

~~(2) FOR WHICH, TO A REASONABLE DEGREE OF MEDICAL CERTAINTY, TREATMENT WOULD BE MEDICALLY INEFFECTIVE. :~~

~~(1) THAT HAS CAUSED SEVERE AND PERMANENT DETERIORATION INDICATED BY INCOMPETENCY AND COMPLETE PHYSICAL DEPENDENCY; AND~~

~~(2) FOR WHICH, TO A REASONABLE DEGREE OF MEDICAL CERTAINTY, TREATMENT OF THE IRREVERSIBLE CONDITION WOULD BE MEDICALLY INEFFECTIVE.~~

(H) (J) "HEALTH CARE PRACTITIONER" MEANS:

(1) AN INDIVIDUAL LICENSED OR CERTIFIED UNDER THE HEALTH OCCUPATIONS ARTICLE TO PROVIDE HEALTH CARE; OR

(2) THE ADMINISTRATOR OF A HOSPITAL OR A PERSON DESIGNATED BY THE ADMINISTRATOR IN ACCORDANCE WITH HOSPITAL POLICY.

(H) (K) (1) "HEALTH CARE PROVIDER" MEANS A HEALTH CARE PRACTITIONER OR A FACILITY THAT PROVIDES HEALTH CARE TO INDIVIDUALS.

(2) "HEALTH CARE PROVIDER" INCLUDES AGENTS OR EMPLOYEES OF A HEALTH CARE PRACTITIONER OR A FACILITY THAT PROVIDES HEALTH CARE TO INDIVIDUALS.

(H) (L) (1) "INCAPABLE OF MAKING AN INFORMED DECISION" MEANS THE INABILITY OF AN ADULT PATIENT TO MAKE AN INFORMED DECISION ABOUT PROVIDING THE PROVISION, WITHHOLDING, OR WITHDRAWING WITHDRAWAL OF A SPECIFIC MEDICAL TREATMENT OR COURSE OF TREATMENT BECAUSE THE PATIENT IS UNABLE TO UNDERSTAND THE NATURE, EXTENT, OR PROBABLE CONSEQUENCES OF THE PROPOSED MEDICAL DECISION TREATMENT OR COURSE OF TREATMENT, IS UNABLE TO MAKE A RATIONAL EVALUATION OF THE BURDENS, RISKS AND BENEFITS OF ALTERNATIVES TO THAT DECISION THE TREATMENT OR COURSE OF TREATMENT, OR IS UNABLE TO COMMUNICATE THAT A DECISION.

(2) FOR THE PURPOSES OF THIS SUBTITLE, A PERSON COMPETENT INDIVIDUAL WHO IS MENTALLY COMPETENT AND ABLE TO COMMUNICATE BY MEANS OTHER THAN SPEECH MAY NOT BE CONSIDERED INCAPABLE OF MAKING AN INFORMED DECISION.

(K) ~~"INEVITABLY FATAL CONDITION" MEANS AN ADVANCED, PROGRESSIVE CONDITION CAUSED BY INJURY, DISEASE, OR ILLNESS AS A RESULT OF WHICH AN INDIVIDUAL:~~

~~(1) HAS ALREADY SUFFERED SEVERE DEBILITATION; AND~~

~~(2) TO A REASONABLE DEGREE OF MEDICAL PROBABILITY, WILL SUFFER FURTHER IRREVERSIBLE DETERIORATION UNTIL A MEDICALLY FORESEEABLE DEATH, WHETHER OR NOT LIFE SUSTAINING PROCEDURES ARE PROVIDED.~~

(M) "INTERESTED PERSON" MEANS: