

By: Bonnen

H.B. No. 3009

A BILL TO BE ENTITLED

AN ACT

relating to removal of the requirements concerning random testing for illegal steroids of high school students participating in athletic competitions sponsored or sanctioned by the University Interscholastic League.

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

SECTION 1. The heading to Section 33.091, Education Code, is amended to read as follows:

Sec. 33.091. PREVENTION OF ILLEGAL STEROID USE [~~and, if the student is enrolled in high school, the student submits to random testing~~].

SECTION 2. Sections 33.091(b) and (h), Education Code, are amended to read as follows:

(b) The league shall adopt rules prohibiting a student from participating in an athletic competition sponsored or sanctioned by the league unless:

(1) the student agrees not to use steroids [~~and, if the student is enrolled in high school, the student submits to random testing for the presence of illegal steroids in the student's body, in accordance with the program established under Subsection (d)~~];

and

(2) the league obtains from the student's parent a statement signed by the parent and acknowledging that:

(A) [~~the parent's child, if enrolled in high school, may be subject to random steroid testing,~~

1                   ~~[(B)]~~ state law prohibits possessing,  
2 dispensing, delivering, or administering a steroid in a manner not  
3 allowed by state law;

4                   (B) ~~[(C)]~~ state law provides that bodybuilding,  
5 muscle enhancement, or the increase of muscle bulk or strength  
6 through the use of a steroid by a person who is in good health is not  
7 a valid medical purpose;

8                   (C) ~~[(D)]~~ only a licensed practitioner with  
9 prescriptive authority may prescribe a steroid for a person; and

10                   (D) ~~[(E)]~~ a violation of state law concerning  
11 steroids is a criminal offense punishable by confinement in jail or  
12 imprisonment in the Texas Department of Criminal Justice.

13           (h) Subsection (b)(1) does not apply to the use by a student  
14 of a steroid that is dispensed, prescribed, delivered, and  
15 administered by a medical practitioner for a valid medical purpose  
16 and in the course of professional practice~~[, and a student is not~~  
17 ~~subject to a period of ineligibility under Subsection (d)(6) on the~~  
18 ~~basis of that steroid use]~~.

19           SECTION 3. Sections 33.091(d), (e), and (f), Education  
20 Code, are repealed.

21           SECTION 4. This Act takes effect immediately if it receives  
22 a vote of two-thirds of all the members elected to each house, as  
23 provided by Section 39, Article III, Texas Constitution. If this  
24 Act does not receive the vote necessary for immediate effect, this  
25 Act takes effect September 1, 2011.