

Chapter 362

H.B. No. 3024

AN ACT

1  
2 relating to the removal of a public school student from an  
3 interscholastic athletic activity on the basis of a suspected  
4 concussion.

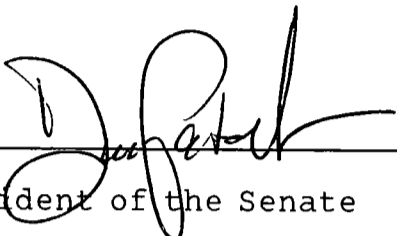
5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

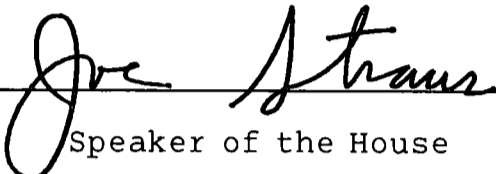
6 SECTION 1. Section 38.156, Education Code, is amended to  
7 read as follows:

8 Sec. 38.156. REMOVAL FROM PLAY IN PRACTICE OR COMPETITION  
9 FOLLOWING CONCUSSION. A student shall be removed from an  
10 interscholastic athletics practice or competition immediately if  
11 one of the following persons believes the student might have  
12 sustained a concussion during the practice or competition:


- 13 (1) a coach;  
14 (2) a physician;  
15 (3) a licensed health care professional; [~~or~~]  
16 (4) a person licensed under Chapter 201, Occupations  
17 Code; or  
18 (5) the student's parent or guardian or another person  
19 with legal authority to make medical decisions for the student.

20 SECTION 2. This Act takes effect immediately if it receives  
21 a vote of two-thirds of all the members elected to each house, as  
22 provided by Section 39, Article III, Texas Constitution. If this  
23 Act does not receive the vote necessary for immediate effect, this  
24 Act takes effect September 1, 2017.

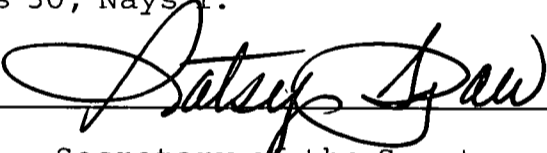
  
\_\_\_\_\_  
President of the Senate

  
\_\_\_\_\_  
Speaker of the House

I certify that H.B. No. 3024 was passed by the House on May 2, 2017, by the following vote: Yeas 145, Nays 0, 2 present, not voting.

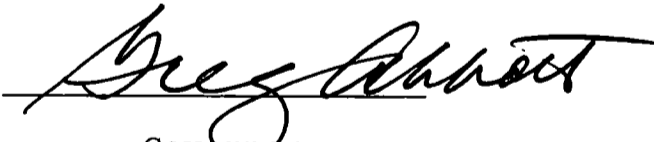
  
\_\_\_\_\_  
Chief Clerk of the House

I certify that H.B. No. 3024 was passed by the Senate on May 23, 2017, by the following vote: Yeas 30, Nays 1.


  
\_\_\_\_\_  
Secretary of the Senate

APPROVED: 5-31-2017

Date

  
\_\_\_\_\_  
Governor

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE  
11:00 AM O'CLOCK

JUN 01 2017  
  
\_\_\_\_\_  
Secretary of State

**LEGISLATIVE BUDGET BOARD  
Austin, Texas**

**FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION**

**May 9, 2017**

**TO:** Honorable Larry Taylor, Chair, Senate Committee on Education

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB3024** by Price (Relating to the removal of a public school student from an interscholastic athletic activity on the basis of a suspected concussion.), **As Engrossed**

**No significant fiscal implication to the State is anticipated.**

The bill would allow a licensed chiropractor to make a determination that a student participating in an interscholastic athletics practice or competition might have suffered a concussion. Such a determination triggers a requirement that the student be immediately removed from the practice or competition. Under existing law, such a determination can be made by a coach, a physician, or a licensed health care professional.

The bill would take immediate effect if it receives a two-thirds vote of each house of the Legislature. Otherwise, the bill would take effect September 1, 2017.

The Board of Chiropractic Examiners anticipates any additional work resulting from the passage of the bill could be reasonably absorbed within current resources.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 508 Board of Chiropractic Examiners, 701 Texas Education Agency, 720 The University of Texas System Administration

**LBB Staff:** UP, THo, AM, EK

**LEGISLATIVE BUDGET BOARD  
Austin, Texas**

**FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION**

**April 9, 2017**

**TO:** Honorable Dan Huberty, Chair, House Committee on Public Education

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB3024** by Price (Relating to the removal of a public school student from an interscholastic athletic activity on the basis of a suspected concussion.), **As Introduced**

**No significant fiscal implication to the State is anticipated.**

The bill would allow a licensed chiropractor to make a determination that a student participating in an interscholastic athletics practice or competition might have suffered a concussion. Such a determination triggers a requirement that the student be immediately removed from the practice or competition. Under existing law, such a determination can be made by a coach, a physician, or a licensed health care professional.

The bill would take immediate effect if it receives a two-thirds vote of each house of the Legislature. Otherwise, the bill would take effect September 1, 2017.

The Board of Chiropractic Examiners anticipates any additional work resulting from the passage of the bill could be reasonably absorbed within current resources.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 508 Board of Chiropractic Examiners, 701 Texas Education Agency, 720 The University of Texas System Administration

**LBB Staff:** UP, THo, AM, EK