

PLANNING FOR ELDER CARE DECISION MAKING

	Procedure for Appointment	Revocation of Appointment	Reporting Requirements	Commencement of Responsibility	Responsibility of...
Health Care Surrogate	*Patient must be competent *Form must be signed in front of two subscribing adult witnesses	*Verbally or in writing	*None	*When physician determines that a patient lacks capacity to make decisions	<i>Surrogate</i> *Act for the principal and make decisions regarding health during periods of incapacity
Durable Powers of Attorney	*Patient must be competent *Form must be signed in front of two subscribing adult witnesses	*Patient Choice *Filing for determination of incapacity guardianship proceedings	*None	*Immediate or upon incapacity of patient if drafted correctly	<i>Agent</i> *As determined by patient - can cover all aspects of a patient's life or can be limited
Voluntary Guardianship	*Patient must be competent *Petition filed with court *Hearing in front of probate judge	*Patient may file notice with court	*Annual at minimum	*Issuance of order by probate judge	<i>Guardian</i> *As determined by patient - can cover all aspects of a patient's life or can be limited
Guardianship for Incapacitated Patient	*Petition filed with court *Three member medical panel will determine which rights patient is incapable of exercising *Hearing in front of probate judge	*Upon petition of interested party	*Annual at minimum	*Issuance of order by probate judge	<i>Guardian</i> *As determined by judge - can cover all aspects of a patient's life or can be limited

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