

SUBJECT: Disclosure of head trauma risks to UIL athletes and their parents

COMMITTEE: Public Education — committee substitute recommended

VOTE: 7 ayes — Eissler, Zedler, Branch, Dutton, Hochberg, Olivo, Patrick
0 nays
2 absent — Delisi, Mowery

WITNESSES: *(On original version:)*
For — *(Registered, but did not testify:)* Jennifer Banda, Texas Hospital Association; Portia Bosse, Texas State Teachers Association; David Duty, Texas Association of School Boards; Dwight Harris, Texas Federation of Teachers; Lynda Woolbert, Coalition for Nurses in Advance Practice

Against — Dr. Greg Nelson, Texas Chiropractic Association; *(Registered, but did not testify:)* Dr. Robert B. Hoffman)

On — Linda Jones, Texas Department of State Health Services
(Registered, but did not testify:) Mark Cousins, University Interscholastic League)

DIGEST: CSHB 1435 would require a health care provider — including a physician, physician assistant, nurse practitioner, or chiropractor — as part of a physical examination for a student to participate in a sports activity sponsored or sanctioned by the University Interscholastic League (UIL), to provide the student and the student's parent or guardian with written notification of:

- the risk of head trauma resulting from secondary impact suffered during a sports activity;
- the types of head trauma resulting from a secondary impact that may occur; and
- the symptoms of head trauma resulting from a secondary impact.

A health care provider or athletic trainer who examined a student immediately following an injury in a sports activity sponsored or sanctioned by UIL would be required to provide the written notification

described above to the student and the student's parent or guardian. The requirement for disclosure at the time of an injury would not apply to a health care provider or trainer who in good faith administered health care at an event at which he or she was a spectator and provided the emergency care without the expectation of remuneration.

This bill would take immediate effect if finally passed by a two-thirds record vote of the membership of each house. Otherwise, it would take effect September 1, 2007, and would apply beginning with the 2007-08 school year.

NOTES:

The committee substitute added chiropractors to the definition of health care provider and added an exception for providers or trainers who administered emergency care while spectators at an event and provided the care without expectation of remuneration.