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REPORTS: No

HEARINGS: No

NEWSPAPER ARTICLES: Yes

"Sudden heart attack law mandates cardiac screening for NJ student athletes," South Jersey Times, 6-28-13

LAW/KR

§§1,2 -
C.18A:40-41.6 &
18A:40-41.7
§3 –
C.18A:40-41d
§§4,6 –
C.18A:40-1.1 &
18A:40-1.2
§7 - Note

P.L.2013, CHAPTER 71, *approved June 27, 2013*
Senate, No. 1912 (*Fourth Reprint*)

1 AN ACT concerning the health of student-athletes, amending
2 P.L.2007, c.125, and supplementing Title 18A of the New Jersey
3 Statutes ⁴**[and Title 45 of the Revised Statutes]**⁴.

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

7
8 1. (New section) Sections 2 through ⁴**[7]** 4⁴ of this act shall be
9 known and may be cited as the “Scholastic Student-Athlete Safety
10 Act.”

11
12 2. (New section) a. The board of education of a public school
13 district and the governing board or chief school administrator of a
14 nonpublic school shall require that prior to the participation of any
15 student enrolled in grades six to 12 on a school-sponsored
16 interscholastic or intramural athletic team or squad, the student
17 shall have a ⁴**[medical]** physical⁴ examination using the
18 “Preparticipation Physical Evaluation” form developed jointly by
19 the American Academy of Family Physicians, American Academy
20 of Pediatrics, American College of Sports Medicine, American
21 Medical Society for Sports Medicine, American Orthopaedic
22 Society for Sports Medicine, and American Osteopathic Academy
23 of Sports Medicine. The Preparticipation Physical Evaluation form
24 shall include the History and Physical Examination components.
25 ⁴The Preparticipation Physical Evaluation form shall also include a
26 certification statement, to be signed by the licensed physician,
27 advanced practice nurse, or physician assistant who performed the
28 physical examination, attesting to the completion of the current
29 professional development module developed pursuant to subsection

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:

¹Senate SED committee amendments adopted October 1, 2012.

²Assembly AED committee amendments adopted February 11, 2013.

³Assembly floor amendments adopted February 14, 2013.

⁴Assembly AED committee amendments adopted March 14, 2013.

1 a. of section 3 of P.L. , c. (C.) (pending before the Legislature
2 as this bill).⁴

3 b. The ⁴**[medical]** physical⁴ examination required by
4 subsection a. of this section shall be conducted within 365 days
5 prior to the first day of official practice in an athletic season and
6 shall be conducted by a licensed physician, advanced practice nurse,
7 or physician assistant. Each student whose ⁴**[medical]** physical⁴
8 examination was completed more than 90 days prior to the first day
9 of official practice in an athletic season shall provide a health
10 history update questionnaire, completed and signed by the student's
11 parent or guardian. The completed health history update
12 questionnaire shall be reviewed by the school nurse ¹and, if
13 applicable, the school athletic trainer¹ and shall include information
14 as to whether, in the time period since the date of the student's last
15 preparticipation ⁴**[medical]** physical⁴ examination, the student has:

16 (1) been ⁴**[medically]**⁴ advised ⁴by a licensed physician,
17 advanced practice nurse, or physician assistant⁴ not to participate
18 in a sport;

19 (2) sustained a concussion, been unconscious or lost memory
20 from a blow to the head;

21 (3) broken a bone or sprained, strained, or dislocated any
22 muscles or joints;

23 (4) fainted or blacked out;

24 (5) experienced chest pains, shortness of breath, or heart racing;

25 (6) had a recent history of fatigue and unusual tiredness;

26 (7) been hospitalized, visited an emergency room, or had a
27 significant medical illness;

28 (8) started or stopped taking any over the counter or prescribed
29 medications; or

30 (9) had a sudden death in the family, or whether any member of
31 the student's family under the age of 50 has had a heart attack or
32 heart trouble.

33 c. A board of education of a public school district and the
34 governing board or chief school administrator of a nonpublic school
35 shall not permit a student enrolled in grades six to 12 to participate
36 on a school-sponsored interscholastic or intramural athletic team or
37 squad unless the student has a completed Preparticipation Physical
38 Evaluation form and, if applicable, a completed health history
39 update questionnaire as required by subsections a. and b. of this
40 section.

41

42 3. (New section) a. The ²**[Commissioner]** Commissioners² of
43 Education ²and Health² , in consultation with the New Jersey
44 Chapter of the American Academy of Pediatrics, the New Jersey
45 Academy of Family Physicians, the American Heart Association,
46 and the New Jersey Chapter of the American College of Cardiology,
47 shall develop, by the ¹**[2012-2013]** 2013-2014¹ school year, a

1 Student-Athlete Cardiac Screening professional development
2 module to increase the assessment skills of those ⁴【medical
3 professionals】 health care practitioners⁴ who perform student-
4 athlete ⁴【medical】 physical⁴ examinations and screenings. The
5 module shall include, but need not be limited to, the following:
6 (1) how to complete and review a detailed medical history with
7 an emphasis on cardiovascular family history and personal reports
8 of symptoms;
9 (2) identifying symptoms of sudden cardiac ⁴【death】 arrest⁴ that
10 may require follow up with a cardiologist;
11 (3) recognizing normal structural changes of the athletic heart;
12 (4) recognizing prodromal symptoms that precede sudden
13 cardiac ⁴【death】 arrest⁴;
14 (5) performing the cardiovascular physical examination;
15 (6) reviewing the major etiologies of sudden unexplained
16 cardiac death with an emphasis on structural abnormalities and
17 acquired conditions; and
18 (7) when to refer a student to a cardiologist for further
19 assessment.

20 b. The module developed pursuant to subsection a. of this
21 section and the pamphlet developed pursuant to section 1 of
22 P.L.2007, c.125 (C.18A:40-41) shall be posted on the websites of
23 the Department of Education, the American Academy of Pediatrics,
24 the New Jersey Academy of Family Physicians, the American Heart
25 Association, ¹【and】¹ the American College of Cardiology ¹,
26 ²【and】² the Athletic Trainers' Society of New Jersey^{1 2}, the State
27 Board of Medical Examiners, the New Jersey State Board of
28 Nursing, and the New Jersey State Society of Physician
29 Assistants² .

