

By: Price

H.B. No. 3449

A BILL TO BE ENTITLED

AN ACT

1  
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 medical professional who is licensed in this state  
11 as a member of the district or charter school concussion oversight  
12 team, provided that the professional meets the training requirement  
13 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.