

HOUSE BILL No. 2531

By Committee on Health and Human Services

Requested by Travis Oller on behalf of the Kansas Chiropractic Association

1-23

1 AN ACT concerning schools; relating to the school sports head injury
2 prevention act; permitting a licensed chiropractor to evaluate and
3 provide written clearance to a school athlete who has been removed
4 from a sport competition or practice session; amending K.S.A. 72-7119
5 and repealing the existing section.
6

7 *Be it enacted by the Legislature of the State of Kansas:*

8 Section 1. K.S.A. 72-7119 is hereby amended to read as follows: 72-
9 7119. (a) This section shall be known and may be cited as the school sports
10 head injury prevention act.

11 (b) As used in this section:

12 (1) "School" means any public or accredited private high school,
13 middle school or junior high school.

14 (2) "~~Health care~~Healthcare provider" means a person licensed by the
15 state board of healing arts to practice:

16 (A) Medicine and surgery; or

17 (B) *chiropractic who has completed a postgraduate training program*
18 *approved by the state board of healing arts in the diagnosis and*
19 *management of concussion.*

20 (c) The state board of education, in cooperation with the Kansas state
21 high school activities association, shall compile information on the nature
22 and risk of concussion and head injury including the dangers and risks
23 associated with the continuation of playing or practicing after a person
24 suffers a concussion or head injury. Such information shall be provided to
25 school districts for distribution to coaches, school athletes and the parents
26 or guardians of school athletes.

27 (d) A school athlete ~~may~~ *shall* not participate in any sport competition
28 or practice session unless such athlete and the athlete's parent or guardian
29 have signed; and returned to the school; a concussion and head injury
30 information release form. A release form shall be signed and returned each
31 school year that a student athlete participates in sport competitions or
32 practice sessions.

33 (e) If a school athlete suffers; or is suspected of having suffered; a
34 concussion or head injury during a sport competition or practice session,
35 such school athlete immediately shall be removed from the sport

1 competition or practice session.

2 (f) Any school athlete who has been removed from a sport
3 competition or practice session shall not return to competition or practice
4 until the athlete is evaluated by a ~~health-care~~ *healthcare* provider and the
5 ~~health-care~~ *healthcare* provider provides such athlete a written clearance to
6 return to play or practice. If the ~~health-care~~ *healthcare* provider who
7 provides the clearance to return to play or practice is not an employee of
8 the school district, such ~~health-care~~ *healthcare* provider shall not be liable
9 for civil damages resulting from any act or omission in the rendering of
10 such care, other than acts or omissions constituting gross negligence or
11 willful or wanton misconduct.

12 ~~(g) This section shall take effect on and after July 1, 2011.~~

13 Sec. 2. K.S.A. 72-7119 is hereby repealed.

14 Sec. 3. This act shall take effect and be in force from and after its
15 publication in the statute book.