

~~PART III. POWERS OF ATTORNEY FOR HEALTH CARE DECISIONS~~~~20A-413. POWER OF ATTORNEY FOR HEALTH CARE DECISIONS; PRIOR AND FOREIGN POWERS.~~

~~(A) EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, A PRIOR POWER OF ATTORNEY FOR HEALTH CARE DECISIONS VALID IN MARYLAND BEFORE OCTOBER 1, 1993 IS VALID AND MAY BE APPLIED ACCORDING TO ITS TERMS EVEN IF IT FAILS TO COMPLY WITH THE PROVISIONS OF THIS SUBTITLE.~~

~~(B) EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, A FOREIGN POWER OF ATTORNEY FOR HEALTH CARE DECISIONS VALID IN ANOTHER STATE IS VALID AND MAY BE APPLIED ACCORDING TO ITS TERMS EVEN IF IT FAILS TO COMPLY WITH THE PROVISIONS OF THIS SUBTITLE.~~

~~(C) NOTWITHSTANDING ANYTHING TO THE CONTRARY IN A POWER OF ATTORNEY FOR HEALTH CARE DECISIONS VALID UNDER THIS SUBSECTION, A HEALTH CARE AGENT ACTING UNDER THE POWER OF ATTORNEY IS SUBJECT TO §§ 20A-416 THROUGH 20A-419 OF THIS SUBTITLE.~~

~~20A-414. SAME; EFFECTIVENESS.~~

~~(A) UNLESS A POWER OF ATTORNEY FOR HEALTH CARE DECISIONS EXPRESSLY PROVIDES THAT IT IS EFFECTIVE IMMEDIATELY, A POWER OF ATTORNEY FOR HEALTH CARE DECISIONS BECOMES EFFECTIVE ONLY IF THE PRINCIPAL IS INCAPACITATED.~~

~~(B) UNLESS IT EXPRESSLY PROVIDES OTHERWISE, A POWER OF ATTORNEY FOR HEALTH CARE DECISIONS CONTINUES IN EFFECT DURING THE INCAPACITY OF THE PRINCIPAL.~~

~~20A-415. APPOINTMENT OF HEALTH CARE AGENT.~~

~~(A) (1) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, A PRINCIPAL MAY APPOINT ANY COMPETENT INDIVIDUAL AT LEAST 18 YEARS OLD AS A HEALTH CARE AGENT.~~

~~(2) A PRINCIPAL MAY:~~

~~(I) APPOINT MORE THAN ONE HEALTH CARE AGENT; AND~~

~~(II) SPECIFY THE PRIORITY AMONG HEALTH CARE AGENTS.~~

~~(B) THE FOLLOWING INDIVIDUALS MAY NOT SERVE AS A HEALTH CARE AGENT:~~

~~(1) THE ATTENDING PHYSICIAN OF THE PRINCIPAL OR AN EMPLOYEE OF THE ATTENDING PHYSICIAN; OR~~

~~(2) AN OWNER, OPERATOR, OR EMPLOYEE OF A HEALTH CARE FACILITY FROM WHICH THE PRINCIPAL IS RECEIVING HEALTH CARE.~~

~~(C) THE PROVISIONS OF SUBSECTION (B) OF THIS SECTION DO NOT APPLY IF:~~