30 c. A physician, advanced practice nurse, or physician assistant
31 who performs a student-athlete's annual ⁴【medical】 physical⁴
32 examination prior to the student's participation in a school-
33 sponsored interscholastic or intramural athletic team or squad ⁴as
34 required pursuant to subsection a. of section 2 of P.L. , c. (C.)
35 (pending before the Legislature as this bill)⁴ shall complete the
36 Student-Athlete Cardiac Screening professional development
37 module developed pursuant to subsection a. of this section. Upon
38 ⁴【completion of the module】 performing a physical examination
39 required by subsection a. of section 2 of P.L. , c. (C.)
40 (pending before the Legislature as this bill)⁴, the physician,
41 advanced practice nurse, or physician assistant shall sign ⁴【and
42 submit a】 the certification⁴ statement ⁴on the Preparticipation
43 Physical Evaluation form required pursuant to subsection a. of
44 section 2 of P.L. , c. (C.) (pending before the Legislature as
45 this bill)⁴ attesting to the completion of the module ⁴【to the
46 Commissioner of Education】⁴. ²The ⁴【commissioner】 board of

1 education of a public school district and the governing board or
2 chief school administrator of a nonpublic school⁴ shall retain ³[a
3 copy of a] the original³ signed statement ⁴[until an individual
4 submits a subsequent signed statement upon renewal of a
5 certification, biennial registration, or renewal of a license, as
6 applicable] to attest to the qualification of the health care
7 practitioner to perform the physical examination required by
8 subsection a. of section 2 of P.L. , c. (C.) (pending before the
9 Legislature as this bill)⁴ .²

10
11 ⁴[4. (New section) The New Jersey State Board of Nursing shall
12 require that, in addition to any other requirements provided for by
13 law, an applicant for renewal of a certification as an advanced
14 practice nurse who performs preparticipation medical examinations
15 of student-athletes, attest that, in the period since the certification
16 was last renewed, he has completed the Student-Athlete Cardiac
17 Screening professional development module developed pursuant to
18 section 3 of P.L. , c. (C.) (pending before the Legislature as
19 this bill) and has read the pamphlet developed pursuant to section 1
20 of P.L.2007, c.125 (C.18A:40-41).]⁴

21
22 ⁴[5. New section) The State Board of Medical Examiners shall
23 require that a person licensed to practice medicine and surgery and
24 who performs preparticipation medical examinations of student-
25 athletes, as a condition for biennial registration, attest that, in the
26 period since the last biennial registration, he has completed the
27 Student-Athlete Cardiac Screening professional development
28 module developed pursuant to section 3 of P.L. , c. (C.)
29 (pending before the Legislature as this bill) and has read the
30 pamphlet developed pursuant to section 1 of P.L.2007, c.125
31 (C.18A:40-41).]⁴

32
33 ⁴[6. (New section) The State Board of Medical Examiners shall
34 require that, in addition to any other requirements provided for by
35 law, an applicant for renewal of a license as a physician assistant
36 who performs preparticipation medical examinations of student-
37 athletes, attest that, in the period since the license was last renewed,
38 he has completed the Student-Athlete Cardiac Screening
39 professional development module developed pursuant to section 3
40 of P.L. , c. (C.) (pending before the Legislature as this bill)
41 and has read the pamphlet developed pursuant to section 1 of
42 P.L.2007, c.125 (C.18A:40-41).]⁴

43
44 ⁴[7.]⁴ (New section) A contract between a school district
45 and a school physician appointed pursuant to N.J.S.18A:40-1 shall
46 include a statement of assurance that the school physician has
47 completed the Student-Athlete Cardiac Screening professional

1 development module developed pursuant to section 3 of
2 P.L. , c. (C.) (pending before the Legislature as this bill) and
3 has read the pamphlet developed pursuant to section 1 of P.L.2007,
4 c.125 (C.18A:40-41).

5
6 ⁴[8.] 5.⁴ Section 1 of P.L.2007, c.125 (C.18A:40-41) is
7 amended to read as follows:

8 1. a. The Commissioner of Education, in consultation with the
9 Commissioner of Health ¹[and Senior Services]¹, the American
10 Heart Association, and the American Academy of Pediatrics, shall
11 develop a pamphlet that provides information about sudden cardiac
12 ⁴[death] arrest⁴ to student-athletes and the parents or guardians of
13 student athletes. The pamphlet shall include an explanation of
14 sudden cardiac ⁴[death] arrest⁴, its incidence among student
15 athletes, a description of early warning signs, and an overview of
16 the options that are privately available to screen for cardiac
17 conditions that may lead to sudden cardiac ⁴[death] arrest⁴,
18 including a statement about the limitations of these options.

19 b. The commissioner shall distribute the pamphlet, at no
20 charge, to all school districts in the State. The commissioner shall
21 update the pamphlet as necessary, and shall make additional copies
22 available to nonpublic schools upon request.

23 c. In the 2007-2008 through the ¹[2011-2012] 2012-2013¹
24 school [year and in each school year thereafter] years, each school
25 district shall distribute the pamphlet to the parents or guardians of
26 students participating in school sports.

27 d. In the ¹[2012-2013] 2013-2014¹ school year and in each
28 subsequent school year, a school district shall distribute the
29 pamphlet to each student-athlete and to the parents or guardians of
30 student-athletes, as part of the student's preparticipation ⁴[medical]
31 physical⁴ examination and completion of athletic permission forms.
32 A student-athlete and the parent or guardian of the student-athlete
33 shall certify in writing that they received and reviewed the
34 pamphlet.

35 (cf: P.L.2012, c.17, s.80)

36
37 ⁴[9.] 6.⁴ (New section) The State Board of Education shall
38 promulgate regulations pursuant to the "Administrative Procedure
39 Act," P.L.1968, c.410 (C.52:14B-1 et seq.), necessary to effectuate
40 the provisions of this act.

41
42 ⁴[10.] 7.⁴ This act shall take effect on the first day of the fourth
43 month next following the date of enactment, but the State Board of
44 Education may take such anticipatory administrative action in
45 advance thereof as shall be necessary for the implementation of this
46 act.

S1912 [4R]

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4

“Scholastic Student-Athlete Safety Act;” establishes measures to ensure health of student-athletes.

SENATE, No. 1912

STATE OF NEW JERSEY
215th LEGISLATURE

INTRODUCED MAY 14, 2012

Sponsored by:

Senator FRED H. MADDEN, JR.

District 4 (Camden and Gloucester)

SYNOPSIS

“Scholastic Student-Athlete Safety Act;” establishes measures to ensure health of student-athletes.

CURRENT VERSION OF TEXT

As introduced.



S1912 MADDEN

2

1 AN ACT concerning the health of student-athletes, amending
2 P.L.2007, c.125, and supplementing Title 18A of the New Jersey
3 Statutes and Title 45 of the Revised Statutes.

4

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

7

8 1. (New section) Sections 2 through 7 of this act shall be
9 known and may be cited as the “Scholastic Student-Athlete Safety
10 Act.”

11

12 2. (New section) a. The board of education of a public school
13 district and the governing board or chief school administrator of a
14 nonpublic school shall require that prior to the participation of any
15 student enrolled in grades six to 12 on a school-sponsored
16 interscholastic or intramural athletic team or squad, the student
17 shall have a medical examination using the “Preparticipation
18 Physical Evaluation” form developed jointly by the American
19 Academy of Family Physicians, American Academy of Pediatrics,
20 American College of Sports Medicine, American Medical Society
21 for Sports Medicine, American Orthopaedic Society for Sports
22 Medicine, and American Osteopathic Academy of Sports Medicine.
23 The Preparticipation Physical Evaluation form shall include the
24 History and Physical Examination components.

