

## Ethics of Cardiac Transplantation in Hypoplastic Left Heart Syndrome

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Published online: 25 April 2009

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There has long been debate among experts in the care of infants born with hypoplastic left heart syndrome (HLHS) as to whether orthotopic heart transplantation or cardiac reconstruction is preferable as the primary approach [1, 15]. Many centers now favor the reconstructive techniques (Norwood-type procedure); however, several centers continue to offer cardiac transplantation as a primary treatment. By the late 1990s, approximately 50% of children born with HLHS in the United States underwent cardiac reconstruction (studies indicate that approximately 35% of infants born with HLHS in the United States underwent cardiac reconstruction and survived to hospital discharge [9, 14] and that the rate of survival to discharge postreconstruction was approximately 70% [5, 6, 12, 17, 20, 27, 28], yielding a calculated value of 50% undergoing reconstruction), approximately 5% underwent cardiac transplantation (with an additional 2% dying while on the transplant waiting list) [9, 10, 14], and the remaining patients (approximately 45%) received palliative treatment (previously referred to as comfort care without surgery [18]). More recent data have not been published; therefore, the current percentages treated with each option is unknown.

In 2007, the American Heart Association Council on Cardiovascular Disease in the Young, the Councils on Clinical Cardiology, Cardiovascular Nursing, and Cardiovascular Surgery and Anesthesia, and the Quality of Care and Outcomes Research Interdisciplinary Working Group issued a consensus statement on indications for heart transplantation in children [7]. The authors of the consensus

statement noted that improved survival with cardiac reconstruction and the limited number of available donor hearts has “led to a decreased use of heart transplantation as primary therapy for HLHS” [7]; however, the decision whether to offer transplantation as primary therapy remains vested with the individual healthcare providers and their assessment of the best interests of their patient. Although it appears that most centers currently recommend reconstruction as the primary approach, a significant number continue to offer parents transplantation as one option for primary treatment [31]. Therefore, in many cases, infants with HLHS are treated primarily with cardiac transplantation based on the providers’ and parents’ beliefs that such treatment might represent even a slightly better option for that child over reconstruction. Although such decision making is consistent with the best interest standard, I will argue that when viewed from the perspective of the larger society, where issues of social justice must be considered, such allocation of a limited resource is inappropriate.

Approximately one-quarter of infants with HLHS who are listed for heart transplantation die before a heart becomes available, and the 5-year survival among those who undergo transplantation is approximately 70% [10]. Based on these figures, the 5-year survival rate on an intention-to-treat basis is approximately 50% for transplantation. Further, because the 10-year graft survival is less than 50% [23, 29], children who undergo heart transplantation will likely need another transplant every 10–15 years. With such a high mortality rate among these and other children awaiting a donor heart, it is understandable that healthcare providers continue to look for expanded opportunities to increase the donor pool (e.g., using hearts from infants who died from cardiocirculatory causes [4]).

The other predominant surgical approach for these infants is the three-staged reconstructive technique

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consisting of the Norwood procedure in the neonatal period, followed by the Glenn procedure at 3–6 months of life, and, finally, by the Fontan procedure between 3 and 5 years of age. The 5-year survival for infants whose parents opt for cardiac reconstruction is reported to be approximately 70% [2, 26], however some predict that the current survival is even greater than has been reported in the literature [30].

Regardless of the intervention chosen, survivors often experience unwanted sequelae. Infants with HLHS are at risk of abnormal brain development in utero, with approximately 25% of these infants being born with a head circumference in the lowest 10th percentile and an additional 25% having a head circumference in the 10th–20th percentile [25]. Further, survivors of both procedures are at risk of neurodevelopmental delay, with mean IQ scores of 86 (SD: 14; range: 57–115) [21]. Approximately 35% of survivors have borderline mental retardation and an additional 18% have IQ scores below 70 regardless of surgical approach [19]. Survivors of both approaches also have significant limitations on their physical activity [13, 22, 24], require multiple admissions to the hospital and repeated procedures that might be frightening and painful for the child, and experience other negative physical and emotional effects. Studies comparing outcomes and sequelae for infants treated with these two approaches have demonstrated differences in the types of sequelae; however, there appears to be no clear benefit of one approach over the other [16, 21]. Therefore, although some experts continue to debate which approach is superior, it is clear that there is no compelling evidence that cardiac transplantation is necessarily superior to cardiac reconstruction.

