

AMENDMENTS TO LB923

(Amendments to Standing Committee amendments, AM1977)

Introduced by Lathrop

1           1. Insert the following new sections:

2           Sec. 5. Section 71-9104, Revised Statutes Cumulative  
3 Supplement, 2012, is amended to read:

4           71-9104 (1) Each approved or accredited public, private,  
5 denominational, or parochial school shall:

6           (a) Make available training approved by the chief medical  
7 officer on how to recognize the symptoms of a concussion or brain  
8 injury and how to seek proper medical treatment for a concussion or  
9 brain injury to all coaches of school athletic teams; ~~and~~

10          (b) Require that concussion and brain injury information  
11 be provided on an annual basis to students and the students'  
12 parents or guardians prior to such students initiating practice or  
13 competition. The information provided to students and the students'  
14 parents or guardians shall include, but need not be limited to:

15           (i) The signs and symptoms of a concussion;

16           (ii) The risks posed by sustaining a concussion; and

17           (iii) The actions a student should take in response to  
18 sustaining a concussion, including the notification of his or her  
19 coaches; ~~and-~~

20          (c) Establish a return to learn protocol for students  
21 that have sustained a concussion. The return to learn protocol  
22 shall recognize that students who have sustained a concussion and

1 returned to school may need informal or formal accommodations,  
2 modifications of curriculum, and monitoring by medical or academic  
3 staff until the student is fully recovered.

4           (2) (a) A student who participates on a school athletic  
5 team shall be removed from a practice or game when he or she  
6 is reasonably suspected of having sustained a concussion or brain  
7 injury in such practice or game after observation by a coach  
8 or a licensed health care professional who is professionally  
9 affiliated with or contracted by the school. Such student shall  
10 not be permitted to participate in any school supervised team  
11 athletic activities involving physical exertion, including, but  
12 not limited to, practices or games, until the student (i) has  
13 been evaluated by a licensed health care professional, (ii) has  
14 received written and signed clearance to resume participation in  
15 athletic activities from the licensed health care professional, and  
16 (iii) has submitted the written and signed clearance to resume  
17 participation in athletic activities to the school accompanied  
18 by written permission to resume participation from the student's  
19 parent or guardian.

20           (b) If a student is reasonably suspected after  
21 observation of having sustained a concussion or brain injury and is  
22 removed from an athletic activity under subdivision (2) (a) of this  
23 section, the parent or guardian of the student shall be notified by  
24 the school of the date and approximate time of the injury suffered  
25 by the student, the signs and symptoms of a concussion or brain  
26 injury that were observed, and any actions taken to treat the  
27 student.

1                   (c) Nothing in this subsection shall be construed to  
2 require any school to provide for the presence of a licensed health  
3 care professional at any practice or game.

4                   (d) The signature of an individual who represents that  
5 he or she is a licensed health care professional on a written  
6 clearance to resume participation that is provided to a school  
7 shall be deemed to be conclusive and reliable evidence that the  
8 individual who signed the clearance is a licensed health care  
9 professional. The school shall not be required to determine or  
10 verify the individual's qualifications.

11                   Sec. 6. Original section 71-9104, Revised Statutes  
12 Cumulative Supplement, 2012, is repealed.