

EPOA – interRAI coding for New Zealand

MDS Section: Responsibilities & Directives

MDS Section	Home Care	LTCF	CHA	Palliative Care
Responsibilities & Directives	O	P	O	N

Section Layout:

SECTION ■ RESPONSIBILITY AND DIRECTIVES

1	RESPONSIBILITY/LEGAL GUARDIAN	<p>a. EPOA</p> <p><input type="radio"/> 0. No</p> <p><input type="radio"/> 1. Yes</p> <p>b. EPOA Status</p> <p>i. EPOA for personal care and welfare has been enacted/activated</p> <p><input type="radio"/> 0. No</p> <p><input type="radio"/> 1. Yes</p> <p>ii. EPOA for property has been enacted/activated</p> <p><input type="radio"/> 0. No</p> <p><input type="radio"/> 1. Yes</p> <p>c. Legal Guardianship</p> <p>Does the assessed person have another individual who is legally responsible for the person's personal care/welfare/property (e.g., Welfare guardian)?</p> <p><input type="radio"/> 0. No</p> <p><input type="radio"/> 1. Yes</p>	<input type="checkbox"/>
2	ADVANCE DIRECTIVES	<p>a. Advance Care Plan</p> <p><input type="radio"/> 0. Not Completed</p> <p><input type="radio"/> 1. Completed</p> <p>b. Other treatment restrictions</p> <p>Any treatment restrictions recorded?</p> <p><input type="radio"/> 0. No</p> <p><input type="radio"/> 1. Yes</p>	<input type="checkbox"/>

Coding Definitions:

MDS Item	Intent	Definition
1a	To determine whether a person has formal EPOA documentation, with identified attorney, in place, should it be required in the future. This is irrespective of its current status.	Legally drawn up documentation that is held by the representative(s).
1bi	To determine if the assessed adult has an <u>enacted</u> EPOA for personal care & welfare.	Has a Medical Practitioner written a formal certificate determining that the person is “mentally incapable” to make decisions regarding their own personal care/welfare? NB The assessor <u>must have sighted</u> and copied the legal document confirming the EPOA has been enacted/ activated in order to code “ 1 = yes”
1bii	To determine if the assessed adult has an <u>enacted</u> EPOA for finance.	Have they chosen to award responsibility for finances to a previously nominated person (donor)? EPOA must be able to view/provide the enacted document to be held on the person’s file or state where it is held.
1c	To determine if the assessed person has another individual who is legally responsible for the person’s personal care/welfare/property (e.g. Welfare guardian)?	Legal guardian—Someone who has been appointed after a court hearing and is authorized to make decisions for the person, including giving and withholding consent for medical treatment. Once appointed, the decision-making authority of the guardian may be revoked only by another court hearing. NB The assessor <u>must have sighted</u> and copied the legal document confirming the above.
2a	To determine whether the person has provided guidelines for how care should be rendered in the event that he or she becomes unable to communicate this information. Has the person identified, written down and told relevant persons about: Any treatments or types of care that he/she would or wouldn't want? If there was a choice, how and where would he/she like to spend their last days?	To record the legal existence of directives regarding treatment options for the person, whether made by the person or a legal proxy. Documentation must be available in the record for a directive to be considered current and binding. The absence of pre-existing directives for the person should prompt discussion by clinical staff with the person and family regarding the person’s wishes. Any discrepancies between the person’s current stated wishes and what is written in legal documents in the person’s file should be resolved immediately.
2b	To determine if the person has any other specific requirements when considering the management of their health conditions.	Does the person have religious protocols to be taken into consideration when providing treatment & interventions for the adult?

MDS ITEM	INCLUDE IN THE NOTES
1a EPOA	If no EPOA note if the family are in the process of drawing one up
1b EPOA-welfare-status	Copy of note from Client over view screen indicating the document has been sighted, who the EPOA is and where the copy of the document is held
1b EPOA-finance	Note who is the finance EPOA attorney for this person
1c Legal Guardianship	Note should include the formal title of the legal guardianship, and when it was activated.
2a Advance care Plan	Note to include any alterations from original document. Where the document is held and by whom.
2b Other treatment restrictions	Note to include details of these treatment restrictions e.g. no blood products for a person of Jehovah's Witness faith. Do Not Resuscitate

Client Overview Screen- complete outline of information:

Advance Directives

Tick items to be included

Advance Directives Details

Effective Date: 20/11/2016 07:43 AM

Entered by: Wheeler, Lynda National interRAI Training Entered for: Wheeler, Lynda National

Advanced Care Plan
 Do not hospitalize
 Do not resuscitate
 Feeding restrictions
 Legal Guardian
 Medication restrictions
 Organ donation
 Other treatment restrictions

EPOA for Welfare has been enacted. Copy of EPOA and enactment documents held on DHB E-File. Rory Jobs is EPOA for Welfare- 01 234 5678
 EPOA for Finance has been enacted. Martha Jobs & Kip Jobs are joint EPOA for finance. Martha - 02 134 5678
 Advance Directive held by Rory Jobs, copy on DHB E file

DEFINITIONS:

- i) **Legal Guardian** – Someone who has been appointed after a court hearing and is authorised to make decisions for the person, including giving and withholding consent for medical treatment.
- ii) **Other legal oversight** – Any legal programme, other than legal guardianship whereby someone other than the person participates in or makes decisions about a person’s health care and treatment.
- iii) **Enduring power of attorney/health care** – legally binding documentation that someone other than the person is legally responsible for health care decisions if the person becomes unable to make decisions. This document might also provide guidelines for the agent or proxy decision maker and may include instructions concerning the person’s wish for care. Unlike a guardianship, the person can revoke the durable power of attorney/health care proxy at any time.
- iv) **Enduring power of attorney/financial** – Legally binding documentation that someone other than the person is legally responsible for financial decisions if the person becomes unable to make decisions. Unlike a guardianship, the person can revoke the durable power of attorney/financial proxy at any time.
- v) **Family member responsible** – the person designates the immediate family or significant other(s) as responsible for decision making. Decisions-making responsibility may be shared by the person and family.