

By: Smith, Turner of Harris, Lucio III,
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H.B. No. 767

A BILL TO BE ENTITLED

AN ACT

relating to cardiac assessments of participants in extracurricular
athletic activities sponsored or sanctioned by the University
Interscholastic League.

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

SECTION 1. Subchapter D, Chapter 33, Education Code, is
amended by adding Section 33.095 to read as follows:

Sec. 33.095. CARDIAC ASSESSMENTS OF PARTICIPANTS IN
EXTRACURRICULAR ATHLETIC ACTIVITIES. (a) A school district must
require a district student who is required under University
Interscholastic League rule or policy to receive a physical
examination before being allowed to participate in an athletic
activity sponsored or sanctioned by the University Interscholastic
League to also have administered to the student an
electrocardiogram before being allowed to participate in the
activity, including a practice for the activity, as follows:

(1) one time before the student's first year of
participation; and

(2) another time before the student's third year of
participation.

(b) This section does not create a cause of action or
liability against an appropriately licensed or certified health
care professional, a school district, or a district officer or
employee for the injury or death of a student participating in or

1 practicing for an athletic activity sponsored or sanctioned by the
2 University Interscholastic League based on or in connection with
3 the administration or evaluation of or reliance on an
4 electrocardiogram or on any echocardiogram.

5 (c) The University Interscholastic League shall adopt rules
6 as necessary to administer this section.

7 (d) The rules adopted under Subsection (c) must include a
8 rule for granting a waiver from administration of an
9 electrocardiogram under this section to a student if, for any
10 reason, the parent of or person standing in parental relation to the
11 student submits a written request for the waiver.

12 SECTION 2. This Act applies beginning with the 2016-2017
13 school year.

14 SECTION 3. This Act takes effect immediately if it receives
15 a vote of two-thirds of all the members elected to each house, as
16 provided by Section 39, Article III, Texas Constitution. If this
17 Act does not receive the vote necessary for immediate effect, this
18 Act takes effect September 1, 2015.