

TO BE RESCINDED

3701-62-10

Relationship of DNR orders and identification with declarations and durable powers of attorney for health care.

- (A) If a principal has both a valid durable power of attorney for health care and a DNR identification that is based upon a valid declaration and if the declaration supersedes the durable power of attorney for health care under division (B) of section 2133.03 of the Revised Code, the DNR identification supersedes the durable power of attorney for health care to the extent of any conflict between the two.
- (B) A valid durable power of attorney for health care supersedes any DNR identification that is based upon a do-not-resuscitate order that a physician, CNP, CNS, or PA as provided in rule 3701-62-02 of the Administrative Code, issued for the principal which is inconsistent with the durable power of attorney for health care or a valid decision by the attorney in fact under a durable power of attorney.
- (C) A declaration supersedes a DNR identification of the declarant that is based upon a prior, inconsistent declaration of the declarant or that is based upon a do-not-resuscitate order that a physician, CNP, CNS, or PA as provided in rule 3701-62-02 of the Administrative Code, has issued for the declarant and that is inconsistent with the declaration.

Effective: 9/1/2019

Five Year Review (FYR) Dates: 1/14/2019

CERTIFIED ELECTRONICALLY

Certification

04/22/2019

Date

Promulgated Under: 119.03
Statutory Authority: 2133.25
Rule Amplifies: 2133.03, 1337.121
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