

ASSEMBLY BILL NO. 73—ASSEMBLYWOMAN SEGERBLOM

PREFILED JANUARY 28, 1999

Referred to Committee on Health and Human Services

SUMMARY—Revises provisions governing withholding of life-resuscitating treatment pursuant to do-not-resuscitate order. (BDR 40-205)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State or on Industrial Insurance: No.

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EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to emergency medical services; revising provisions governing the withholding of life-resuscitating treatment pursuant to a do-not-resuscitate order; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN SENATE
AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 **Section 1.** NRS 450B.430 is hereby amended to read as follows:
- 2 450B.430 “Do-not-resuscitate protocol” means the standardized
- 3 procedure and guidelines established by the ~~health authority~~ **board** for the
- 4 withholding of emergency life-resuscitating treatment in compliance with a
- 5 do-not-resuscitate order or a do-not-resuscitate identification.
- 6 **Sec. 2.** NRS 450B.490 is hereby amended to read as follows:
- 7 450B.490 1. The ~~health authority~~ **board** shall adopt regulations to
- 8 carry out the provisions of NRS 450B.400 to 450B.590, inclusive. The
- 9 regulations must establish:
- 10 (a) A do-not-resuscitate protocol ~~1.~~ **; and**
- 11 (b) The procedure to apply for a do-not-resuscitate identification.
- 12 ~~[(c) The price to obtain]~~
- 13 **2. The board may establish a fee for** a do-not-resuscitate identification
- 14 ~~1. The price must] to be collected by the health authority. The fee may~~ not
- 15 exceed the actual cost to the health authority ~~in manufacturing] of:~~
- 16 **(a) Manufacturing** or obtaining the identification from a manufacturer,
- 17 including the cost of shipping and handling ~~1.~~
- 18 ~~—2.] ; and~~
- 19 **(b) Engraving** *the* *identification.*

1 **3.** In the case of a county or district board of health, such regulations
2 take effect immediately upon approval by the state board of health.

3 **Sec. 3.** NRS 450B.520 is hereby amended to read as follows:

4 450B.520 1. A qualified patient may apply to the health authority for
5 a do-not-resuscitate identification by submitting an application on a form
6 provided by the health authority. To obtain a do-not-resuscitate
7 identification, the patient must comply with the requirements prescribed by
8 the ~~health authority~~ **board** and sign a form which states that he has
9 informed each member of his family within the first degree of
10 consanguinity or affinity, whose whereabouts are known to him, or if no
11 such members are living, his legal guardian, if any, or if he has no such
12 members living and has no legal guardian, his caretaker, if any, of his
13 decision to apply for an identification.

14 2. An application must include, without limitation:

15 (a) Certification by the patient's attending physician that the patient
16 suffers from a terminal condition;

17 (b) Certification by the patient's attending physician that the patient:

18 (1) Is capable of making an informed decision; or

19 (2) When he was capable of making an informed decision, executed:

20 (I) A written directive that life-resuscitating treatment be withheld
21 under certain circumstances; or

22 (II) A durable power of attorney for health care pursuant to NRS
23 449.800 to 449.860, inclusive;

24 (c) A statement that the patient does not wish that life-resuscitating
25 treatment be undertaken in the event of a cardiac or respiratory arrest;

26 (d) The name, signature and telephone number of the patient's attending
27 physician; and

28 (e) The name and signature of the patient or the attorney in fact who is
29 authorized to make health care decisions on the patient's behalf pursuant to
30 a durable power of attorney for health care.

31 **Sec. 4.** This act becomes effective upon passage and approval.