

By: Smith, Turner of Harris, Lucio III,  
Huberty, Sheffield

H.B. No. 767

Substitute the following for H.B. No. 767:

By: Aycock

C.S.H.B. No. 767

A BILL TO BE ENTITLED

AN ACT

relating to cardiac assessments of participants in extracurricular  
athletic activities sponsored or sanctioned by the University  
Interscholastic League.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter D, Chapter 33, Education Code, is  
amended by adding Section 33.095 to read as follows:

Sec. 33.095. CARDIAC ASSESSMENTS OF PARTICIPANTS IN  
EXTRACURRICULAR ATHLETIC ACTIVITIES. (a) A school district must  
require a district student who is required under University  
Interscholastic League rule or policy to receive a physical  
examination before being allowed to participate in an athletic  
activity sponsored or sanctioned by the University Interscholastic  
League to also have administered to the student an  
electrocardiogram before being allowed to participate in the  
activity, including a practice for the activity, as follows:

(1) one time before the student's first year of  
participation; and

(2) another time before the student's third year of  
participation.

(b) This section does not create a cause of action or  
liability against an appropriately licensed or certified health  
care professional, a school district, or a district officer or  
employee for the injury or death of a student participating in or

1 practicing for an athletic activity sponsored or sanctioned by the  
2 University Interscholastic League based on or in connection with  
3 the administration or evaluation of or reliance on an  
4 electrocardiogram or on any echocardiogram.

5 (c) The University Interscholastic League shall adopt rules  
6 as necessary to administer this section.

7 (d) The rules adopted under Subsection (c) must include a  
8 rule for granting a waiver from administration of an  
9 electrocardiogram under this section to a student in response to a  
10 written request from the parent of or person standing in parental  
11 relation to the student claiming a financial or religious reason  
12 for the waiver.

13 SECTION 2. This Act applies beginning with the 2015-2016  
14 school year.

15 SECTION 3. This Act takes effect immediately if it receives  
16 a vote of two-thirds of all the members elected to each house, as  
17 provided by Section 39, Article III, Texas Constitution. If this  
18 Act does not receive the vote necessary for immediate effect, this  
19 Act takes effect September 1, 2015.