



ADVANCE DIRECTIVES

What you need to know about Medical & Psychiatric Advance Directive

Shiawassee Health and Wellness (SHW) and Mid-State Health Network (MSHN) supports consumers' rights to their choices for Advance Directives where the law allows (42 C.F.R. 422.128).

The intent of this brochure is to help you with choices for medical care and/or psychiatric care. It will also explain how to designate another person(s) to make medical/psychiatric decisions for you in the event you are unable to make decisions for yourself.

If you need help with this information, you can contact your case manager and/or support staff or call Shiawassee Health and Wellness (SHW) Customer Service.

MEDICAL ADVANCE DIRECTIVE

What is a Medical Advance Directive?

A Medical Advance Directive is a legal document that lets healthcare providers know what your medical treatment choices are during certain medical emergencies. It is important to create a Medical Advance Directive before a medical emergency happens. Then, if there is an emergency and you are not able to say what treatment you do or do not want, the Medical Advance Directive would state your wishes.

A copy of your Advance Directive should be kept in your medical and behavioral health records, at your doctor's office, in your home, and with your patient advocate.

Who Can Have a Medical Advance Directive?

In the State of Michigan, an adult "of sound mind" may have a Medical Advance Directive. Therefore, if you have a guardian, or the court finds you are not able to make your own treatment decisions, you would not be able to have an Advance Directive.

Michigan law states that certain people may not witness an Advance Directive on your behalf. This includes guardian, spouses, other family members, healthcare workers or anyone who would get gifts/income at the time of your death.

How Would I Create a Medical Advance Directive?

There are forms that you may use to write a Medical Advance Directive. Your case manager and/or support staff may help you get the necessary forms or help to create one.

What is a Durable Power of Attorney?

A Durable Power of Attorney is a phrase often used with Medical Advance Directives. When you create an Advance Directive, you may also name who has the power to make decisions for you when you are not able to make decisions for yourself. The person is An agent or patient advocate. A Durable Power of Attorney is a Medical Advance Directive that states who your agent or patient advocate is and what types of decisions he/she can make on your behalf.

What is a Patient Advocate?

A patient advocate is the person you identify in your Advance Directive as the one who may make decisions about your medical and psychiatric care if you become unable to make medical or psychiatric decisions. Anyone who is 18 years or older, does not have a guardian, and is competent can be a patient advocate.

Must I have a Patient Advocate?

In most states, an Advance Directive is only valid if you have named a patient advocate/agent. Therefore, it is best to name one whenever possible.

PSYCHIATRIC ADVANCE DIRECTIVE

What is a Psychiatric Advance Directive? A Psychiatric Advance Directive is a legal document that tells healthcare providers that your treatment choices are during psychiatric emergencies. You create a Psychiatric Advance Directive before an emergency happens. Then, if there were a psychiatric emergency where you are not able to say what treatment you do or do not want, a Psychiatric Advance Directive would explain your wishes.

A copy of your Psychiatric Advance Directive should be kept in your medical/behavioral health records, at your doctor's office, in your home, and with your patient advocate.

Who Can Have a Psychiatric Advance Directive?

In the State of Michigan, an adult "of sound mind" may have a psychiatric Advance Directive. Therefore, if you have a guardian, or the court finds you are not able to make your own treatment decisions, you are not able to have a Psychiatric Advance Directive.

How Would I Create a Psychiatric Advance Directive?

There are forms that you may use to write a Psychiatric Advance Directive. Your case manager and/or support staff may help you get the necessary forms or help to create one or you may contact SHW Customer Service.

If I want a Medical Advance Directive and a Psychiatric Advance Directive, can I make one document?

Yes. You may decide to have one or the other, or no Durable Power of Attorney at all.

Michigan law requires that an Advance Directive is signed by witnesses:

No immediate family members, not your doctor, and not an employee of a hospital or community mental health program where you are receiving services. For instance, you may have friends, people you know, or neighbors as witnesses. It does not require a signature by a notary.

Important Things for You to Know:

- Any of these papers may be a permanent part of your clinical record. If you want them in your record, make sure your case manager and/or support staff has a copy.
- *If your case manager has any part of your Advance Directive, a copy of the plan must be in your clinical record.*
- *Make sure your case manager and/or support staff has the most current copy of your Advance Directive.*
- You may change or cancel your Advance Directive at any time. Remember it is important to tell your case manager and/or support staff of any changes to your Advance Directive, including if you cancel it.

Source: www.michigan.gov/mdhhs/0,5885,7-339-71547_2943_70663---,00.html (11/2017)

You have the right to have this information in a different language, type of print, or form. If you need this information in a different way or you need any other help, please call:

Michigan Relay Center

*For individuals with hearing-impairment,
hard-of-hearing or speech-impairment
Dial 711*

SHW Customer Services

1555 Industrial Drive
Owosso, MI 48867
(989) 723-6791 or (800) 622-4514
www.shiabewell.org

Mid-State Health Network

530 W. Ionia Street, Suite F
Lansing, MI 48933
(517) 657-3011 or (844) 405-3094
www.midstatehealthnetwork.org

*For more information, go to:
www.nrc-pad.org
www.michigan.gov/mdhhs*