Unlike newborns with HLHS, some infants have no other alternative. Children with end-stage cardiomyopathy, severe noncompaction syndrome, and other terminal heart defects cannot survive unless they receive a donor heart. On the whole, infants with HLHS can be equally well treated with either transplantation or reconstructive surgery; therefore, infants with other diagnoses who have no reasonable alternative should receive priority over infants with HLHS for donor hearts. Indeed, there are more than twice as many infants added to the heart waiting list annually compared to the number of new donors [7], and approximately 50 infants die annually while awaiting a donor heart [11]. Perhaps if society were to use this scarce resource more wisely, with priority given to non-HLHS infants and primarily employing cardiac reconstruction for HLHS, we could reduce the overall number of infants who die each year. In their recent report, the Denver group noted that nine infants met donation criteria; however, they were unable to donate due to lack of an appropriate recipient [4]. These data demonstrate that even if priority were given to non-HLHS infants, there might be instances in

which a heart is made available to an infant with HLHS for primary treatment because no other suitable recipient is identified. Further, there might be cases when reconstructive surgery fails, and transplantation becomes the only reasonable rescue therapy for an infant with HLHS. In such cases, giving an infant with HLHS equal access to donor hearts would be reasonable.

The standard used in pediatric decision making is that of the child's best interest. Clinicians and parents are charged with using the best interest standard when making decisions for individual infants, although some have argued that parents might give some weight to the interests of other family members [3, 8]. Although data suggest similar burdens of sequelae for survivors regardless of the treatment employed, the types of sequelae differ significantly, with transplant recipients being at higher risk for hypertension, renal dysfunction, infections, and rejection and Norwood survivors being at higher risk of requiring anti-congestive medications and interventional catheterizations [16]. Further, parents must weigh how other aspects of care might affect their family (e.g., many transplant centers require that families who live in remote areas relocate closer to the facility for a significant period of time post-transplantation). Individual practitioners and centers might also have biases favoring one approach over the other, and such biases might lead to greater experience, and therefore improved outcomes, with one approach. It might therefore be very appropriate for individual parents to judge that transplantation is the best option for their child.

Although such an approach to decision making is appropriate and expected for parents and healthcare providers, when viewing the healthcare system as a whole one must also consider issues of social justice. The United Network for Organ Sharing (UNOS) is charged with allocation of organs, and unlike clinicians caring for individual patients, UNOS must create policies that consider the interests of not only individual patients but also the interests of society as a whole. Therefore, UNOS might create policies that balance individual and societal interests and has done so in the past. Given that (1) for one group of infants (those with HLHS) there is no clear advantage for employing transplantation as the primary approach, (2) for another group of infants (e.g., those with end stage cardiomyopathy) transplantation is the only viable option, and (3) donor hearts are a scarce resource, the only tenable alternative is to give priority to infants who cannot be treated by any means other than transplantation. To be clear, however, such a decision should only be made on a broad basis with applicability nationally. UNOS would need to change policy regarding how organs are allocated. It would be inappropriate for individual practitioners to make such decisions independently because to do so would likely lead to significant disparities in healthcare provision

and would violate the best interest standard as applied to individual patients.

Such a policy change might initially adversely affect a small number of infants (e.g., infants born at a transplantation center where the surgeons have little experience performing the Norwood procedure would likely have a lower survival rate when compared to the center's current, posttransplantation, survival rate); however, as centers gain experience with the Norwood procedure, such adverse effects would be significantly diminished. With approximately 50 deaths annually due to lack of available donor hearts, one would expect that the implementation of a policy giving priority to non-HLHS infants and encouraging the Norwood procedure as primary life-prolonging treatment for infants with HLHS would save many lives. Although the goal of parents and clinicians is, and should be, acting in the best interest of the individual child, as a society we must take a wider view.

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