25 b. The medical examination required by subsection a. of this
26 section shall be conducted within 365 days prior to the first day of
27 official practice in an athletic season and shall be conducted by a
28 licensed physician, advanced practice nurse, or physician assistant.
29 Each student whose medical examination was completed more than
30 90 days prior to the first day of official practice in an athletic
31 season shall provide a health history update questionnaire,
32 completed and signed by the student’s parent or guardian. The
33 completed health history update questionnaire shall be reviewed by
34 the school nurse and shall include information as to whether, in the
35 time period since the date of the student’s last preparticipation
36 medical examination, the student has:

- 37 (1) been medically advised not to participate in a sport;
38 (2) sustained a concussion, been unconscious or lost memory
39 from a blow to the head;
40 (3) broken a bone or sprained, strained, or dislocated any
41 muscles or joints;
42 (4) fainted or blacked out;
43 (5) experienced chest pains, shortness of breath, or heart racing;
44 (6) had a recent history of fatigue and unusual tiredness;

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.

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1 (7) been hospitalized, visited an emergency room, or had a
2 significant medical illness;

3 (8) started or stopped taking any over the counter or prescribed
4 medications; or

5 (9) had a sudden death in the family, or whether any member of
6 the student's family under the age of 50 has had a heart attack or
7 heart trouble.

8 c. A board of education of a public school district and the
9 governing board or chief school administrator of a nonpublic school
10 shall not permit a student enrolled in grades six to 12 to participate
11 on a school-sponsored interscholastic or intramural athletic team or
12 squad unless the student has a completed Preparticipation Physical
13 Evaluation form and, if applicable, a completed health history
14 update questionnaire as required by subsections a. and b. of this
15 section.

16

17 3. (New section) a. The Commissioner of Education, in
18 consultation with the New Jersey Chapter of the American
19 Academy of Pediatrics, the New Jersey Academy of Family
20 Physicians, the American Heart Association, and the New Jersey
21 Chapter of the American College of Cardiology, shall develop, by
22 the 2012-2013 school year, a Student-Athlete Cardiac Screening
23 professional development module to increase the assessment skills
24 of those medical professionals who perform student-athlete medical
25 examinations and screenings. The module shall include, but need
26 not be limited to, the following:

27 (1) how to complete and review a detailed medical history with
28 an emphasis on cardiovascular family history and personal reports
29 of symptoms;

30 (2) identifying symptoms of sudden cardiac death that may
31 require follow up with a cardiologist;

32 (3) recognizing normal structural changes of the athletic heart;

33 (4) recognizing prodromal symptoms that precede sudden cardiac
34 death;

35 (5) performing the cardiovascular physical examination;

36 (6) reviewing the major etiologies of sudden unexplained cardiac
37 death with an emphasis on structural abnormalities and acquired
38 conditions; and

39 (7) when to refer a student to a cardiologist for further
40 assessment.

41 b. The module developed pursuant to subsection a. of this
42 section and the pamphlet developed pursuant to section 1 of
43 P.L.2007, c.125 (C.18A:40-41) shall be posted on the websites of
44 the Department of Education, the American Academy of Pediatrics,
45 the New Jersey Academy of Family Physicians, the American Heart
46 Association, and the American College of Cardiology.

47 c. A physician, advanced practice nurse, or physician assistant
48 who performs a student-athlete's annual medical examination prior

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1 to the student's participation in a school-sponsored interscholastic
2 or intramural athletic team or squad shall complete the Student-
3 Athlete Cardiac Screening professional development module
4 developed pursuant to subsection a. of this section. Upon
5 completion of the module, the physician, advanced practice nurse,
6 or physician assistant shall sign and submit a statement attesting to
7 the completion of the module to the Commissioner of Education.

8
9 4. (New section) The New Jersey State Board of Nursing shall
10 require that, in addition to any other requirements provided for by
11 law, an applicant for renewal of a certification as an advanced
12 practice nurse who performs preparticipation medical examinations
13 of student-athletes, attest that, in the period since the certification
14 was last renewed, he has completed the Student-Athlete Cardiac
15 Screening professional development module developed pursuant to
16 section 3 of P.L. , c. (C.) (pending before the Legislature as
17 this bill) and has read the pamphlet developed pursuant to section 1
18 of P.L.2007, c.125 (C.18A:40-41).

19
20 5. (New section) The State Board of Medical Examiners shall
21 require that a person licensed to practice medicine and surgery and
22 who performs preparticipation medical examinations of student-
23 athletes, as a condition for biennial registration, attest that, in the
24 period since the last biennial registration, he has completed the
25 Student-Athlete Cardiac Screening professional development
26 module developed pursuant to section 3 of P.L. , c. (C.)
27 (pending before the Legislature as this bill) and has read the
28 pamphlet developed pursuant to section 1 of P.L.2007, c.125
29 (C.18A:40-41).

30
31 6. (New section) The State Board of Medical Examiners shall
32 require that, in addition to any other requirements provided for by
33 law, an applicant for renewal of a license as a physician assistant
34 who performs preparticipation medical examinations of student-
35 athletes, attest that, in the period since the license was last renewed,
36 he has completed the Student-Athlete Cardiac Screening
37 professional development module developed pursuant to section 3
38 of P.L. , c. (C.) (pending before the Legislature as this bill)
39 and has read the pamphlet developed pursuant to section 1 of
40 P.L.2007, c.125 (C.18A:40-41).

41
42 7. (New section) A contract between a school district and a
43 school physician appointed pursuant to N.J.S.18A:40-1 shall
44 include a statement of assurance that the school physician has
45 completed the Student-Athlete Cardiac Screening professional
46 development module developed pursuant to section 3 of P.L. , c.
47 (C.) (pending before the Legislature as this bill) and has read the

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5

1 pamphlet developed pursuant to section 1 of P.L.2007, c.125
2 (C.18A:40-41).

3

4 8. Section 1 of P.L.2007, c.125 (C.18A:40-41) is amended to
5 read as follows:

6 1. a. The Commissioner of Education, in consultation with the
7 Commissioner of Health and Senior Services, the American Heart
8 Association, and the American Academy of Pediatrics, shall
9 develop a pamphlet that provides information about sudden cardiac
10 death to student-athletes and the parents or guardians of student
11 athletes. The pamphlet shall include an explanation of sudden
12 cardiac death, its incidence among student athletes, a description of
13 early warning signs, and an overview of the options that are
14 privately available to screen for cardiac conditions that may lead to
15 sudden cardiac death, including a statement about the limitations of
16 these options.

17 b. The commissioner shall distribute the pamphlet, at no
18 charge, to all school districts in the State. The commissioner shall
19 update the pamphlet as necessary, and shall make additional copies
20 available to nonpublic schools upon request.

21 c. In the 2007-2008 through the 2011-2012 school [year and in
22 each school year thereafter] years, each school district shall
23 distribute the pamphlet to the parents or guardians of students
24 participating in school sports.

25 d. In the 2012-2013 school year and in each subsequent school
26 year, a school district shall distribute the pamphlet to each student-
27 athlete and to the parents or guardians of student-athletes, as part of
28 the student's preparticipation medical examination and completion
29 of athletic permission forms. A student-athlete and the parent or
30 guardian of the student-athlete shall certify in writing that they
31 received and reviewed the pamphlet.

