PROTECTION OF ATHLETES WITH HEAD INJURIES ACT

AMENDMENTS

2013 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Paul Ray

Senate Sponsor: Allen M. Christensen

LONG TITLE

General Description:
This bill modifies Title 26, Chapter 53, Protection of Athletes with Head Injuries Act, by amending definitions.

Highlighted Provisions:
This bill:

- amends definitions; and
- makes technical changes.

Money Appropriated in this Bill:
None

Other Special Clauses:
None

Utah Code Sections Affected:
AMENDS:

26-53-102, as enacted by Laws of Utah 2011, Chapter 97

Be it enacted by the Legislature of the state of Utah:

Section 1. Section 26-53-102 is amended to read:


As used in this chapter:

(1) "Agent" means a coach, teacher, employee, representative, or volunteer.

(2) (a) "Amateur sports organization" means, except as provided in Subsection (2)(b):
(i) a sports team;  
(ii) a public or private school;  
(iii) a public or private sports league;  
(iv) a public or private sports camp; or  
(v) any other public or private organization that organizes, manages, or sponsors a sporting event for its members, enrollees, or attendees.

(b) "Amateur sports organization" does not include a professional:  
(i) team;  
(ii) league; or  
(iii) sporting event.

(3) "Child" means an individual who is under the age of 18.

(4) "Qualified health care provider" means a health care provider who:  
(a) is licensed under Title 58, Occupations and Professions; and  
(b) may evaluate and manage a concussion within the health care provider's scope of practice.

(5) (a) "Sporting event" means any of the following athletic activities that is organized, managed, or sponsored by an organization:  
(i) a game;  
(ii) a practice;  
(iii) a sports camp;  
(iv) a physical education class;  
(v) a competition; or  
(vi) a tryout.

(b) "Sporting event" does not include:  
(i) the issuance of a lift ticket or pass by a ski resort, the use of the ticket or pass, or a ski or snowboarding class or school at a ski resort, unless the skiing or snowboarding is part of a camp, team, or competition that is organized, managed, or sponsored by the ski resort;  
(ii) as applied to a government entity, merely making available a field, facility, or other
location owned, leased, or controlled by the government entity to an amateur sports organization or a child, regardless of whether the government entity charges a fee for the use; or

(iii) free play or recess taking place during school hours.

(6) "Traumatic head injury" means an injury to the head arising from blunt trauma, an acceleration force, or a deceleration force, with one of the following observed or self-reported conditions attributable to the injury:

(a) transient confusion, disorientation, or impaired consciousness;
(b) dysfunction of memory;
(c) loss of consciousness; or
(d) signs of other neurological or neuropsychological dysfunction, including:

(i) seizures;
(ii) irritability;
(iii) lethargy;
(iv) vomiting;
(v) headache;
(vi) dizziness; or
(vii) fatigue.