

APA-1
4/18

TRANSMITTAL SHEET FOR NOTICE OF INTENDED ACTION

Control 420 Alabama Department of Public Health

Rule Number 420-2-1-.04

Rule Title Portable Physician Do Not Attempt Resuscitation Orders

New Amend Repeal Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare or safety? Yes

Is there a reasonable relationship between the state's police power and the protection of the public health, safety or welfare? Yes

Is there another, less restrictive method of regulation available that could adequately protect the public? No

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? No

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? N/A

Are all facts of the rulemaking process designed solely for the purpose of and so they have as their primary effect, the protection of the public? Yes

Does the proposed action relate to or affect in any manner any litigation which the agency is a party to concerning the subject matter of the proposed rule? No

Does the proposed rule have an economic impact? No

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of §41-22-23, Code of Alabama, 1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama, 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Services Agency.

Signature of Certifying Officer



Date

7/10/19

FORM APA2
10/17

STATE BOARD OF HEALTH
NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Department of Public Health

RULE NUMBER AND TITLE: 420-2-1-.04, Portable Physician Do Not Attempt Resuscitation Orders.

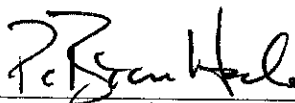
INTENDED ACTION: To add Pediatric Palliative and End of Life Care Orders.

SUBSTANCE OF PROPOSED ACTION: The Pediatric Palliative and End of Life (PPEL) Care Task Force was legislatively mandated with the enactment of House Bill 194. The task force is charged with developing a Pediatric Do Not Attempt Resuscitation form. The rules are being amended to address the orders for PPEL care.

TIME, PLACE, AND MANNER OF PRESENTING VIEWS: A public hearing will be held on August 22, 2019, at 9:00 a.m., at the RSA Tower, Suite 1540, 201 Monroe Street, Montgomery, AL 36104.

FINAL DATE FOR COMMENTS AND COMPLETION OF NOTICE: Written or oral comments will be received until the close of the record at 5:00 p.m., September 4, 2019. All comments and requests for copies of the proposed rules should be addressed to the contact person listed below.

CONTACT PERSON AT AGENCY: Stephen Wilson, Office of Emergency Medical Services, Department of Public Health, P.O. Box 303017, Montgomery, Alabama 36130-3017, (334) 206-5383.



P. Brian Hale, Agency Secretary

**420-2-1-.04 Portable Physician Do Not Attempt Resuscitation
(DNAR) and Pediatric Palliative and End of Life (PPEL) Care
Orders.**

EMSP are authorized to follow Portable Physician DNAR and PPEL Care Orders that are available, known to them, and executed in accordance with Rules 420-5-19-.02 and -.03. In honoring such orders ~~a portable DNAR~~, EMSP ~~may withhold resuscitative measures, but~~ shall not withhold comfort care, such as I.V. fluids, oxygen, suction, control of bleeding, administration of pain medication, and the provision of palliative and supportive care and comfort. In no event shall EMSP honor such orders ~~a portable DNAR~~ for any patient who is able to, and does express to such personnel the desire to be provided resuscitative measures.

Authors: William Crawford, M.D., Stephen Wilson

Statutory Authority: Code of Ala. 1975, §22-18-1, et. seq.

History: Repeal and New Rule: Filed March 16, 2017; effective April 30, 2017. Repeal and New Rule: Filed February 20, 2019; effective April 6, 2019. Amended: Filed XX-XX-XXXX.