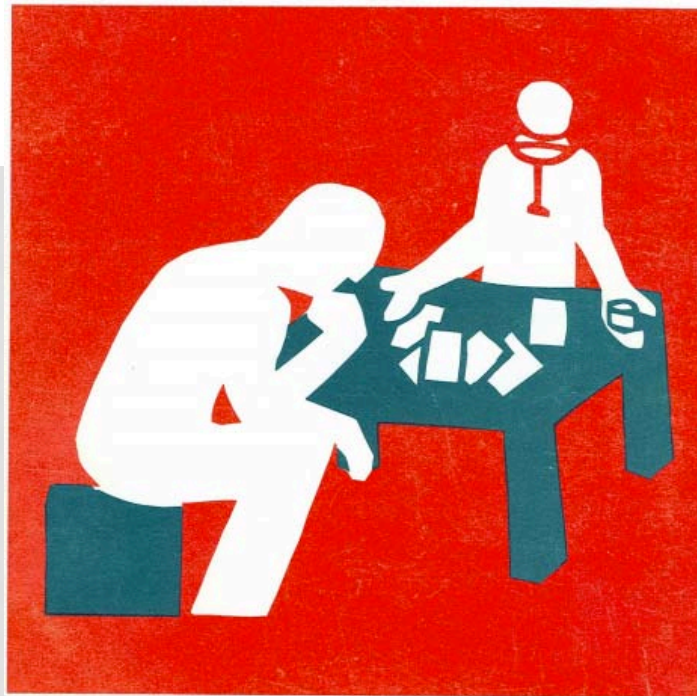


Making Health Care Decisions

Volume One: Report

The Ethical and
Legal Implications of
Informed Consent in the
Patient-Practitioner
Relationship



President's Commission for the Study of
Ethical Problems in Medicine and
Biomedical and Behavioral Research





President's Commission

- First time Shared decision making mentioned
- Informed consent is ethical obligation that involves SDM and rooted upon mutual respect
- Foundation is based on open , honest transparent communication
- **NOT** a ritualistic signature on a written form
- Patient entitled to accept of reject medical interventions based on **personal values**

Key Aspects of Legislation

Priority - preference sensitive care- 3506

1. Produce patient decision aids
2. Set quality standards & certify decision aids
3. Create Shared Decision Making Resource Centers
4. Provider development, use and assessment of SDM techniques using certified decision aids





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Perspective

Shared Decision Making to Improve Care and Reduce Costs

Emily Oshima Lee, M.A., and Ezekiel J. Emanuel, M.D., Ph.D.

N Engl J Med 2013; 368:6-8 | January 3, 2013 | DOI: 10.1056/NEJMp1209500



Section 3021 CMS Innovation Center

- Test innovative payment models to reduce expenditures and to enhance quality of care.
 - 18 different models
- 9) *“Assisting applicable individuals in making informed health care choices by paying providers for using patient decision support tools that improve individual understanding of medical options”*



Health Policy Reasons for Adoption of SDM on Large Scale

- Ethical imperative to do the right thing
- Perfected Informed Consent-Aligning preferences, values and lifestyle with individual's clinical decision- explicitly recognized
- Conservative Utilization of surgical interventions



Health Policy Reasons for Adoption of SDM on Large Scale

- Transparency
- Engaging Patients, Providers, Health Policy makers
- SDM embedded in clinical work flow
- Mechanisms for payment and measuring that it has SDM has occurred
- Perfection should not be enemy of the good

