- "LIFE-SUSTAINING-PROCEDURES" -- MEANS -- 1 -- OR -- MORE -- MEDICAL PROCEDURES -- OR -- INTERVENTIONS -- THAT -- SUSTAIN, -- SUPPLEMENT, -- OR -- SUPPLANT A -- VITAL -- PHYSIOLOGICAL -- FUNCTION -- OR -- ELEMENT --

(E) "LIFE-SUSTAINING PROCEDURE" MEANS ANY MEDICAL PROCEDURE, TREATMENT, OR INTERVENTION WHICH USES MECHANICAL OR OTHER ARTIFICIAL MEANS TO SUSTAIN, RESTORE, OR SUPPLANT A SPONTANEOUS VITAL FUNCTION OR IS OTHERWISE OF SUCH A NATURE AS TO AFFORD A PATIENT NO REASONABLE EXPECTATION OF RECOVERY FROM A TERMINAL CONDITION AND WHICH, WHEN APPLIED TO A PATIENT IN A TERMINAL CONDITION, WOULD SERVE TO SECURE ONLY A PRECARIOUS AND BURDENSOME PROLONGATION OF LIFE.

(E) (F) "QUALIFIED PATIENT" MEANS A DECLARANT DIAGNOSED, WITHIN A REASONABLE DEGREE OF MEDICAL CERTAINTY, TO BE IN A TERMINAL CONDITION AS CERTIFIED IN WRITING BY 2 PHYSICIANS, BOTH OF WHOM HAVE PERSONALLY EXAMINED THE DECLARANT, AND AT LEAST 1 OF WHOM IS AN ATTENDING PHYSICIAN OF THE DECLARANT.

(H) -- "TERMINAL-CONDITION" -- MEANS -- THE -- CONDITION -- OF -- A -- COMATOSE PATIENT -- CAUSED -- BY -- A -- DISEASE, -- ILLNESS, -- OR -- INJURY -- FROM -- WHICH --

(1) -- WITHOUT --- LIFE -- SUSTAINING -- PROCEDURES, -- DEATH -- IS IMMINENT, -- AND

(2) -- WITH -- OR -- WITHOUT -- LIFE -- SUSTAINING -- PROCEDURES, -- THERE CAN -- BE -- NO -- RECOVERY --

(G) "TERMINAL CONDITION" MEANS AN INCURABLE CONDITION OF A PATIENT CAUSED BY INJURY, DISEASE, OR ILLNESS WHICH, TO A REASONABLE DEGREE OF MEDICAL CERTAINTY, MAKES DEATH IMMINENT AND FROM WHICH, DESPITE THE APPLICATION OF LIFE-SUSTAINING PROCEDURES, THERE CAN BE NO RECOVERY OR SUBSTANTIAL -- IMPROVEMENT.