

**HB0082/976681/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 82  
(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 3, strike “form and” and substitute “form,”; in line 4, after “instructions” insert “, and training materials”; in line 5, strike the second “and” and substitute a comma; in the same line, after “instructions” insert “, and training materials”; in lines 12 and 13, strike “certain health care facilities” and substitute “nursing homes and assisted living programs”; in line 14, after “for” insert “certain”; in line 21, strike “5-602(f)(4)” and substitute “5-602(f)(3) and (4)”; and in line 38, 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 6, in line 30, strike “MAY”.

On page 7, in line 27, after “(I)” insert “1.”; strike beginning with “COMPLETE” in line 27 down through “ACCEPT” in line 28 and substitute “ACCEPT”; and in line 30, after “FACILITY;” insert “AND”.

On page 8, in line 1, strike “(II)” and substitute “2.”; in line 2, strike the second “AND” and substitute “OR”; after line 2, 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 3 through 5, inclusive; in line 6, 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; AND**

**(II) NOTE**;

and strike beginning with “THE” in line 8 down through “FORM” in line 9 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 6 down through “HOME” in line 7 and substitute **“WITHIN 48 HOURS OF COMPLETION OF THE FORM OR SOONER IF THE PATIENT IS TRANSFERRED OR DISCHARGED**”; in line 25, strike “BECOMES VOID” and substitute **“IS REVISED OR REVOKED**”; in line 30, after “FORM” insert **“,** **INCLUDING INSTRUCTIONS ON HOW THE FORM IS REVISED OR REVOKED,**”; in line 31, 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”.