

By: Price

H.B. No. 3128

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the return-to-play protocol for students removed from
3 interscholastic athletic activity on the basis of a suspected
4 concussion.

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

6 SECTION 1. Section 38.157, Education Code, is amended by
7 adding Subsections (d) and (e) to read as follows:

8 (d) Notwithstanding any other provision of this section, a
9 treating physician may delegate to an advanced practice registered
10 nurse or physician assistant, acting under the physician's
11 supervision:

12 (1) the evaluation of a student to be performed under
13 Subsection (a)(1) using established medical protocols based on
14 peer-reviewed scientific evidence; and

15 (2) the completion of the written statement required
16 under Subsection (a)(3) indicating that, in the evaluating
17 professional's judgment, it is safe for the student to return to
18 play.

19 SECTION 2. This Act takes effect immediately if it receives
20 a vote of two-thirds of all the members elected to each house, as
21 provided by Section 39, Article III, Texas Constitution. If this
22 Act does not receive the vote necessary for immediate effect, this
23 Act takes effect September 1, 2019.