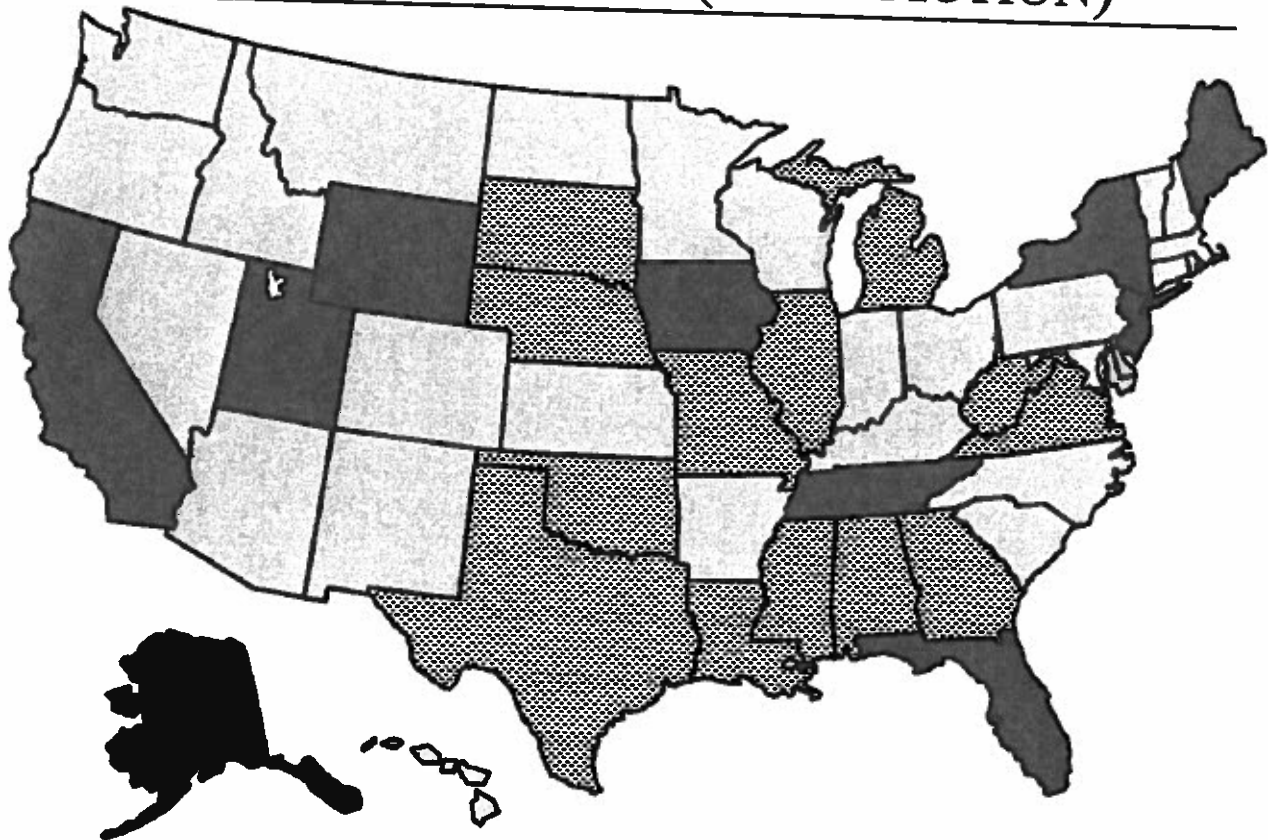





STATE OF THE STATES: WHERE ARE WE NOW? WRONGFUL DEATH (CIVIL ACTION)



 Twenty-seven states and the District of Columbia permit a wrongful death action if an unborn child was viable at the time of his/her death: AZ, AR, CO, CT, DE, DC, HI, ID, IN, KS, KY, MD, MA, MN, MT, NV, NH, NM, NC, ND, OH, OR, PA, RI, SC, VT, WA, and WI.

 Thirteen states allow suits for a pre-viable unborn child: AL, GA (limited to quickening), IL, LA, MI, MS (limited to quickening), MO, NE, OK, SD, TX, VA, and WV.

 Ten states still require live birth (and bar a cause of action for the death of the unborn child unless the child is born alive and dies thereafter): AK, CA, FL, IA, ME, NJ, NY, TN, UT, and WY.