

## QUESTIONNAIRE FOR THE

### ADVANCE HEALTHCARE DIRECTIVE OF \_\_\_\_\_

(California Probate Code Section 4701)

#### Explanation

You have the right to give instructions about your own health care. You also have the right to name someone else to make health care decisions for you. This form lets you do either or both of these things. It also lets you express your wishes regarding donation of organs and the designation of your primary physician. If you use this form, you may complete or modify all or any part of it.

You are free to use a different form.

PART 1 of this form is a power of attorney for health care. Part 1 lets you name another individual as agent to make health care decisions for you if you become incapable of making your own decisions or if you want someone else to make those decisions for you now even though you are still capable. You may also name an alternate agent to act for you if your first choice is not willing, able, or reasonably available to make decisions for you. (Your agent may not be an operator or employee of a community care facility or a residential care facility where you are receiving care, or your supervising health care provider or employee of the health care institution where you are receiving care, unless your agent is related to you or is a coworker.)

Unless the form you sign limits the authority of your agent, your agent may make all health care decisions for you. This form has a place for you to limit the authority of your agent. You need not limit the authority of your agent if you wish to rely on your agent for all health care decisions that may have to be made. If you choose not to limit the authority of your agent, your agent will have the right to:

- (a) Consent or refuse consent to any care, treatment, service, or procedure to maintain, diagnose, or otherwise affect a physical or mental condition.
- (b) Select or discharge health care providers and institutions.
- (c) Approve or disapprove diagnostic tests, surgical procedures, and programs of medication.
- (d) Direct the provision, withholding, or withdrawal of artificial nutrition and hydration and all other forms of health care, including cardiopulmonary resuscitation.
- (e) Make anatomical gifts, authorize an autopsy, and direct disposition of remains.

PART 2 of this form lets you give specific instructions about any aspect of your health care, whether or not you appoint an agent. Choices are provided for you to express your wishes regarding the provision, withholding, or withdrawal of treatment to keep you alive, as well as the provision of pain relief. Space is also provided for you to add to the choices you have made or for you to write out any additional wishes.

PART 3 of this form lets you express an intention to donate your bodily organs and tissues following your death.

PART 4 of this form lets you designate a physician to have primary responsibility for your health care.

Our office will prepare this form with your expressed wishes for your signature. After you have executed the final form, you should give a copy of it to your physician, to any other health care providers you may have, to any health care institution at which you are receiving care, and to any health care agents you have named. You should talk to the person you have named as agent to make sure that he or she understands your wishes and is willing to take the responsibility.

You have the right to revoke this advance health care directive or replace this form at any time.

## PART 1

### POWER OF ATTORNEY FOR HEALTH CARE

**1.1 REVOCATION OF HEALTHCARE DIRECTIVES:** I hereby revoke all other powers of attorney for healthcare or personal decisions, or any advance healthcare directives, including a living will or directive to physicians, I may have made.

**1.2 DESIGNATION OF AGENT:** I designate the following individual as my agent to make health care decisions for me:

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(Name of individual you choose as agent)

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(Address)

(City)

(State)

(Zip code)

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(Home phone)

(Work phone)

**OPTIONAL:** If I revoke my agent's authority or if my agent is not willing, able, or reasonably available to make a health care decision for me, I designate as my first alternate agent:

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(Name of individual you choose as first alternate agent)

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(Address) (City) (State) (Zip code)

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(Home phone) (Work phone)

**OPTIONAL:** If I revoke the authority of my agent and first alternate agent or if neither is willing, able, or reasonably available to make a health care decision for me, I designate as my second alternate agent:

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(Name of individual you choose as second alternate agent)

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(Address) (City) (State) (Zip code)

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(Home phone) (Work phone)

**1.3 AGENT'S AUTHORITY:** My agent is authorized to make all health care decisions for me, including decisions to provide, withhold, or withdraw artificial nutrition and hydration and all other forms of health care to keep me alive, except as I state here:

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(Add additional sheets if needed.)

**1.4 WHEN AGENT'S AUTHORITY BECOMES EFFECTIVE:** My agent's authority becomes effective when my primary physician determines that I am unable to make my own health care decisions unless I mark the following box.

If I mark this box [ ], my agent's authority to make health care decisions for me takes effect immediately.

**1.5 AGENT'S OBLIGATION:** My agent shall make health care decisions for me in accordance with this power of attorney for health care, any instructions I give in PART 2 of this form, and my other wishes to the extent known to my agent. To the extent my wishes are unknown, my agent shall make health care decisions for me in accordance with what my agent determines to be in my best interest. In determining my best interest, my agent shall consider my personal values to the extent known to my agent.

**1.6 AGENT'S POST DEATH AUTHORITY:** My agent is authorized to make anatomical gifts, authorize an autopsy, and direct disposition of my remains, except as I state here or in PART 3 of this form:

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(Add additional sheets if needed.)

**1.7 NOMINATION OF CONSERVATOR:** If a conservator of my person needs to be appointed for me by a court, I nominate the agent designated in this form. If that agent is not willing, able, or reasonably available to act as conservator, I nominate the alternate agents whom I have named, in the order designated.

## PART 2

### INSTRUCTIONS FOR HEALTH CARE

*If you fill out this part of the form, you may strike any wording you do not want.*

**2.1 END-OF-LIFE DECISIONS:** I direct that my health care providers and others involved in my care provide, withhold, or withdraw treatment in accordance with the choice I have marked below:

**(a) AGENT TO DETERMINE** - My agent is authorized to prolong my life or not to prolong my life as he or she determines is appropriate for my condition at the time a decision to prolong my life or not to prolong my life is required.

**(b) CHOICE NOT TO PROLONG LIFE** - I do not want my life to be prolonged if (1) I have an incurable and irreversible condition that will result in my death within a relatively short time, (2) I become unconscious and, to a reasonable degree of medical certainty, I will not regain consciousness, or (3) the likely risks and burdens of treatment would outweigh the expected benefits, or

**(c) CHOICE TO PROLONG LIFE** - I want my life to be prolonged as long as possible within the limits of generally accepted health care standards.

**2.2 RELIEF FROM PAIN:** Except as I state in the following space, I direct that treatment for alleviation of pain or discomfort be provided at all times, even if it hastens my death:

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(Add additional sheets if needed.)

**2.3 OTHER WISHES:** (If you do not agree with any of the optional choices above and wish to write your own, or if you wish to add to the instructions you have given above, you may do so here.) I direct that:

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(Add additional sheets if needed.)

**PART 3**

**DONATION OF ORGANS AT DEATH  
(OPTIONAL)**

**3.1** Upon my death (mark applicable box):

(a) I give any needed organs, tissues, or parts, OR

(b) I give the following organs, tissues, or parts only:

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(Add additional sheets if needed.)

(c) My gift is for the following purposes (strike any of the following you do not want):  
(1) Transplant; (2) Therapy; (3) Research; and/or (4) Education

(d) I do not want to give any organs, tissues, or parts.

**PART 4**

**PRIMARY PHYSICIAN  
(OPTIONAL)**

**4.1** I designate the following physician as my primary physician:

\_\_\_\_\_  
(Name of physician)

\_\_\_\_\_  
(Address) (City) (State) (Zip code)

\_\_\_\_\_  
(Phone)

**OPTIONAL:** If the physician I have designated above is not willing, able, or reasonably available to act as my primary physician, I designate the following physician as my primary physician:

\_\_\_\_\_  
(Name of physician)

\_\_\_\_\_  
(Address) (City) (State) (Zip code)

\_\_\_\_\_  
(Phone)

**PART 5**

Please **print** here your preferred signature name \_\_\_\_\_