

The Senate Health and Human Services Committee offered the following substitute to HB 69:

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 31-39-4 of the Official Code of Georgia Annotated, relating to  
2 persons authorized to issue an order not to resuscitate, so as to provide for an attending  
3 physician to issue an order not to resuscitate a candidate for nonresuscitation without  
4 concurrence by another physician under certain conditions; to provide for related matters; to  
5 repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

7 Code Section 31-39-4 of the Official Code of Georgia Annotated, relating to persons  
8 authorized to issue an order not to resuscitate, is amended by revising subsection (c) as  
9 follows:  
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11 "(c) The appropriate authorized person may, after being informed of the provisions of this  
12 Code section, consent orally or in writing to an order not to resuscitate for an adult  
13 candidate for nonresuscitation; provided, however, that such consent is based in good faith  
14 upon what such authorized person determines such candidate for nonresuscitation would  
15 have wanted had such candidate for nonresuscitation understood the circumstances under  
16 which such order is being considered. Where such authorized person is an agent under a  
17  durable power of attorney for health care or health care agent under an advance directive  
18  for health care appointed pursuant to Chapter 32 of this title, the attending physician may  
19  issue an order not to resuscitate a candidate for nonresuscitation pursuant to the  
20  requirements of this chapter without the concurrence of another physician, notwithstanding  
21  the provisions of paragraph (4) of Code Section 31-39-2."

**SECTION 2.**

22 All laws and parts of laws in conflict with this Act are repealed.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