

[First Reprint]

## ASSEMBLY, No. 4207

# STATE OF NEW JERSEY

## 216th LEGISLATURE

INTRODUCED FEBRUARY 23, 2015

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**SYNOPSIS**

Requires public school students with concussion to be evaluated by licensed health care professionals before return to school; requires school districts to provide restrictions or limitations to student as needed.

**CURRENT VERSION OF TEXT**

As reported by the Assembly Women and Children Committee on March 19, 2015, with amendments.

(Sponsorship Updated As Of: 1/8/2016)

1 AN ACT concerning the health of students and supplementing  
2 chapter 40 of Title 18A of the New Jersey Statutes.

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State  
5 of New Jersey:

6

7 1. a. A student enrolled in a school district who sustains a  
8 concussion shall receive an evaluation by a <sup>1</sup>**[physician trained in**  
9 **the evaluation and management of concussions]** licensed health  
10 care professional<sup>1</sup> and written clearance from the <sup>1</sup>**[physician]**  
11 licensed health care professional<sup>1</sup> to return to school. In the event  
12 that the <sup>1</sup>**[physician]** licensed health care professional<sup>1</sup> provides  
13 notice that the student requires <sup>1</sup>**[accommodations for learning]**  
14 restrictions or limitations<sup>1</sup>, the school district <sup>1</sup>504 team as defined  
15 in N.J.A.C.6A:8-1.3<sup>1</sup> shall immediately implement the  
16 <sup>1</sup>**[accommodations]** restrictions or limitations<sup>1</sup> and shall notify all  
17 teachers and staff who have contact with students of the  
18 <sup>1</sup>**[accommodations]** restrictions or limitations<sup>1</sup>. The school  
19 district's <sup>1</sup>**[child study]** 504<sup>1</sup> team shall promptly <sup>1</sup>**[evaluate the**  
20 **student in order to]**<sup>1</sup> identify the manner in which the  
21 <sup>1</sup>**[accommodations]** restrictions or limitations<sup>1</sup> will be provided to  
22 the student during recovery and the need for the continuation or  
23 adjustment of the <sup>1</sup>**[accommodations]** restrictions or limitations<sup>1</sup>,  
24 and to determine the duration of the <sup>1</sup>**[accommodations]**  
25 restrictions or limitations<sup>1</sup>.

26 b. A student enrolled in a school district who sustains a  
27 concussion is prohibited from engaging in any physical activity at  
28 school including, but not limited to, recess<sup>1</sup>**[,]** or<sup>1</sup> physical  
29 education<sup>1</sup>**[, sports, or cheerleading]**<sup>1</sup>, and shall not participate in  
30 any physical activity at school until <sup>1</sup>**[he]** the student<sup>1</sup> is evaluated  
31 by a <sup>1</sup>**[physician trained in the evaluation and management of**  
32 **concussions]** licensed health care professional<sup>1</sup> and receives written  
33 clearance from the <sup>1</sup>**[physician]** licensed health care professional<sup>1</sup>  
34 to participate in physical activity.

35 <sup>1</sup>c. As used in this section, "licensed health care professional"  
36 means a health care provider whose scope of practice includes the  
37 ability to diagnose and treat concussion.<sup>1</sup>

38

39 2. This act shall take effect immediately.

**EXPLANATION** – Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

<sup>1</sup>Assembly AWC committee amendments adopted March 19, 2015.