

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 22.1-271.5 of the Code of Virginia, relating to student-athletes;*
 3 *concussion guidelines and policies.*

4 [H 410]
 5 Approved

6 **Be it enacted by the General Assembly of Virginia:**

7 **1. That § 22.1-271.5 of the Code of Virginia is amended and reenacted as follows:**

8 **§ 22.1-271.5. Guidelines and procedures on concussions in student-athletes.**

9 A. The Board of Education shall develop and distribute to each local school division guidelines on
 10 policies to inform and educate coaches, student-athletes, and their parents or guardians of the nature and
 11 risk of concussions, criteria for removal from and return to play, ~~and~~ risks of not reporting the injury
 12 and continuing to play, *and the effects of concussions on student-athletes' academic performance.*

13 B. Each local school division shall develop policies and procedures regarding the identification and
 14 handling of suspected concussions in student-athletes. Such policies shall require:

15 1. In order to participate in any extracurricular physical activity, each student-athlete and the
 16 student-athlete's parent or guardian shall review, on an annual basis, information on concussions
 17 provided by the local school division. After having reviewed materials describing the short- and
 18 long-term health effects of concussions, each student-athlete and the student-athlete's parent or guardian
 19 shall sign a statement acknowledging receipt of such information, in a manner approved by the Board of
 20 Education; and

21 2. A student-athlete suspected by that student-athlete's coach, athletic trainer, or team physician of
 22 sustaining a concussion or brain injury in a practice or game shall be removed from the activity at that
 23 time. A student-athlete who has been removed from play, evaluated, and suspected to have a concussion
 24 or brain injury shall not return to play that same day nor until (i) evaluated by an appropriate licensed
 25 health care provider as determined by the Board of Education and (ii) in receipt of written clearance to
 26 return to play from such licensed health care provider.

27 The licensed health care provider evaluating student-athletes suspected of having a concussion or
 28 brain injury may be a volunteer.

29 C. *Each non-interscholastic youth sports program utilizing public school property shall either (i)*
 30 *establish policies and procedures regarding the identification and handling of suspected concussions in*
 31 *student-athletes, consistent with either the local school division's policies and procedures developed in*
 32 *compliance with this section or the Board's Guidelines for Policies on Concussions in Student-Athletes,*
 33 *or (ii) follow the local school division's policies and procedures as set forth in subsection B.* In addition,
 34 local school divisions may provide the guidelines to organizations sponsoring athletic activity for
 35 student-athletes on school property. Local school divisions shall not be required to enforce compliance
 36 with such policies.

37 D. *As used in this section, "non-interscholastic youth sports program" means a program organized*
 38 *for recreational athletic competition or recreational athletic instruction for youth.*

39 **2. That the Board of Education shall review and revise the guidelines as necessary, pursuant to**
 40 **subsection A of § 22.1-271.5 of the Code of Virginia, and shall work with the Virginia High School**
 41 **League, the Department of Health, the Virginia Athletic Trainers Association, the Virginia**
 42 **Physical Therapy Association, representatives of the Children's Hospital of the King's Daughters**
 43 **and the Children's National Medical Center, the Brain Injury Association of Virginia, the**
 44 **American Academy of Pediatrics, the Virginia College of Emergency Physicians, the Virginia**
 45 **Academy of Family Physicians, the Virginia Association of School Nurses, a representative from a**
 46 **non-interscholastic youth sports program, and any other interested stakeholders.**