

House Bill 1394 (AS PASSED HOUSE AND SENATE)

By: Representatives Harbin of the 80<sup>th</sup>, Powell of the 23<sup>rd</sup>, McBee of the 74<sup>th</sup>, Heard of the 75<sup>th</sup>, and DeLoach of the 127<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Chapter 5 of Title 43 of the Official Code of Georgia Annotated, relating to  
2 athletic trainers, so as to provide that students, teachers, or other persons who serve as  
3 athletic trainers for a public or private elementary school or high school in this state must be  
4 licensed as an athletic trainer; to provide an exception for a student-trainer, assistant-trainer,  
5 or similar person who functions under the advice, consent, and supervision of a physician or  
6 a licensed athletic trainer; to provide for related matters; to repeal conflicting laws; and for  
7 other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 Chapter 5 of Title 43 of the Official Code of Georgia Annotated, relating to athletic trainers,  
11 is amended by striking paragraph (2) of Code Section 43-5-1, relating to definitions, and  
12 inserting in lieu thereof a new paragraph (2) to read as follows:

13 "(2) 'Athletic trainer' means a person with specific qualifications, as set forth in Code  
14 Section 43-5-7 and 43-5-8 who, upon the advice and consent of a physician, carries out  
15 the practice of prevention, recognition, evaluation, management, disposition, treatment,  
16 or rehabilitation of athletic injuries; and, in carrying out these functions, the athletic  
17 trainer is authorized to use physical modalities, such as heat, light, sound, cold,  
18 electricity, or mechanical devices related to prevention, recognition, evaluation,  
19 management, disposition, rehabilitation, and treatment. ~~The term 'athletic trainer' shall  
20 not include any student, teacher, or other person who serves as an athletic trainer for an  
21 elementary school or high school, either public or private, within this state."~~

22 **SECTION 2.**

23 Said chapter is further amended by striking Code Section 43-5-7, relating to license  
24 requirements for persons engaged as athletic trainers, and inserting in lieu thereof a new  
25 Code Section 43-5-7 to read as follows:

1 "43-5-7.  
2 No person shall hold himself or herself out as an athletic trainer or perform, for  
3 compensation, any of the activities of an athletic trainer, as defined in this chapter, without  
4 first obtaining a license under this chapter; provided, however, that nothing in this chapter  
5 shall be construed to prevent any person from serving as a student-trainer, assistant-trainer,  
6 or any similar position if such service is not primarily for compensation and is carried out  
7 under the advice, consent, and supervision of a physician or a licensed athletic trainer."

8 **SECTION 3.**

9 All laws and parts of laws in conflict with this Act are repealed.