

By: Hall, Bettencourt  
Kolkhorst

S.B. No. 2095

A BILL TO BE ENTITLED

AN ACT

relating to regulation of steroid use by 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. REGULATION [~~PREVENTION~~] OF [~~ILLEGAL~~] STEROID USE; RANDOM TESTING.

SECTION 2. Section 33.091, Education Code, is amended by amending Subsection (h) and adding Subsections (i), (j), (k), and (l) to read as follows:

(h) Except as provided by Subsection (i), Subsection (b)(1) does not apply to the use by a student of a steroid that is dispensed, prescribed, delivered, and administered by a medical practitioner for a valid medical purpose and in the course of professional practice, and a student is not subject to a period of ineligibility under Subsection (d)(6) on the basis of that steroid use. A student to whom this subsection applies must, at a time determined by the league, notify the league of the steroid use using a form approved by the league. The form must include consent to:

(1) the release to the league of the student's health-related information relevant to the student's steroid use;  
and

1           (2) communication between the league and the student's  
2 health care practitioners regarding the student's steroid use.

3           (i) The league may declare a student ineligible for  
4 competition on the basis of steroid use described by Subsection (h)  
5 if the league determines that the safety of competing students or  
6 the fairness of a particular competition has been or will be  
7 substantially affected by the student's steroid use.

8           (j) The league may adopt rules regarding the use of steroids  
9 by students participating in an athletic competition sponsored or  
10 sanctioned by the league, including rules providing for sanctions  
11 and loss of eligibility for violation of league rules. The rules  
12 must provide a process for the league to determine that a student is  
13 in violation of this section or league rules.

14           (k) A league hearing regarding a student's use of steroids  
15 shall be conducted in a closed session.

16           (l) The following information is confidential and not  
17 subject to disclosure under Chapter 552, Government Code:

18                   (1) health-related information obtained by the league  
19 under Subsection (h); and

20                   (2) information in a record arising from the league's  
21 evaluation of a student's steroid use described by Subsection (h)  
22 that could identify the student.

23           SECTION 3. This Act takes effect immediately if it receives  
24 the vote of two-thirds of all the members elected to each house, as  
25 provided by Section 39, Article III, Texas Constitution. If this  
26 Act does not receive the vote necessary for immediate effect, this  
27 Act takes effect September 1, 2017.