BILL

No. 73

An Act respecting Additional Safeguards in Medical Assistance in Dying

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(Assented to)

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of Saskatchewan, enacts as follows:

Short title

1 This Act may be cited as *The Medical Assistance in Dying Additional Safeguards Act*.

Definitions

2 In this Act:

"bylaws" means the bylaws of a health regulatory body;

"capacity" means the ability to:

(a) understand information relevant to a decision respecting medical assistance in dying;

(b) appreciate the reasonably foreseeable consequences of making or not making a decision respecting medical assistance in dying; and

(c) communicate a decision with respect to medical assistance in dying;

"federal eligibility criteria" means the criteria for medical assistance in dying as set out in subsections 241.2(1), (2) and (2.1) of the *Criminal Code*;

"federal safeguard requirements" means the safeguards for medical assistance in dying as set out in subsections 241.2(3) and (3.1) of the *Criminal Code*;

"health regulatory body" means a body that regulates members or registrants of a health profession pursuant to an Act;

"medical assistance in dying" means medical assistance in dying as defined in section 241.1 of the *Criminal Code*;

"nurse practitioner" means a registered nurse who is entitled to practise in the nurse practitioner category established in the bylaws made by the College of Registered Nurses of Saskatchewan;

"physician" means a duly qualified medical practitioner;

"practitioner" means a physician or a nurse practitioner.

Practitioner restrictions re eligibility

3 No practitioner shall find an individual eligible for medical assistance in dying if any of the following circumstances exist:

(a) the individual is under 18 years of age;

(b) the individual, in the opinion of the practitioner, lacks capacity;

(c) the request is based on mental illness being the individual's sole underlying medical condition;

(d) a federal eligibility criterion is not met;

(e) a federal safeguard requirement is not met.

Practitioner restrictions re medical assistance in dying

4 No practitioner shall provide medical assistance in dying to an individual if any of the following circumstances exist:

(a) the individual is under 18 years of age;

(b) the individual, in the opinion of the practitioner, lacks capacity immediately before receiving medical assistance in dying, unless subsection 241.2(3.2) or (3.5) of the *Criminal Code* applies to the individual;

(c) the request is based on mental illness being the individual's sole underlying medical condition;

(d) a federal eligibility criterion is not met;

(e) a federal safeguard requirement is not met.

Conscientious objection

5(1) No practitioner shall be forced to provide or assist in the provision of medical assistance in dying or be subjected to any of the following:

(a) disciplinary action for refusing to provide or assist in the provision of medical assistance in dying;

(b) adverse employment action for refusing to provide or assist in the provision of medical assistance in dying.

(2) No other individual shall be forced to assist in the provision of medical assistance in dying or be subjected to any of the following:

(a) disciplinary action for refusing to assist in the provision of medical assistance in dying;

(b) adverse employment action for refusing to assist in the provision of medical assistance in dying.

(3) No health regulatory body shall pass bylaws requiring any of its members or registrants to provide or assist in the provision of medical assistance in dying.

(4) If a health regulatory body is satisfied that the underlying reason for a complaint or part of a complaint against one of its members or registrants is that the member or registrant refused to provide or assist in the provision of medical assistance in dying, the health regulatory body must dismiss the complaint or that part of the complaint.

Regulations

6 The Lieutenant Governor in Council may make regulations:

(a) defining, enlarging or restricting the meaning of any word or expression used in this Act but not defined in this Act;

(b) respecting any other matter or thing that the Lieutenant Governor in Council considers necessary to carry out the intent of this Act.

Coming into force

7 This Act comes into force by order of the Lieutenant Governor in Council.

THIRD SESSION

Thirtieth Legislature

SASKATCHEWAN

BILL

No. 73

An Act respecting Additional Safeguards in Medical Assistance in Dying

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Received and read the

First time

Second time

Third time

And passed

Honourable Jeremy Cockrill

Printed under the authority of
The Speaker of the Legislative Assembly
of Saskatchewan
2026