

HOUSE BILL No. 2375

By Committee on Appropriations

2-19

1 AN ACT concerning the school sports head injury prevention act; relating
2 to health care providers; amending K.S.A. 2012 Supp. 72-135 and
3 repealing the existing section.
4

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

6 Section 1. K.S.A. 2012 Supp. 72-135 is hereby amended to read as
7 follows: 72-135. (a) This section shall be known and may be cited as the
8 school sports head injury prevention act.

9 (b) As used in this section:

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

12 (2) "Health care provider" means a person licensed by the state board
13 of healing arts to practice medicine and surgery, a licensed chiropractor, a
14 licensed optometrist, a licensed advanced practice registered nurse and a
15 licensed physician assistant.

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

23 (d) A school athlete may not participate in any sport competition or
24 practice session unless such athlete and the athlete's parent or guardian
25 have signed, and returned to the school, a concussion and head injury
26 information release form. A release form shall be signed and returned each
27 school year that a student athlete participates in sport competitions or
28 practice sessions.

29 (e) If a school athlete suffers, or is suspected of having suffered, a
30 concussion or head injury during a sport competition or practice session,
31 such school athlete immediately shall be removed from the sport
32 competition or practice session.

33 (f) Any school athlete who has been removed from a sport
34 competition or practice session shall not return to competition or practice
35 until the athlete is evaluated by a health care provider and the health care
36 provider provides such athlete a written clearance to return to play or

1 practice. If the health care provider who provides the clearance to return to
2 play or practice is not an employee of the school district, such health care
3 provider shall not be liable for civil damages resulting from any act or
4 omission in the rendering of such care, other than acts or omissions
5 constituting gross negligence or willful or wanton misconduct.

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

7 Sec. 2. K.S.A. 2012 Supp. 72-135 is hereby repealed.

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