

BY: Finance Committee

AMENDMENTS TO SENATE BILL 203

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “develop” insert “and periodically revise”; strike beginning with “and” in line 14 down through “providers” in line 15; in line 15, strike “use” and substitute “accept and update or complete”; in line 16, after “form” insert “for certain patients during the admission process or, under certain circumstances, during an inpatient hospital stay”; in line 17, after “providers” insert “, when updating or completing a “Medical Orders for Life-Sustaining Treatment” form,”; in lines 18 and 20, in each instance, strike “the completion of a” and substitute “updating or completing the”; in line 21, after “form,” insert “requiring, under certain circumstances, that certain health care facilities offer any physician or nurse practitioner selected by the patient the opportunity to participate in updating or completing a “Medical Orders for Life-Sustaining Treatment” form; requiring, under certain circumstances, that certain health care facilities provide certain information to certain individuals;”; and in lines 28 and 29, strike “under certain circumstances” and substitute “within a certain time period”.

On page 2, in line 5, strike “form and” and substitute “form,”; in line 6, after “instructions” insert “, and training materials”; in line 7, strike the second “and” and substitute a comma; in the same line, after “instructions” insert “, and training materials”; in lines 14 and 15, strike “certain health care facilities” and substitute “nursing homes and assisted living programs”; in line 16, after “for” insert “certain”; and in line 23, strike “5-602(f)(4)” and substitute “5-602(f)(3) and (4)”.

On page 3, in line 1, strike “(4)” and substitute “(3) If the care of a declarant is transferred from one health care provider to another, the transferring health care provider may prepare an “Instructions on Current Life-Sustaining Treatment Options” form in accordance with § 5–608.1 of this subtitle.”

(Over)

(4)".

AMENDMENT NO. 2

On page 7, in line 3, strike "MAY"; in line 30, after "(I)" insert "1."; and strike beginning with "COMPLETE" in line 30 down through "ACCEPT" in line 31 and substitute "ACCEPT".

On page 8, in line 2, after "FACILITY;" insert "AND"; in line 3, strike "(II)" and substitute "2."; in line 4, strike the second "AND" and substitute "OR"; after line 4, insert:

"(II) COMPLETE A "MEDICAL ORDERS FOR LIFE-SUSTAINING TREATMENT" FORM:

1. FOR A HEALTH CARE FACILITY THAT IS NOT A HOSPITAL, DURING THE ADMISSION PROCESS FOR EACH PATIENT BEING ADMITTED TO THE HEALTH CARE FACILITY; OR

2. FOR A HOSPITAL, DURING AN INPATIENT HOSPITAL STAY FOR PATIENTS WHO ARE BEING DISCHARGED TO ANOTHER HEALTH CARE FACILITY."

strike in their entirety lines 5 through 7, inclusive; in line 8, strike "A" and substitute "WHEN A HEALTH CARE FACILITY UPDATES OR COMPLETES A "MEDICAL ORDERS FOR LIFE-SUSTAINING TREATMENT" FORM UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE"; in the same line, strike "NOTE" and substitute ":

(I) OFFER THE PATIENT, HEALTH CARE AGENT, OR SURROGATE DECISION MAKER THE OPPORTUNITY TO PARTICIPATE IN UPDATING OR COMPLETING THE FORM;

(II) NOTE;

and strike beginning with “THE” in line 10 down through “FORM” in line 11 and substitute “**UPDATING OR COMPLETING THE FORM, INDICATING THE DATE AND WITH WHOM THE FORM WAS DISCUSSED**”;

(III) ON REQUEST OF THE PATIENT, OFFER ANY PHYSICIAN OR NURSE PRACTITIONER SELECTED BY THE PATIENT THE OPPORTUNITY TO PARTICIPATE IN UPDATING OR COMPLETING THE FORM; AND

(IV) INFORM THE PATIENT, HEALTH CARE AGENT, OR SURROGATE DECISION MAKER THAT THE FORM WILL BECOME A PART OF THE PATIENT’S MEDICAL RECORD AND CAN BE ACCESSED THROUGH THE PROCEDURES USED TO ACCESS A MEDICAL RECORD”.

AMENDMENT NO. 3

On page 9, strike beginning with “IF” in line 8 down through “HOME” in line 9 and substitute “**WITHIN 48 HOURS OF COMPLETION OF THE FORM OR SOONER IF THE PATIENT IS TRANSFERRED OR DISCHARGED**”; in line 27, strike “BECOMES VOID” and substitute “**IS REVISED OR REVOKED**”; in line 32, after “FORM” insert “**, INCLUDING INSTRUCTIONS ON HOW THE FORM IS REVISED OR REVOKED,**”; in line 33, after “FORM” insert a comma; in the same line, strike the second “AND”; and in the same line, after “INSTRUCTIONS” insert “**, AND TRAINING MATERIALS**”.

AMENDMENT NO. 4

On page 12, in line 1, strike “February” and substitute “**April**”; strike beginning with “health” in line 2 down through “Act,” in line 3 and substitute “**nursing home or assisted living program**”; in line 6, strike “health care facility” and substitute “**nursing home or assisted living program**”; and in line 7, after “2011” insert “**, and who is a patient of the nursing home or assisted living program on April 1, 2012**”.