32 (cf: P.L.2007, c.125)

33

34 9. (New section) The State Board of Education shall
35 promulgate regulations pursuant to the "Administrative Procedure
36 Act," P.L.1968, c.410 (C.52:14B-1 et seq.), necessary to effectuate
37 the provisions of this act.

38

39 10. This act shall take effect on the first day of the fourth month
40 next following the date of enactment, but the State Board of
41 Education may take such anticipatory administrative action in
42 advance thereof as shall be necessary for the implementation of this
43 act.

44

45 STATEMENT

46

47 This bill would require public and nonpublic schools to require
48 that any student enrolled in grades six to 12 have a medical

1 examination prior to participation on a school-sponsored
2 interscholastic or intramural athletic team or squad. The bill would
3 require that the medical examination be conducted using the
4 “Preparticipation Physical Evaluation” form, developed jointly by
5 the American Academy of Family Physicians, American Academy
6 of Pediatrics, American College of Sports Medicine, American
7 Medical Society for Sports Medicine, American Orthopaedic
8 Society for Sports Medicine, and American Osteopathic Academy
9 of Sports Medicine.

10 The medical examination required under the bill must be
11 conducted within 365 days prior to the first day of official practice
12 in an athletic season and must be conducted by a licensed physician,
13 advanced practice nurse, or physician assistant. If the exam is
14 conducted more than 90 days prior to the first practice, the student
15 also must submit a health history update questionnaire for review
16 by the school nurse, which includes certain medical history
17 information with regard to the time period since the date of the
18 student’s last preparticipation medical examination. Under the bill,
19 a public or nonpublic school may not permit a student in grades six
20 to 12 to participate in school-sponsored athletics unless the student
21 has a completed Preparticipation Physical Evaluation form and, if
22 applicable, a completed health history update questionnaire.

23 Current State Board of Education regulations require school
24 districts to ensure that students in grades six to 12 have a medical
25 examination prior to participation in school-sponsored athletics,
26 with the findings of the examination documented on a form
27 approved by the Commissioner of Education. This bill would
28 require a medical exam for students in both public and nonpublic
29 schools who participate in athletics and would require schools to
30 use the “Preparticipation Physical Evaluation” form developed by
31 six major American medical societies.

32 The bill also directs the Commissioner of Education, in
33 consultation with the New Jersey Chapter of the American
34 Academy of Pediatrics, the New Jersey Academy of Family
35 Physicians, the American Heart Association, and the New Jersey
36 Chapter of the American College of Cardiology to develop, by the
37 2012-2013 school year, a Student-Athlete Cardiac Screening
38 professional development module to increase the assessment skills
39 of those medical professionals who perform student-athlete
40 assessments and screenings. The bill provides that the module and
41 the pamphlet developed pursuant to P.L.2007, c.125 (C.18A:40-41)
42 be posted on the websites of the Department of Education, the
43 American Academy of Pediatrics, the New Jersey Academy of
44 Family Physicians, the American Heart Association, and the
45 American College of Cardiology.

46 Under the bill, a physician, advanced practice nurse, or physician
47 assistant who performs a student-athlete’s annual medical
48 examination prior to the student’s participation in a school-

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1 sponsored interscholastic or intramural athletic team or squad must
2 complete the Student-Athlete Cardiac Screening professional
3 development module. Upon completion of the module, the
4 physician, advanced practice nurse, or physician assistant must
5 sign and submit a statement attesting to the module's completion to
6 the Commissioner of Education.

7 The bill also requires the completion of the Student-Athlete
8 Cardiac Screening professional development module as a condition
9 of continued licensing or certification for any physician, advanced
10 practice nurse, or physician assistant who performs preparticipation
11 examinations of student-athletes.

12 P.L.2007, c.125 (C.18A:40-41), which was approved on August
13 6, 2007, directed the Commissioner of Education to develop a
14 pamphlet that provides information about sudden cardiac death, its
15 early warning signs, and its incidence among student athletes. The
16 commissioner was to make the pamphlet available at no charge to
17 all school districts, and in each school year, a school district was to
18 distribute the pamphlet to the parents or guardians of students
19 participating in school sports. This bill amends P.L.2007, c.125
20 (C.18A:40-41) to provide that beginning in the 2012-2013 school
21 year, a pamphlet providing information about sudden cardiac death
22 will be distributed to a student athlete and to his parents or
23 guardians at the time of the student's preparticipation medical
24 examination and completion of athletic permission forms. Both the
25 student and his parents or guardians will certify in writing that they
26 received and reviewed the pamphlet.

SENATE EDUCATION COMMITTEE

STATEMENT TO

SENATE, No. 1912

with committee amendments

STATE OF NEW JERSEY

DATED: SEPTEMBER 24, 2012

The Senate Education Committee favorably reports Senate Bill No. 1912 with committee amendments.

As amended, this bill would require public and nonpublic schools to require that any student enrolled in grades six to 12 have a medical examination prior to participation on a school-sponsored interscholastic or intramural athletic team or squad. The bill would require that the medical examination be conducted using the “Preparticipation Physical Evaluation” form, developed jointly by the American Academy of Family Physicians, American Academy of Pediatrics, American College of Sports Medicine, American Medical Society for Sports Medicine, American Orthopaedic Society for Sports Medicine, and American Osteopathic Academy of Sports Medicine.

The medical examination required under the bill must be conducted within 365 days prior to the first day of official practice in an athletic season and must be conducted by a licensed physician, advanced practice nurse, or physician assistant. If the exam is conducted more than 90 days prior to the first practice, the student also must submit a health history update questionnaire for review by the school nurse and, if applicable, the school athletic trainer, which includes certain medical history information with regard to the time period since the date of the student’s last preparticipation medical examination. Under the bill, a public or nonpublic school may not permit a student in grades six to 12 to participate in school-sponsored athletics unless the student has a completed Preparticipation Physical Evaluation form and, if applicable, a completed health history update questionnaire.

Current State Board of Education regulations require school districts to ensure that students in grades six to 12 have a medical examination prior to participation in school-sponsored athletics, with the findings of the examination documented on a form approved by the Commissioner of Education. This bill would require a medical exam for students in both public and nonpublic schools who participate in athletics and would require schools to use the “Preparticipation Physical Evaluation” form developed by six major American medical societies.

The bill also directs the Commissioner of Education, in consultation with the New Jersey Chapter of the American Academy of Pediatrics, the New Jersey Academy of Family Physicians, the American Heart Association, and the New Jersey Chapter of the American College of Cardiology to develop, by the 2013-2014 school year, a Student-Athlete Cardiac Screening professional development module to increase the assessment skills of those medical professionals who perform student-athlete assessments and screenings. The bill provides that the module and the pamphlet developed pursuant to P.L.2007, c.125 (C.18A:40-41) be posted on the websites of the Department of Education, the American Academy of Pediatrics, the New Jersey Academy of Family Physicians, the American Heart Association, the American College of Cardiology, and the Athletic Trainers' Society of New Jersey.

Under the bill, a physician, advanced practice nurse, or physician assistant who performs a student-athlete's annual medical examination prior to the student's participation in a school-sponsored interscholastic or intramural athletic team or squad must complete the Student-Athlete Cardiac Screening professional development module. Upon completion of the module, the physician, advanced practice nurse, or physician assistant must sign and submit a statement attesting to the module's completion to the Commissioner of Education.

