

Senate Bill 114

By: Senators Hufstetler of the 52nd and Kirk of the 13th

**AS PASSED SENATE**

**A BILL TO BE ENTITLED**

**AN ACT**

1 To amend Code Section 43-34-25 of the Official Code of Georgia Annotated, relating to  
2 delegation of certain medical acts to advanced practice registered nurses, so as to revise  
3 provisions relating to the number of advanced practice registered nurses a delegating  
4 physician can enter into a protocol agreement with at any one time; to provide for related  
5 matters; to repeal conflicting laws; and for other purposes.

6 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

7 **SECTION 1.**

8 Code Section 43-34-25 of the Official Code of Georgia Annotated, relating to delegation of  
9 certain medical acts to advanced practice registered nurses, is amended by revising  
10 subsection (g) as follows:

11 "(g) A delegating physician may not enter into a nurse protocol agreement pursuant to this  
12 Code section with more than four advanced practice registered nurses at any one time,  
13 except this limitation shall not apply to an advanced practice registered nurse ~~that~~ who is  
14 practicing:

15 (1) In a hospital licensed under Title 31;

16 (2) In any college or university as defined in Code Section 20-8-1;

17 (3) In the Department of Public Health;

18 (4) In any county board of health;

19 (4.1) In any community service board;

20 (5) In any free health clinic;

21 (6) In a birthing center;

22 (7) In any entity:

23 (A) Which is exempt from federal taxes pursuant to Section 501(c)(3) of the Internal  
24 Revenue Code, as defined in Code Section 48-1-2, and primarily serves uninsured or  
25 indigent Medicaid and medicare patients; or

26 (B) Which has been established under the authority of or is receiving funds pursuant  
27 to 42 U.S.C. Section 254b or 254c of the United States Public Health Service Act;

- 28 (8) In any local board of education which has a school nurse program; or  
29 (9) In a health maintenance organization that has an exclusive contract with a medical  
30 group practice and arranges for the provision of substantially all physician services to  
31 enrollees in health benefits of the health maintenance organization."

32 **SECTION 2.**

33 All laws and parts of laws in conflict with this Act are repealed.