

Senate Bill 437

By: Senators Payne of the 54th, Thompson of the 14th, Harbin of the 16th, Ligon, Jr. of the 3rd, Shafer of the 48th and others

AS PASSED SENATE

**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 order not to resuscitate, so as to revise parental requirement for
3 consent; to provide for related matters; to repeal conflicting laws; and for other purposes.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

5 **SECTION 1.**

6 Code Section 31-39-4 of the Official Code of Georgia Annotated, relating to persons
7 authorized to issue order not to resuscitate, is amended by revising subsection (d) as follows:

8 "~~(d) Any parent may consent orally or in writing to an order not to resuscitate for his or her~~
9 ~~minor child when such child is a candidate for nonresuscitation.~~ When a minor child is a
10 candidate for nonresuscitation, an order not to resuscitate may be issued only with the oral
11 or written consent of the minor's parent, unless an exception applies pursuant to
12 subsection (e) of this Code section. If in the opinion of the attending physician the minor
13 is of sufficient maturity to understand the nature and effect of an order not to resuscitate,
14 then no such order shall be valid without the assent of such minor."

15 **SECTION 2.**

16 All laws and parts of laws in conflict with this Act are repealed.