



HB241

17RS

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[HB 241 \(BR 1084\) - J. Sims Jr, A. Gentry, A. Koenig, J. Nemes, J. Richards, S. Santoro, S. Westrom](#)

AN ACT relating to student athlete safety.

Amend KRS 160.445 to prohibit a coach from returning a student to play who is diagnosed with a concussion; prohibit a student from returning to play if no physician or licensed provider is available to conduct the required concussion evaluation; prohibit a student who does not receive the required evaluation from returning to play in a subsequent practice or competition unless written clearance from a physician is provided.

Feb 07, 2017 - introduced in House

Feb 09, 2017 - to Education (H)

Feb 16, 2017 - posting waived; posted in committee

Feb 17, 2017 - reported favorably, 1st reading, to Consent Calendar

Feb 21, 2017 - 2nd reading, to Rules; posted for passage in the Regular Orders of the Day for Wednesday, February 22, 2017

Feb 22, 2017 - 3rd reading, passed 97-0

Feb 23, 2017 - received in Senate

Feb 24, 2017 - to Education (S)

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1 AN ACT relating to student athlete safety.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 160.445 is amended to read as follows:

4 (1) (a) The Kentucky Board of Education or organization or agency designated by the
5 board to manage interscholastic athletics shall require each interscholastic
6 coach to complete a sports safety course consisting of training on how to
7 prevent common injuries. The content of the course shall include but not be
8 limited to emergency planning, heat and cold illnesses, emergency
9 recognition, head injuries including concussions, neck injuries, facial injuries,
10 and principles of first aid. The course shall also be focused on safety
11 education and shall not include coaching principles.

12 (b) The state board or its agency shall:

- 13 1. Establish a minimum timeline for a coach to complete the course;
- 14 2. Approve providers of a sports safety course;
- 15 3. Be responsible for ensuring that an approved course is taught by
16 qualified professionals who shall either be athletic trainers, registered
17 nurses, physicians, or physician's assistants licensed to practice in
18 Kentucky; and
- 19 4. Establish the minimum qualifying score for successful course
20 completion.

21 (c) A course shall be reviewed for updates at least once every thirty (30) months
22 and revised if needed.

23 (d) A course shall be able to be completed through hands-on or online teaching
24 methods in ten (10) clock hours or less.

25 (e) 1. A course shall include an end-of-course examination with a minimum
26 qualifying score for successful course completion established by the
27 board or its agency.

- 1 2. All coaches shall be required to take the end-of-course examination and
2 shall obtain at least the minimum qualifying score.
- 3 (f) Beginning with the 2009-2010 school year, and each year thereafter, at least
4 one (1) person who has completed the course shall be at every interscholastic
5 athletic practice and competition.
- 6 (2) (a) Beginning with the 2012-2013 school year, and each year thereafter, the state
7 board or its agency shall require each interscholastic coach to complete
8 training on how to recognize the symptoms of a concussion and how to seek
9 proper medical treatment for a person suspected of having a concussion. The
10 training shall be approved by the state board or its agency and may be
11 included in the sports safety course required under subsection (1)(a) of this
12 section.
- 13 (b) The board or its agency shall develop guidelines and other pertinent
14 information or adopt materials produced by other agencies to inform and
15 educate student athletes and their parents or legal guardians of the nature and
16 risk of concussion and head injury, including the continuance of play after
17 concussion or head injury. Any required physical examination and parental
18 authorization shall include acknowledgement of the education information
19 required under this paragraph.
- 20 (c) Upon request, the board or its agency shall make available to the public any
21 training materials developed by the board or agency used to satisfy the
22 requirements of paragraph (a) of this subsection. The board or its agency shall
23 not be held liable for the use of any training materials so disseminated.
- 24 (3) (a) A student athlete suspected by an interscholastic coach, school athletic
25 personnel, or contest official of sustaining a concussion during an athletic
26 practice or competition shall be removed from play at that time and shall not
27 return to play prior to the ending of the practice or competition until the

1 athlete is evaluated to determine if a concussion has occurred. The evaluation
 2 shall be completed by a physician or a licensed health care provider whose
 3 scope of practice and training includes the evaluation and management of
 4 concussions and other brain injuries. A student athlete shall not return to play
 5 on the date of a suspected concussion absent the required evaluation.

6 (b) **1. Upon completion of the required evaluation, a coach:**

7 **a. May return a student athlete to play if the physician or licensed**
 8 **health care provider determines that no concussion has**
 9 **occurred; or**

10 **b. Shall not return a student athlete to play if the physician or**
 11 **licensed health care provider determines that a concussion has**
 12 **occurred.**

13 **2. If no physician or licensed health care provider described in**
 14 **paragraph (a) of this subsection is present at the practice or**
 15 **competition to perform the required evaluation, a coach shall not**
 16 **return a student athlete to play who is suspected of sustaining a**
 17 **concussion. The student athlete shall not be allowed to participate in**
 18 **any subsequent practice or athletic competition unless written**
 19 **clearance from a physician is provided.**~~[A student athlete may return to~~
 20 ~~play if it is determined no concussion has occurred.]~~

21 (c) A student athlete deemed to be concussed shall not return to participate in any
 22 athletic practice or competition occurring on the day of the injury. The injured
 23 student athlete shall not be allowed to participate in any subsequent practice or
 24 athletic competition unless written clearance from a physician is provided.

25 (4) (a) The state board or its agency shall adopt rules governing interscholastic
 26 athletics conducted by local boards of education to require each school that
 27 participates in interscholastic athletics to develop a venue-specific emergency

- 1 action plan to deal with serious injuries and acute medical conditions in which
2 the condition of the patient may deteriorate rapidly. The plan shall:
- 3 1. Include a delineation of role, methods of communication, available
4 emergency equipment, and access to and plan for emergency transport;
5 and
 - 6 2. Be in writing, reviewed by the principal of the school, distributed to all
7 appropriate personnel, posted conspicuously at all venues, and reviewed
8 and rehearsed annually by all licensed athletic trainers, first responders,
9 coaches, school nurses, athletic directors, and volunteers for
10 interscholastic athletics.
- 11 (b) Each school shall submit annual written verification of the existence of a
12 venue-specific emergency action plan to the state board or its agency.
- 13 (5) Each school shall maintain complete and accurate records of its compliance with
14 this section and shall make the records available for review by the state board or its
15 agency upon request.