Top 10 Law & Bioethics

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Futility

SDM
VSED
Consent and Capacity Board

Prevention
Mediation

Surrogate swap
Intractable

Limits

Wanglie Golubchuk Watson S.S.

Stop LSMT without consent
CBO

Treat 'til transfer

Treat 'til transfer

The Lone Star State

CBO
"If surrogate directs [LST] ... provider ... not wish to provide ... shall nonetheless comply ... ."
Discrimination in Denial of Life Preserving Treatment Act

“Health care . . . may not be . . . denied if . . . directed by . . . surrogate”

H.B. 1403 (2013)

Safe Harbor®
“generally accepted health care standards”

Renal Physicians Association

1993 - 2003

SDM
<table>
<thead>
<tr>
<th>VSED</th>
<th>Voluntarily stopping eating &amp; drinking</th>
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<tbody>
<tr>
<td>VRFF</td>
<td>Voluntary refusal of food &amp; fluid</td>
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<tr>
<td>PRNH</td>
<td>Patient refusal of nutrition &amp; hydration</td>
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<tr>
<td>STED</td>
<td>Stopping eating &amp; drinking</td>
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<td>VTD</td>
<td>Voluntary terminal dehydration</td>
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Michael Miller
80yo retired surgeon
End-stage cancer

Able to take food & fluid by mouth

Deliberate decision to stop

Death from dehydration (7-14 days)
“From a legal standpoint . . . VSED is an option for individuals in all 50 states”

BUT “peer-reviewed literature does not reflect strong ethical consensus”

Legal “chill”
“necessaries of life”
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