

By: Price

H.B. No. 3449

Substitute the following for H.B. No. 3449:

By: Dutton

C.S.H.B. No. 3449

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the membership of a public school concussion oversight
3 team and the removal of a public school student from an
4 interscholastic athletic activity on the basis of a suspected
5 concussion.

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

7 SECTION 1. Section 38.154, Education Code, is amended by
8 adding Subsection (a-1) to read as follows:

9 (a-1) A school district or open-enrollment charter school
10 may include any person licensed under Chapter 201 or 453,
11 Occupations Code, as a member of the district or charter school
12 concussion oversight team, provided that the person meets the
13 training requirement under Subsection (c).

14 SECTION 2. Section 38.156, Education Code, is amended to
15 read as follows:

16 Sec. 38.156. REMOVAL FROM PLAY IN PRACTICE OR COMPETITION
17 FOLLOWING CONCUSSION. A student shall be removed from an
18 interscholastic athletics practice or competition immediately if
19 one of the following persons believes the student might have
20 sustained a concussion during the practice or competition:

- 21 (1) a coach;
- 22 (2) a physician;
- 23 (3) a licensed health care professional;
- 24 (4) a person licensed under Chapter 201 or 453,

1 Occupations Code;

2 (5) a school nurse; or

3 (6) the student's parent or guardian or another person
4 with legal authority to make medical decisions for the student.

5 SECTION 3. This Act takes effect immediately if it receives
6 a vote of two-thirds of all the members elected to each house, as
7 provided by Section 39, Article III, Texas Constitution. If this
8 Act does not receive the vote necessary for immediate effect, this
9 Act takes effect September 1, 2021.