The bill also requires the completion of the Student-Athlete Cardiac Screening professional development module as a condition of continued licensing or certification for any physician, advanced practice nurse, or physician assistant who performs preparticipation examinations of student-athletes.

P.L.2007, c.125 (C.18A:40-41), which was approved on August 6, 2007, directed the Commissioner of Education to develop a pamphlet that provides information about sudden cardiac death, its early warning signs, and its incidence among student athletes. The commissioner was to make the pamphlet available at no charge to all school districts, and in each school year, a school district was to distribute the pamphlet to the parents or guardians of students participating in school sports. This bill amends P.L.2007, c.125 (C.18A:40-41) to provide that beginning in the 2013-2014 school year, a pamphlet providing information about sudden cardiac death will be distributed to a student athlete and to his parents or guardians at the time of the student's preparticipation medical examination and completion of athletic permission forms. Both the student and his parents or guardians will certify in writing that they received and reviewed the pamphlet.

The committee amended the bill to: provide that a completed health history update questionnaire be reviewed by the school athletic trainer where applicable, in addition to the school nurse; include the Athletic Trainers' Society of New Jersey as an organization that must post on its website the Student-Athlete Cardiac Screening professional

development module and the pamphlet on sudden cardiac death developed pursuant to N.J.S.A.18A:40-41; and update the school year references throughout the bill.

SENATE BUDGET AND APPROPRIATIONS COMMITTEE

STATEMENT TO

[First Reprint]

SENATE, No. 1912

STATE OF NEW JERSEY

DATED: DECEMBER 17, 2012

The Senate Budget and Appropriations Committee reports favorably Senate Bill No. 1912 (1R).

This bill codifies existing State Board of Education regulations that require that prior to the participation of any student enrolled in grades six to 12 on a school-sponsored interscholastic or intramural athletic team or squad, the student must have a medical examination using the “Preparticipation Physical Evaluation” form within 365 days prior to the first day of official practice. The bill requires that the medical examination be conducted using the evaluation form developed jointly by the American Academy of Family Physicians, American Academy of Pediatrics, American College of Sports Medicine, and the American Orthopaedic Academy of Sports Medicine. The physical examination must be conducted by a licensed physician, advanced practice nurse, or a physician assistant.

The bill also requires that the Commissioner of Education, in consultation with the New Jersey Chapter of the American Academy of Pediatrics, the New Jersey Academy of Family Physicians, the American Heart Association, and the New Jersey Chapter of the American College of Cardiology, develop a Student-Athlete Cardiac Screening professional development module. A licensed physician, advanced practice nurse, or physician assistant who performs preparticipation medical examinations would be required to periodically complete the professional development module.

Lastly, under current law, the commissioner is required to distribute a pamphlet containing information on sudden cardiac death to all school districts, and, upon request, to nonpublic schools. Under Senate Bill No. 1912 (1R), school districts would be required to distribute the pamphlet to each student-athlete and the parent or guardian as part of the preparticipation examination and completion of athletic permission forms.

FISCAL IMPACT:

The OLS anticipates that this legislation may lead to a minimal increase in State expenditures. First, the State may incur additional

costs when developing the Athlete Cardiac Screening professional development module. Second, the bill requires that school districts distribute a copy of the pamphlet on sudden cardiac death to each student-athlete and the parent or guardian as part of the preparticipation examination and completion of athletic permission forms. This may cause the department to incur additional costs to produce more copies of the pamphlet. The student-athlete and the parent or guardian would certify in writing that they received and reviewed the pamphlet.

LEGISLATIVE FISCAL ESTIMATE

[First Reprint]

SENATE, No. 1912 STATE OF NEW JERSEY 215th LEGISLATURE

DATED: JANUARY 4, 2013

SUMMARY

Synopsis: “Scholastic Student-Athlete Safety Act;” establishes measures to ensure health of student-athletes.

Type of Impact: Minimal General Fund Expenditure Increase

Agencies Affected: Department of Education

Office of Legislative Services Estimate

Fiscal Impact	<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>
State Cost	Minimal Expenditure Increase		

- The Office of Legislative Services (OLS) notes that Senate Bill No. 1912 (1R) of 2012 may result in a minimal increase in Department of Education expenditures when the Commissioner of Education develops the required Student-Athlete Cardiac Screening professional development module. Additionally, the department may incur minimal additional costs for printing more copies of the pamphlet on sudden cardiac death.

BILL DESCRIPTION

Senate Bill No. 1912 (1R) of 2012 codifies existing State Board of Education regulations that require that prior to the participation of any student enrolled in grades six to 12 on a school-sponsored interscholastic or intramural athletic team or squad, the student must have a medical examination using the “Preparticipation Physical Evaluation” form within 365 days prior to the first day of official practice. The bill requires that the medical examination be conducted using the evaluation form developed jointly by the American Academy of Family Physicians, American Academy of Pediatrics, American College of Sports Medicine, and the American Orthopaedic Academy of Sports Medicine. The physical examination must be conducted by a licensed physician, advanced practice nurse, or a physician assistant.

The bill also requires that the Commissioner of Education, in consultation with the New Jersey Chapter of the American Academy of Pediatrics, the New Jersey Academy of Family Physicians, the American Heart Association, and the New Jersey Chapter of the American College of Cardiology, develop a Student-Athlete Cardiac Screening professional development module. A licensed physician, advanced practice nurse, or physician assistant who performs preparticipation medical examinations would be required to periodically complete the professional development module.

Last, under current law, the commissioner is required to distribute a pamphlet containing information on sudden cardiac death to all school districts, and, upon request, to nonpublic schools. Under Senate Bill No. 1912 (1R), school districts would be required to distribute the pamphlet to each student-athlete and the parent or guardian as part of the preparticipation examination and completion of athletic permission forms.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS anticipates that Senate Bill No. 1912 (1R) of 2012 may lead to a minimal increase in State expenditures. First, the State may incur additional costs when developing the Athlete Cardiac Screening professional development module. Second, the bill requires that school districts distribute a copy of the pamphlet on sudden cardiac death to each student-athlete and the parent or guardian as part of the preparticipation examination and completion of athletic permission forms. This may cause the department to incur additional costs to produce more copies of the pamphlet. The student-athlete and the parent or guardian would certify in writing that they received and reviewed the pamphlet.

Section: Education
Analyst: Allen T. Dupree
Lead Fiscal Analyst
Approved: David J. Rosen
Legislative Budget and Finance Officer

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

ASSEMBLY EDUCATION COMMITTEE

STATEMENT TO

[First Reprint]

SENATE, No. 1912

with committee amendments

STATE OF NEW JERSEY

DATED: FEBRUARY 11, 2013

The Assembly Education Committee reports favorably Senate Bill No. 1912 (1R) with committee amendments.

