



EMIHS 5-minute Lineup Drill

Can a patient in police custody refuse EMS care?

People in police custody
(who are not being
Emergency Petitioned)
who have the **medical
capacity to make
decisions** have the right to
refuse medical treatment
and/or transport (e.g.,
*arrested for a crime – not
suicidal*)



Consult as necessary for
High-Risk Refusals

Remember...

An individual being Emergency Petitioned cannot refuse and they must remain in police custody. They can be transported to a hospital-based emergency department via a patrol car or by us when accompanied by police.

What determines an individual's medical decision capacity?

- ✓ Understanding
- ✓ Appreciation
- ✓ Reasoning
- ✓ Expressing a choice



Maryland protocol lists five conditions under which people are incapable of making medical decisions.

Do you know all five? [Click here!](#)