

Amendment No. ____ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11 Representative(s) Sobel offered the following:

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13 **Amendment to Amendment (121137) (with title amendment)**

14 On page 105, between lines 24 and 25, of the amendment

15

16 insert:

17 Section 101. Subsections (3) and (4) of section

18 232.61, Florida Statutes, are amended to read:

19 232.61 Governing organization for athletics; adoption

20 of bylaws.--

21 (3) The organization shall adopt bylaws that require

22 all students participating in interscholastic athletic

23 competition or who are candidates for an interscholastic

24 athletic team to satisfactorily pass a medical evaluation each

25 year prior to participating in interscholastic athletic

26 competition or engaging in any practice, tryout, workout, or

27 other physical activity associated with the student's

28 candidacy for an interscholastic athletic team. Such medical

29 evaluation can only be administered by a practitioner licensed

30 under the provisions of chapter 458, chapter 459, chapter 460,

31 or s. 464.012, and in good standing with the practitioner's

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1 regulatory board. The bylaws shall establish requirements for
2 eliciting a student's medical history and performing the
3 medical evaluation required under this subsection, which shall
4 include minimum standards for the physical capabilities
5 necessary for participation in interscholastic athletic
6 competition as contained in a uniform preparticipation
7 physical evaluation form. The evaluation form shall provide a
8 place for the signature of the practitioner performing the
9 evaluation with an attestation that each examination procedure
10 listed on the form was performed by the practitioner or by
11 someone under the direct supervision of the practitioner. The
12 form shall also contain a place for the practitioner to
13 indicate if a referral to another practitioner was made in
14 lieu of completion of a certain examination procedure. The
15 form shall provide a place for the practitioner to whom the
16 student was referred to complete the remaining sections and
17 attest to that portion of the examination. The
18 preparticipation physical evaluation form shall include a
19 statement advising students to complete a comprehensive
20 cardiovascular assessment which may include, but not be
21 limited to, an electrocardiogram. Practitioners administering
22 medical evaluations pursuant to this section must know the
23 minimum standards established by the organization and certify
24 that the student meets the standards. If the practitioner
25 determines that there are any abnormal findings in the
26 cardiovascular system, the student may not participate unless
27 a subsequent EKG or other cardiovascular assessment indicates
28 that the abnormality will not place the student at risk during
29 such participation. Results of such medical evaluation must be
30 provided to the school. No student shall be eligible to
31 participate in any interscholastic athletic competition or

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1 engage in any practice, tryout, workout, or other physical
2 activity associated with the student's candidacy for an
3 interscholastic athletic team until the results of the medical
4 evaluation verifying that the student has satisfactorily
5 passed the evaluation have been received and approved by the
6 school.

7 (4) Notwithstanding the provisions of subsection (3),
8 a student may participate in interscholastic athletic
9 competition or be a candidate for an interscholastic athletic
10 team if the parent or guardian of the student objects in
11 writing to the student undergoing a medical evaluation because
12 such evaluation is contrary to his or her religious tenets or
13 practices. A student who participates without the required
14 medical evaluation pursuant to this subsection shall not have
15 a cause of action against any person or entity for any injury
16 or other damages suffered by such student arising out of the
17 student's participation, unless the injury or damages are
18 caused by gross negligence, recklessness, or intentional
19 misconduct., provided that no person or entity shall be held
20 liable for any injury or other damages suffered by such
21 student.

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23
24 ===== T I T L E A M E N D M E N T =====

25 And the title is amended as follows:

26 On page 116, line 7, of the amendment

27
28 after the semicolon insert:

29 amending s. 232.61, F.S.; requiring certain
30 information to be included in the
31 preparticipation physical evaluation form;

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providing a student who participates in interscholastic athletics without a medical evaluation with cause of action if such student suffers injury as a result of gross negligence, recklessness, or intentional misconduct;