

HOUSE No. 2265

The Commonwealth of Massachusetts

PRESENTED BY:

Angelo L. D'Emilia

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to baseline concussion testing for student athletes.

PETITION OF:

| NAME: | DISTRICT/ADDRESS: | DATE ADDED: |
|-------------------------------|-----------------------|------------------|
| <i>Angelo L. D'Emilia</i> | <i>8th Plymouth</i> | <i>2/18/2021</i> |
| <i>Angelo J. Puppolo, Jr.</i> | <i>12th Hampden</i> | <i>2/19/2021</i> |
| <i>Tricia Farley-Bouvier</i> | <i>3rd Berkshire</i> | <i>2/22/2021</i> |
| <i>Steven Ultrino</i> | <i>33rd Middlesex</i> | <i>2/22/2021</i> |
| <i>Brian M. Ashe</i> | <i>2nd Hampden</i> | <i>2/23/2021</i> |
| <i>Kathleen R. LaNatra</i> | <i>12th Plymouth</i> | <i>2/24/2021</i> |
| <i>Sheila C. Harrington</i> | <i>1st Middlesex</i> | <i>2/24/2021</i> |
| <i>Colleen M. Garry</i> | <i>36th Middlesex</i> | <i>2/25/2021</i> |
| <i>Alyson M. Sullivan</i> | <i>7th Plymouth</i> | <i>2/25/2021</i> |
| <i>Mathew J. Muratore</i> | <i>1st Plymouth</i> | <i>2/26/2021</i> |
| <i>Bradley H. Jones, Jr.</i> | <i>20th Middlesex</i> | <i>2/26/2021</i> |
| <i>Elizabeth A. Malia</i> | <i>11th Suffolk</i> | <i>3/15/2021</i> |
| <i>Tommy Vitolo</i> | <i>15th Norfolk</i> | <i>12/6/2021</i> |

HOUSE No. 2265

By Mr. D'Emilia of Bridgewater, a petition (accompanied by bill, House, No. 2265) of Angelo L. D'Emilia and others relative to baseline concussion testing for student athletes. Public Health.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 3503 OF 2019-2020.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Second General Court
(2021-2022)**

An Act relative to baseline concussion testing for student athletes.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. The first paragraph of subsection (a) of section 222 of chapter 111 of the
2 General Laws, as appearing in the 2016 Official Edition, is hereby amended by adding the
3 following sentences:- "The department shall create and maintain a mandatory baseline
4 concussion test for all high school aged athletes enrolled in public school or any school, private
5 or otherwise, that is subject to the Massachusetts Interscholastic Athletic Association (MIAA)
6 rules. Any school subject to MIAA rules must use the department's baseline concussion test to
7 evaluate its high school aged student athletes. Every time testing occurs, schools must share the
8 results with the student athletes themselves and their parents or legal guardians if they are under
9 18 years old or only with the students athletes if they are 18 years old or older. Each student's
10 test results must also be shared with the school's athletic director and with the student's coaches,

11 athletic trainers, and any other school athletic health personnel prior to the start of each season.
12 The department shall promulgate regulations relative to the testing program."

13 SECTION 2. Said section 222 of said chapter 111, as so appearing, is hereby further
14 amended by inserting after the word "student", in line 56, the following words:- "has undergone
15 follow-up concussion testing in addition to previous baseline testing and the student".

16 SECTION 3. The first paragraph of subsection (c) of said section 222 of said chapter 111,
17 as so appearing, is hereby amended by adding the following sentence:- "Any of the previously
18 mentioned professionals who submit clearance shall also be trained in baseline concussion
19 testing administration."

20 SECTION 4. The second paragraph of said subsection (c) of said section 222 of said
21 chapter 111, as so appearing, is hereby amended by adding the following sentence:- "Any of the
22 previously mentioned professionals who submit clearance shall also be trained in baseline
23 concussion testing administration."

24 SECTION 5. The Executive Office of Health and Human Services, in consultation with
25 the Department of Elementary and Secondary Education, the Department of Public Health, a
26 representative from the Brain Injury Association of Massachusetts, a representative from the
27 Massachusetts Health and Hospitals Association and a medical doctor representative
28 appointment by the Commissioner of the Department of Public Health shall research and propose
29 funding opportunities to ensure the implementation of baseline concussion testing within 90 days
30 of the passage of this legislation.