

HOUSE BILL No. 2095

By Committee on Health and Human Services

1-26

1 AN ACT concerning school districts; enacting the school sports head
2 injury prevention act.

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

5 Section 1. (a) This section shall be known and may be cited
6 as the school sports head injury prevention act.

7 (b) As used in this section:

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

10 (2) "Health care provider" means a person licensed or
11 registered to engage in an occupation which renders health care services.

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

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

25 (e) If a school athlete suffers, or is suspected of having
26 suffered, a concussion or head injury during a sport competition or
27 practice session, such school athlete immediately shall be removed from
28 the sport competition or practice session.

29 (f) Any school athlete who has been removed from a sport
30 competition or practice session shall not return to competition or practice
31 until the athlete is evaluated by a licensed health care provider trained in
32 the evaluation and management of concussion injuries and the health care
33 provider provides such athlete a written clearance to return to play or
34 practice. If the health care provider who provides the clearance to return
35 to play or practice is not an employee of the school district, such health
36 care provider shall not be liable for civil damages resulting from any act

1 or omission in the rendering of such care, other than acts or omissions
2 constituting gross negligence or willful or wanton misconduct.

3 Sec. 2. This act shall take effect and be in force from and after its
4 publication in the statute book.

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