This bill would require public and nonpublic schools to require that any student enrolled in grades six to 12 have a medical examination prior to participation on a school-sponsored interscholastic or intramural athletic team or squad. The bill would require that the medical examination be conducted using the “Preparticipation Physical Evaluation” form, developed jointly by the American Academy of Family Physicians, American Academy of Pediatrics, American College of Sports Medicine, American Medical Society for Sports Medicine, American Orthopaedic Society for Sports Medicine, and American Osteopathic Academy of Sports Medicine.

The medical examination required under the bill must be conducted within 365 days prior to the first day of official practice in an athletic season and must be conducted by a licensed physician, advanced practice nurse, or physician assistant. If the exam is conducted more than 90 days prior to the first practice, the student also must submit a health history update questionnaire for review by the school nurse and, if applicable, the school athletic trainer, which includes certain medical history information with regard to the time period since the date of the student’s last preparticipation medical examination. Under the bill, a public or nonpublic school may not permit a student in grades six to 12 to participate in school-sponsored athletics unless the student has a completed Preparticipation Physical Evaluation form and, if applicable, a completed health history update questionnaire.

Current State Board of Education regulations require school districts to ensure that students in grades six to 12 have a medical examination prior to participation in school-sponsored athletics, with the findings of the examination documented on a form approved by the Commissioner of Education. This bill would require a medical exam for students in both public and nonpublic schools who participate in athletics and would require schools to use the “Preparticipation

Physical Evaluation” form developed by six major American medical societies.

The bill also directs the Commissioners of Education and Health, in consultation with the New Jersey Chapter of the American Academy of Pediatrics, the New Jersey Academy of Family Physicians, the American Heart Association, and the New Jersey Chapter of the American College of Cardiology to develop, by the 2013-2014 school year, a Student-Athlete Cardiac Screening professional development module to increase the assessment skills of those medical professionals who perform student-athlete assessments and screenings. The bill provides that the module and the pamphlet developed pursuant to P.L.2007, c.125 (C.18A:40-41) be posted on the websites of the Department of Education, the American Academy of Pediatrics, the New Jersey Academy of Family Physicians, the American Heart Association, the American College of Cardiology, the Athletic Trainers’ Society of New Jersey, the State Board of Medical Examiners, the New Jersey State Board of Nursing, and the New Jersey State Society of Physician Assistants.

Under the bill, a physician, advanced practice nurse, or physician assistant who performs a student-athlete’s annual medical examination prior to the student’s participation in a school-sponsored interscholastic or intramural athletic team or squad must complete the Student-Athlete Cardiac Screening professional development module. Upon completion of the module, the physician, advanced practice nurse, or physician assistant must sign and submit a statement attesting to the module’s completion to the Commissioner of Education, and the commissioner must retain a copy of that signed statement until an individual submits a subsequent statement upon renewal of a certification, biennial registration, or a renewal of a license, as applicable.

The bill also requires the completion of the Student-Athlete Cardiac Screening professional development module as a condition of continued licensing or certification for any physician, advanced practice nurse, or physician assistant who performs preparticipation examinations of student-athletes.

P.L.2007, c.125 (C.18A:40-41), which was approved on August 6, 2007, directed the Commissioner of Education to develop a pamphlet that provides information about sudden cardiac death, its early warning signs, and its incidence among student athletes. The commissioner was to make the pamphlet available at no charge to all school districts, and in each school year, a school district was to distribute the pamphlet to the parents or guardians of students participating in school sports. This bill amends P.L.2007, c.125 (C.18A:40-41) to provide that beginning in the 2013-2014 school year, a pamphlet providing information about sudden cardiac death will be distributed to a student athlete and to his parents or guardians at the time of the student’s preparticipation medical examination and completion of athletic

permission forms. Both the student and his parents or guardians will certify in writing that they received and reviewed the pamphlet.

The committee amended the bill to: direct the Commissioner of Health, in addition to the Commissioner of Education, to develop a Student-Athlete Cardiac Screening professional development module; include the State Board of Medical Examiners, the New Jersey State Board of Nursing, and the New Jersey State Society of Physician Assistants as organizations that must post on their websites the Student-Athlete Cardiac Screening professional development module and the pamphlet on sudden cardiac death developed pursuant to N.J.S.A.18A:40-41; and require that the Commissioner of Education retain a copy of the statement attesting to the completion of the professional development module.

As reported by committee, this bill is identical to Assembly Bill No. 3048, with Assembly committee amendments, which was also reported on the same date.

STATEMENT TO
[Second Reprint]
SENATE, No. 1912

with Assembly Floor Amendments
(Proposed by Assemblyman DIEGNAN)

ADOPTED: FEBRUARY 14, 2013

These floor amendments specify that the Commissioner of Education must retain the original signed statement submitted by an individual attesting to the completion of the Student-Athlete Cardiac Screening professional development module, rather than a copy of the signed statement.

ASSEMBLY EDUCATION COMMITTEE

STATEMENT TO

[Third Reprint]

SENATE, No. 1912

with committee amendments

STATE OF NEW JERSEY

DATED: MARCH 14, 2013

The Assembly Education Committee reports favorably Senate Bill No 1912 (3R) with committee amendments.

As amended, this bill would require public and nonpublic schools to require that any student enrolled in grades six to 12 have a physical examination prior to participation on a school-sponsored interscholastic or intramural athletic team or squad. The bill would require that the physical examination be conducted using the "Preparticipation Physical Evaluation" form, developed jointly by the American Academy of Family Physicians, American Academy of Pediatrics, American College of Sports Medicine, American Medical Society for Sports Medicine, American Orthopaedic Society for Sports Medicine, and American Osteopathic Academy of Sports Medicine.

The physical examination required under the bill must be conducted within 365 days prior to the first day of official practice in an athletic season and must be conducted by a licensed physician, advanced practice nurse, or physician assistant. If the exam is conducted more than 90 days prior to the first practice, the student also must submit a health history update questionnaire for review by the school nurse and, if applicable, the school athletic trainer, which includes certain medical history information with regard to the time period since the date of the student's last preparticipation medical examination. Under the bill, a public or nonpublic school may not permit a student in grades six to 12 to participate in school-sponsored athletics unless the student has a completed Preparticipation Physical Evaluation form and, if applicable, a completed health history update questionnaire.

Current State Board of Education regulations require school districts to ensure that students in grades six to 12 have a physical examination prior to participation in school-sponsored athletics, with the findings of the examination documented on a form approved by the Commissioner of Education. This bill would require a physical exam for students in both public and nonpublic schools who participate in

athletics and would require schools to use the Preparticipation Physical Evaluation form developed by six major American medical societies.

The bill also directs the Commissioners of Education and Health, in consultation with the New Jersey Chapter of the American Academy of Pediatrics, the New Jersey Academy of Family Physicians, the American Heart Association, and the New Jersey Chapter of the American College of Cardiology to develop, by the 2013-2014 school year, a Student-Athlete Cardiac Screening professional development module to increase the assessment skills of those medical professionals who perform student-athlete assessments and screenings. The bill provides that the module and the pamphlet developed pursuant to P.L.2007, c.125 (C.18A:40-41) be posted on the websites of the Department of Education, the American Academy of Pediatrics, the New Jersey Academy of Family Physicians, the American Heart Association, the American College of Cardiology, the Athletic Trainers' Society of New Jersey, the State Board of Medical Examiners, the New Jersey State Board of Nursing, and the New Jersey State Society of Physician Assistants.

