**STATE OF WEST VIRGINIA**

**MEDICAL POWER OF ATTORNEY**

The Person I Want to Make Health Care Decisions
For Me When I Can’t Make Them for Myself

Dated: [DATE OF AGREEMENT]

I, [NAME OF PRINCIPAL],

*(Insert your name)*

hereby appoint as my representative to act on my behalf to give, withhold, or withdraw informed consent to health care decisions in the event that I am unable to do so myself.

# The person I choose as my representative is:

 [NAME OF ATTORNEY-IN-FACT]

[ADDRESS OF ATTORNEY-IN-FACT]

PHONE NUMBER OF ATTORNEY-IN-FACT]

**If my representative is unable, unwilling or disqualified to serve, then I appoint as my successor representative:**

[NAME OF SUCCESSOR ATTORNEY-IN-FACT]

[ADDRESS OF SUCCESSOR ATTORNEY-IN-FACT]

PHONE NUMBER OF SUCCESSOR ATTORNEY-IN-FACT]

This appointment shall extend to, but not be limited to, health care decisions relating to medical treatment, surgical treatment, nursing care, medication, hospitalization, care and treatment in a nursing home or other facility, and home health care. The representative appointed by this document is specifically authorized to be granted access to my medical records and other health information and to act on my behalf to consent to, refuse, or withdraw any and all medical treatment or diagnostic procedures, or autopsy if my representative determines that I, if able to do so, would consent to, refuse, or withdraw such treatment or procedures. This authority shall include, but not be limited to, decisions regarding the withholding or withdrawal of life-prolonging interventions.

I appoint this representative because I believe this person understands my wishes and values and will act to carry into effect the health care decisions that I would make if I were able to do so, and because I also believe that this person will act in my best interest when my wishes are unknown. It is my intent that my family, my physician, and all legal authorities be bound by the decisions that are made by the representative appointed by this document, and it is my intent that these decisions should not be the subject of review by any health care provider or administrative or judicial agency.

It is my intent that this document be legally binding and effective and that this document be taken as a formal statement of my desire concerning the method by which any health care decision should be made on my behalf during any period when I am unable to make such decisions.

In exercising the authority under this medical power of attorney, my representative shall act consistently with my special directives or limitations as stated below.

**SPECIAL DIRECTIVES OR LIMITATIONS ON THIS POWER:** (Comments about tube feedings, breathing machines, cardiopulmonary resuscitation, dialysis, mental health treatment, funeral arrangements, autopsy, and organ donation may be placed here. My failure to provide special directives or limitations does not mean I want or refuse certain treatments.)

 [DESCRIBE ANY LIMITATIONS ON POWER OF ATTORNEY]

**THIS MEDICAL POWER OF ATTORNEY SHALL BECOME EFFECTIVE ONLY UPON MY INCAPACITY TO GIVE, WITHHOLD, OR WITHDRAW INFORMED CONSENT TO MY OWN MEDICAL CARE.**

[\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_](http://www.esign.com/)

Signature of Principal

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Address of Principal

I did not sign the principal’s signature above. I am at least 18 years of age and am not related to the principal by blood or marriage. I am not entitled to any portion of the estate of the principal or to the best of my knowledge under any will of the principal or codicil thereto, nor legally responsible for the costs of the principal’s medical or other care. I am not the principal’s attending physician, nor am I the representative or successor representative of the principal.

Witness: DATE:

Witness:DATE:

STATE OF WEST VIRGINIA

COUNTY OF [COUNTY NAME]

I,[NOTARY NAME], a Notary Public of said County, do certify that [PRINCIPAL NAME], as principal, and [WITNESS 1 NAME] and [WITNESS 2 NAME], as witnesses, whose names are signed to the writing above bearing date [DATE OF SIGNING], have this day acknowledged the same before me.

Given under my hand [DATE OF SIGNING]. My commission expires: [DATE COMMISSION EXPIRES]

[\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_](http://www.esign.com/)

Notary Public