

Lamb, raised by Senator Lindsay, the triggering mechanism in the living will, which is a statutory right, unlike your Cruzan rights, is an incurable and irreversible medical condition that's going to lead to death in a relatively short time. In the event some medical technology past the time that you create the living will creates a curable disease, a cure has been found, a reversible method has been found, the triggering mechanism doesn't exist in the living will. So with respect to the making out at one period of time a living will and then some kind of a cure comes about, that will mean that the living will will not apply, in fact, you're obligated at that point to follow the cure, or you're obligated to use a different way of proving what the desire of the individual is to withdraw treatment. Cruzan rights, family obligations, statement of the patient, all of those are still available but the living will is no longer available. Why? Because the triggering mechanism no longer exists. You've got a cure, can't use the living will. Secondly, let me just complete, I think, my discussion with Senator Kristensen about the matter of nutrition. Again, what the bill says is this, if nutrition...and this is the mechanical use of nutrition, and, by the way, when that tube which is used to force feed you is run through your nose and back down your body, even in states of a comatose state, as according to Senator...I'm sorry, to Justice O'Connor's opinion in Cruzan, the body is usually forced to be strapped down because it fights the tube being put in. That's how much of an intrusion is being made into the body by this kind of a mechanism. In that kind of intrusion, if that intrusion is done for the purpose of alleviation of comfort care, the living will will not apply. If it's done for another purpose other than that, then the living will can speak to the question. If you wish to build in instructions, very careful instructions, you can draft a living will in many, many different ways. I have so many papers here it may be hard to find it. Here's a medical directive suggested by the Harvard Medical School. It has...three pages long and it describes resuscitation, mechanical breathing, artificial nutrition and hydration and a wide variety of other things that an individual gets to annotate and give to their doctor. You can draft one of these as sensitively as you wish. Senator Lamb can draft that living will of his as sensitively as he wishes. He may revoke it at any time and there's very broad latitude to revoke a living will. In the event he has a different mechanism, like a durable power of attorney, he's welcome to use it. The point is that not everyone has or may not wish to, as Senator Beutler pointed out, force this or give this burden to