Under the bill, a physician, advanced practice nurse, or physician assistant who performs a student-athlete's annual physical examination prior to the student's participation in a school-sponsored interscholastic or intramural athletic team or squad must complete the Student-Athlete Cardiac Screening professional development module. The Preparticipation Physical Evaluation form would also include a certification statement, to be signed by the health care practitioner who performs the physical examination attesting to the completion of the module. The board of education and the governing board or chief school administrator of a nonpublic school will retain the signed statement to attest to the qualification of the health care practitioner to perform the physical examination.

P.L.2007, c.125 (C.18A:40-41), which was approved on August 6, 2007, directed the Commissioner of Education to develop a pamphlet that provides information about sudden cardiac death, its early warning signs, and its incidence among student athletes. The commissioner was to make the pamphlet available at no charge to all school districts, and in each school year, a school district was to distribute the pamphlet to the parents or guardians of students participating in school sports. This bill amends P.L.2007, c.125 (C.18A:40-41) to provide that beginning in the 2013-2014 school year, a pamphlet providing information about sudden cardiac arrest will be distributed to a student athlete and to his parents or guardians at the time of the student's preparticipation physical examination and completion of athletic permission forms. Both the student and his parents or guardians will certify in writing that they received and reviewed the pamphlet.

The committee amended the bill to:

- 1) change the term "medical examination" to "physical examination"; and

2) eliminate the requirement that a physician, advanced practice nurse, or physician assistant who performs preparticipation physical examinations of student-athletes, attest to the respective licensing board at the time of the renewal of a license, certification, or registration, as applicable, that he has completed the Student-Athlete Cardiac Screening professional development module developed under the bill. Rather, the amendments require that the Preparticipation Physical Evaluation form include a certification statement that will be signed by the physician, advanced practice nurse, or physician assistant who performs the physical examination attesting to the fact that he has completed the professional development module. Under the amendments, the signed certification statement will be retained by the board of education of a public school district or the governing board or chief school administrator of the nonpublic school rather than the Commissioner of Education.

LEGISLATIVE FISCAL ESTIMATE

[Fourth Reprint]

SENATE, No. 1912 STATE OF NEW JERSEY 215th LEGISLATURE

DATED: MAY 15, 2013

SUMMARY

Synopsis: “Scholastic Student-Athlete Safety Act;” establishes measures to ensure health of student-athletes.

Type of Impact: Minimal General Fund Expenditure Increase

Agencies Affected: Department of Education

Office of Legislative Services Estimate

Fiscal Impact	<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>
State Cost	Minimal Expenditure Increase		

- The Office of Legislative Services (OLS) notes that Senate Bill No. 1912 (4R) of 2012 may result in a minimal increase in Department of Education expenditures when the Commissioner of Education develops the required Student-Athlete Cardiac Screening professional development module. Additionally, the department may incur minimal additional costs for printing more copies of the pamphlet on sudden cardiac arrest.

BILL DESCRIPTION

Senate Bill No. 1912 (4R) of 2012 codifies existing State Board of Education regulations that require that prior to the participation of any student enrolled in grades six to 12 on a school-sponsored interscholastic or intramural athletic team or squad, the student must have a physical examination using the “Preparticipation Physical Evaluation” form within 365 days prior to the first day of official practice. The bill requires that the physical examination be conducted using the evaluation form developed jointly by the American Academy of Family Physicians, American Academy of Pediatrics, American College of Sports Medicine, and the American Orthopaedic Academy of Sports Medicine. The physical examination must be conducted by a licensed physician, advanced practice nurse, or a physician assistant.

The bill also requires that the Commissioners of Education and Health, in consultation with the New Jersey Chapter of the American Academy of Pediatrics, the New Jersey Academy of Family Physicians, the American Heart Association, and the New Jersey Chapter of the American College of Cardiology, develop a Student-Athlete Cardiac Screening professional development module. A licensed physician, advanced practice nurse, or physician assistant who performs preparticipation medical examinations would be required to periodically complete the professional development module.

Last, under current law, the commissioner is required to distribute a pamphlet containing information on sudden cardiac arrest to all school districts, and, upon request, to nonpublic schools. Under Senate Bill No. 1912 (4R), school districts would be required to distribute the pamphlet to each student-athlete and the parent or guardian as part of the preparticipation examination and completion of athletic permission forms.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS anticipates that Senate Bill No. 1912 (4R) of 2012 may lead to a minimal increase in State expenditures. First, the State may incur additional costs when developing the Athlete Cardiac Screening professional development module. Second, the bill requires that school districts distribute a copy of the pamphlet on sudden cardiac arrest to each student-athlete and the parent or guardian as part of the preparticipation examination and completion of athletic permission forms. This may cause the department to incur additional costs to produce more copies of the pamphlet. The student-athlete and the parent or guardian would certify in writing that they received and reviewed the pamphlet.

Section: Education

*Analyst: Allen T. Dupree
Lead Fiscal Analyst*

*Approved: David J. Rosen
Legislative Budget and Finance Officer*

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

ASSEMBLY, No. 3048

STATE OF NEW JERSEY 215th LEGISLATURE

INTRODUCED JUNE 7, 2012

Sponsored by:

Assemblyman PATRICK J. DIEGNAN, JR.

District 18 (Middlesex)

Assemblyman THOMAS P. GIBLIN

District 34 (Essex and Passaic)

Co-Sponsored by:

Assemblywoman Stender and Assemblyman Benson

SYNOPSIS

“Scholastic Student-Athlete Safety Act;” establishes measures to ensure health of student-athletes.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 7/31/2012)

1 AN ACT concerning the health of student-athletes, amending
2 P.L.2007, c.125, and supplementing Title 18A of the New Jersey
3 Statutes and Title 45 of the Revised Statutes.

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

7
8 1. (New section) Sections 2 through 7 of this act shall be
9 known and may be cited as the “Scholastic Student-Athlete Safety
10 Act.”

11
12 2. (New section) a. The board of education of a public school
13 district and the governing board or chief school administrator of a
14 nonpublic school shall require that prior to the participation of any
15 student enrolled in grades six to 12 on a school-sponsored
16 interscholastic or intramural athletic team or squad, the student
17 shall have a medical examination using the “Preparticipation
18 Physical Evaluation” form developed jointly by the American
19 Academy of Family Physicians, American Academy of Pediatrics,
20 American College of Sports Medicine, American Medical Society
21 for Sports Medicine, American Orthopaedic Society for Sports
22 Medicine, and American Osteopathic Academy of Sports Medicine.
23 The Preparticipation Physical Evaluation form shall include the
24 History and Physical Examination components.

