

42 C.F.R. § 2.15

Patients who lack capacity and deceased patients.

(a) *Adult patients who lack capacity to make health care decisions—(1) Adjudication by a court.* In the case of a patient who has been adjudicated as lacking the capacity, for any reason other than insufficient age, to make their own health care decisions, any consent which is required under the regulations in this part may be given by the personal representative.

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