

Appendix E

Durable DNR FACT SHEET

Information provided by the Virginia Office of EMS

Durable DNR Forms are NOT intended for use in admission or welcome packages. The Durable DNR Form shall be treated no differently than a blank prescription pad.

Virginia Certified EMS Providers Can Honor the Following Do Not Resuscitate (DNR) orders

1. **Virginia Durable Do Not Resuscitate (DNR) Orders** are the only do not resuscitate form issued by the Virginia Department of Health (VDH). Durable DNR Orders do not expire. They remain in effect until the patient or someone designated to act on the patient's behalf revokes the order. If the Virginia Durable DNR Order form is used in a health care facility, you must take the original order when you transport a patient. **Virginia EMS providers CANNOT honor a Living Will or a DNR from another state.**
2. **"Other" DNR Orders** is the term used to define a written physician's order to not resuscitate. **Virginia EMS providers can honor an original physician's order only when the patient is in a licensed health care facility.** This "Other" DNR Order may be on a form developed by the health care facility or any other type of written physician's order. An "Other" DNR order must contain the same information that is on the yellow state DNR form and be issued from a physician who has a bona fide physician/patient relationship. This other DNR Order must contain the patient's full legal name, state "Do Not Resuscitate" have the physician's and patient's signature or, if applicable, the person authorized to consent on the patient's behalf and the date the "Other" DNR Order was issued. **EMS providers will need to take the original "Other" DNR order with them when transporting a patient from one health care facility to another in order to honor the DNR should, the need arise.**

Nursing Homes and Hospices Do Not Have to Use the Yellow Durable DNR Form

1. **The Virginia Durable DNR Form is used primarily by EMS providers during prehospital events** (events occurring outside of licensed medical facilities). When responding to a call from a nursing home or hospice, the EMS provider only needs to be shown an **original** Do Not Resuscitate Order in a patient's chart. This written directive must be signed by the patient's doctor and dated. It can be as simple as the doctor writing it on his prescription pad. The EMS provider will indicate on his Pre-Hospital Patient Call Report form that he was shown a DNR order or told by the patient's doctor that the patient has one.
2. Authorized Alternate Durable DNR Orders (DNR Jewelry). Approved Durable DNR bracelets or necklaces can be honored in place of the Virginia Durable DNR Order form by EMS providers. After obtaining a Durable DNR Order form that has been signed by his/her physician, a patient can purchase an authorized Durable DNR bracelet or necklace from one of the

approved vendors listed below. The Office of EMS does not sell or distribute DDNR Jewelry. The patient must furnish the vendor with a copy of their Virginia Durable DNR Order Form.

Oneida Nameplate Company

Manchester, IA

Phone: 1 877 925-2586

E-mail: info@oneida-medical-jewelry.com

Appomattox Drug Store

Appomattox, VA

Phone: 1 800-330-7225

info@appomattoxdrugstore.com

If the patient is wearing a Virginia Durable DNR bracelet or necklace, Certified EMS Providers DO NOT have to see the Durable DNR Order form.

3. A Certified EMS Provider can follow a direct verbal order by a physician, who is physically present and in attendance and willing to assume responsibility for the patient at the time of death

Who Can Request Durable Do Not Resuscitate (DNR) Forms

1. Durable DNR Forms are available only to physicians and to any facility, program or organization operated or licensed by the Board of Health or by the Department of Mental Health, Mental Retardation and Substance Abuse Services or operated, licensed or owned by another state agency. The Virginia Department of Health cannot issue a Durable DNR Order Form directly to a patient. It can only be issued by a physician to a patient with whom there is a bona fide physician/patient relationship. It is this physician's responsibility to discuss information on the Durable DNR Form with the patient or the person authorized to consent on the patient's behalf. The OEMS Website has sample **Durable DNR Forms for the use in admission or welcome packages so please do not use original Durable DNR Forms for this purpose.**

How to Order Durable DNR Forms

To order Durable DNR forms, fax your request, on Physician or Health Care Agency's letterhead or a Durable DNR request form, to the Office of EMS at **804 864-7580**. Orders cannot be filled over the telephone. **(Requests for quantities greater than 100 may require proof of need)**

For more information on the Virginia Durable DNR Order program, visit the Office of EMS

Web site: <http://www.vdh.virginia.gov/oems/ddnr/ddnr.asp>

This Web site includes:

1. DDNR Fact Sheet
2. How to Fill Out the Durable Do Not Resuscitate Form
3. How to Request Durable Do Not Resuscitate Forms
4. How to Purchase DDNR Bracelets and Necklaces
5. DDNR Sample form (pdf)
6. Virginia Durable DNR Request Form
7. The applicable Virginia laws (Code of Virginia) related to DDNR
8. Virginia Durable DNR Regulations

Applicable Virginia State Statutes:

Virginia Administrative Code Title 12 – Agency 5 - Department of Health; Chapter 66- Regulations Governing Durable Do Not Resuscitate Orders

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| 12VAC5-66-10 | Definitions . |
| | http://leg1.state.va.us/cgi-bin/legp504.exe?000+reg+12VAC5-66-10 |
| 12VAC5-66-20 | Authority for regulation . |
| | http://leg1.state.va.us/cgi-bin/legp504.exe?000+reg+12VAC5-66-20 |
| 12VAC5-66-30 | Purpose for regulation . |
| | http://leg1.state.va.us/cgi-bin/legp504.exe?000+reg+12VAC5-66-30 |
| 12VAC5-66-40 | The Durable Do Not Resuscitate Order Form |
| | http://leg1.state.va.us/cgi-bin/legp504.exe?000+reg+12VAC5-66-40 |
| 12VAC5-66-50 | Authorized alternate Durable DNR <u>jewelry</u> . |
| | http://leg1.state.va.us/cgi-bin/legp504.exe?000+reg+12VAC5-66-50 |
| 12VAC5-66-60 | Other DNR Order . |
| | http://leg1.state.va.us/cgi-bin/legp504.exe?000+reg+12VAC5-66-60 |
| 12VAC5-66-70 | Issuance of a Durable DNR Order <u>Form or Other DNR Order</u> |
| | http://leg1.state.va.us/cgi-bin/legp504.exe?000+reg+12VAC5-66-70 |
| 12VAC5-66-80 | Durable DNR Order <u>Form</u> Implementation procedures |
| | http://leg1.state.va.us/cgi-bin/legp504.exe?000+reg+12VAC5-66-80 |
| Forms | |
| | http://leg1.state.va.us/cgi-bin/legp504.exe?000+reg+12VAC5-66-9998 |

Virginia's do not resuscitate order, passed by the Virginia General Assembly, allows emergency medical services providers to honor a patient's request for humane comfort measures, while avoiding resuscitation in the event of cardiac or respiratory arrest. Emergency Durable DNR Regulations, passed in 1999, became final on March 27, 2002. Anyone, including minors, is eligible for a Virginia Durable DNR Order