

1-1 By: Hall S.B. No. 2095
1-2 (In the Senate - Filed March 10, 2017; March 28, 2017, read
1-3 first time and referred to Committee on Education; May 3, 2017,
1-4 reported favorably by the following vote: Yeas 11, Nays 0;
1-5 May 3, 2017, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			
1-18	X			

1-19 A BILL TO BE ENTITLED
1-20 AN ACT

1-21 relating to regulation of steroid use by students participating in
1-22 athletic competitions sponsored or sanctioned by the University
1-23 Interscholastic League.

1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-25 SECTION 1. The heading to Section 33.091, Education Code,
1-26 is amended to read as follows:

1-27 Sec. 33.091. REGULATION [~~PREVENTION~~] OF [~~ILLEGAL~~] STEROID
1-28 USE; RANDOM TESTING.

1-29 SECTION 2. Section 33.091, Education Code, is amended by
1-30 amending Subsection (h) and adding Subsections (i), (j), (k), and
1-31 (l) to read as follows:

1-32 (h) Except as provided by Subsection (i), Subsection (b)(1)
1-33 does not apply to the use by a student of a steroid that is
1-34 dispensed, prescribed, delivered, and administered by a medical
1-35 practitioner for a valid medical purpose and in the course of
1-36 professional practice, and a student is not subject to a period of
1-37 ineligibility under Subsection (d)(6) on the basis of that steroid
1-38 use. A student to whom this subsection applies must, at a time
1-39 determined by the league, notify the league of the steroid use using
1-40 a form approved by the league. The form must include consent to:

1-41 (1) the release to the league of the student's
1-42 health-related information relevant to the student's steroid use;
1-43 and

1-44 (2) communication between the league and the student's
1-45 health care practitioners regarding the student's steroid use.

1-46 (i) The league may declare a student ineligible for
1-47 competition on the basis of steroid use described by Subsection (h)
1-48 if the league determines that the safety of competing students or
1-49 the fairness of a particular competition has been or will be
1-50 substantially affected by the student's steroid use.

1-51 (j) The league may adopt rules regarding the use of steroids
1-52 by students participating in an athletic competition sponsored or
1-53 sanctioned by the league, including rules providing for sanctions
1-54 and loss of eligibility for violation of league rules. The rules
1-55 must provide a process for the league to determine that a student is
1-56 in violation of this section or league rules.

1-57 (k) A league hearing regarding a student's use of steroids
1-58 shall be conducted in a closed session.

1-59 (l) The following information is confidential and not
1-60 subject to disclosure under Chapter 552, Government Code:

1-61 (1) health-related information obtained by the league

2-1 under Subsection (h); and
2-2 (2) information in a record arising from the league's
2-3 evaluation of a student's steroid use described by Subsection (h)
2-4 that could identify the student.

2-5 SECTION 3. This Act takes effect immediately if it receives
2-6 the vote of two-thirds of all the members elected to each house, as
2-7 provided by Section 39, Article III, Texas Constitution. If this
2-8 Act does not receive the vote necessary for immediate effect, this
2-9 Act takes effect September 1, 2017.

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