

The House Committee on Judiciary offers the following substitute to SB 104:

A BILL TO BE ENTITLED  
AN ACT

1 To amend Chapter 39 of Title 31 of the Official Code of Georgia Annotated, relating to  
2 cardiopulmonary resuscitation, so as to revise parental requirement for consent; to revise a  
3 definition; 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 Chapter 39 of Title 31 of the Official Code of Georgia Annotated, relating to  
7 cardiopulmonary resuscitation, is amended in Code Section 31-39-2, relating to definitions,  
8 by revising paragraph (10) to read as follows:

9 "(10) 'Parent' means a parent who has custody of a minor ~~or is the parent of~~ or person  
10 with legal authority to act on behalf of a minor or is the parent of an adult without  
11 decision-making capacity."

12 **SECTION 2.**

13 Said chapter is further amended in Code Section 31-39-4, relating to persons authorized to  
14 issue order not to resuscitate, by revising subsection (d) as follows:

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

22 **SECTION 3.**

23 All laws and parts of laws in conflict with this Act are repealed.