25 b. The medical examination required by subsection a. of this
26 section shall be conducted within 365 days prior to the first day of
27 official practice in an athletic season and shall be conducted by a
28 licensed physician, advanced practice nurse, or physician assistant.
29 Each student whose medical examination was completed more than
30 90 days prior to the first day of official practice in an athletic
31 season shall provide a health history update questionnaire,
32 completed and signed by the student’s parent or guardian. The
33 completed health history update questionnaire shall be reviewed by
34 the school nurse and shall include information as to whether, in the
35 time period since the date of the student’s last preparticipation
36 medical examination, the student has:

- 37 (1) been medically advised not to participate in a sport;
38 (2) sustained a concussion, been unconscious or lost memory
39 from a blow to the head;
40 (3) broken a bone or sprained, strained, or dislocated any
41 muscles or joints;
42 (4) fainted or blacked out;
43 (5) experienced chest pains, shortness of breath, or heart racing;
44 (6) had a recent history of fatigue and unusual tiredness;

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.

1 (7) been hospitalized, visited an emergency room, or had a
2 significant medical illness;

3 (8) started or stopped taking any over the counter or prescribed
4 medications; or

5 (9) had a sudden death in the family, or whether any member of
6 the student's family under the age of 50 has had a heart attack or
7 heart trouble.

8 c. A board of education of a public school district and the
9 governing board or chief school administrator of a nonpublic school
10 shall not permit a student enrolled in grades six to 12 to participate
11 on a school-sponsored interscholastic or intramural athletic team or
12 squad unless the student has a completed Preparticipation Physical
13 Evaluation form and, if applicable, a completed health history
14 update questionnaire as required by subsections a. and b. of this
15 section.

16

17 3. (New section) a. The Commissioner of Education, in
18 consultation with the New Jersey Chapter of the American
19 Academy of Pediatrics, the New Jersey Academy of Family
20 Physicians, the American Heart Association, and the New Jersey
21 Chapter of the American College of Cardiology, shall develop, by
22 the 2012-2013 school year, a Student-Athlete Cardiac Screening
23 professional development module to increase the assessment skills
24 of those medical professionals who perform student-athlete medical
25 examinations and screenings. The module shall include, but need
26 not be limited to, the following:

27 (1) how to complete and review a detailed medical history with
28 an emphasis on cardiovascular family history and personal reports
29 of symptoms;

30 (2) identifying symptoms of sudden cardiac death that may
31 require follow up with a cardiologist;

32 (3) recognizing normal structural changes of the athletic heart;

33 (4) recognizing prodromal symptoms that precede sudden
34 cardiac death;

35 (5) performing the cardiovascular physical examination;

36 (6) reviewing the major etiologies of sudden unexplained
37 cardiac death with an emphasis on structural abnormalities and
38 acquired conditions; and

39 (7) when to refer a student to a cardiologist for further
40 assessment.

41 b. The module developed pursuant to subsection a. of this
42 section and the pamphlet developed pursuant to section 1 of
43 P.L.2007, c.125 (C.18A:40-41) shall be posted on the websites of
44 the Department of Education, the American Academy of Pediatrics,
45 the New Jersey Academy of Family Physicians, the American Heart
46 Association, and the American College of Cardiology.

47 c. A physician, advanced practice nurse, or physician assistant
48 who performs a student-athlete's annual medical examination prior

1 to the student's participation in a school-sponsored interscholastic
2 or intramural athletic team or squad shall complete the Student-
3 Athlete Cardiac Screening professional development module
4 developed pursuant to subsection a. of this section. Upon
5 completion of the module, the physician, advanced practice nurse,
6 or physician assistant shall sign and submit a statement attesting to
7 the completion of the module to the Commissioner of Education.

8
9 4. (New section) The New Jersey State Board of Nursing shall
10 require that, in addition to any other requirements provided for by
11 law, an applicant for renewal of a certification as an advanced
12 practice nurse who performs preparticipation medical examinations
13 of student-athletes, attest that, in the period since the certification
14 was last renewed, he has completed the Student-Athlete Cardiac
15 Screening professional development module developed pursuant to
16 section 3 of P.L. , c. (C.) (pending before the Legislature as
17 this bill) and has read the pamphlet developed pursuant to section 1
18 of P.L.2007, c.125 (C.18A:40-41).

19
20 5. (New section) The State Board of Medical Examiners shall
21 require that a person licensed to practice medicine and surgery and
22 who performs preparticipation medical examinations of student-
23 athletes, as a condition for biennial registration, attest that, in the
24 period since the last biennial registration, he has completed the
25 Student-Athlete Cardiac Screening professional development
26 module developed pursuant to section 3 of P.L. , c. (C.)
27 (pending before the Legislature as this bill) and has read the
28 pamphlet developed pursuant to section 1 of P.L.2007, c.125
29 (C.18A:40-41).

30
31 6. (New section) The State Board of Medical Examiners shall
32 require that, in addition to any other requirements provided for by
33 law, an applicant for renewal of a license as a physician assistant
34 who performs preparticipation medical examinations of student-
35 athletes, attest that, in the period since the license was last renewed,
36 he has completed the Student-Athlete Cardiac Screening
37 professional development module developed pursuant to section 3
38 of P.L. , c. (C.) (pending before the Legislature as this bill)
39 and has read the pamphlet developed pursuant to section 1 of
40 P.L.2007, c.125 (C.18A:40-41).

41
42 7. (New section) A contract between a school district and a
43 school physician appointed pursuant to N.J.S.18A:40-1 shall
44 include a statement of assurance that the school physician has
45 completed the Student-Athlete Cardiac Screening professional
46 development module developed pursuant to section 3 of P.L. ,
47 c. (C.) (pending before the Legislature as this bill) and has read

1 the pamphlet developed pursuant to section 1 of P.L.2007, c.125
2 (C.18A:40-41).

3

4 8. Section 1 of P.L.2007, c.125 (C.18A:40-41) is amended to
5 read as follows:

6 1. a. The Commissioner of Education, in consultation with the
7 Commissioner of Health and Senior Services, the American Heart
8 Association, and the American Academy of Pediatrics, shall
9 develop a pamphlet that provides information about sudden cardiac
10 death to student-athletes and the parents or guardians of student
11 athletes. The pamphlet shall include an explanation of sudden
12 cardiac death, its incidence among student athletes, a description of
13 early warning signs, and an overview of the options that are
14 privately available to screen for cardiac conditions that may lead to
15 sudden cardiac death, including a statement about the limitations of
16 these options.

17 b. The commissioner shall distribute the pamphlet, at no
18 charge, to all school districts in the State. The commissioner shall
19 update the pamphlet as necessary, and shall make additional copies
20 available to nonpublic schools upon request.

21 c. In the 2007-2008 through the 2011-2012 school [year and in
22 each school year thereafter] years, each school district shall
23 distribute the pamphlet to the parents or guardians of students
24 participating in school sports.

25 d. In the 2012-2013 school year and in each subsequent school
26 year, a school district shall distribute the pamphlet to each student-
27 athlete and to the parents or guardians of student-athletes, as part of
28 the student's preparticipation medical examination and completion
29 of athletic permission forms. A student-athlete and the parent or
30 guardian of the student-athlete shall certify in writing that they
31 received and reviewed the pamphlet.

32 (cf: P.L.2007, c.125)

33

34 9. (New section) The State Board of Education shall
35 promulgate regulations pursuant to the "Administrative Procedure
36 Act," P.L.1968, c.410 (C.52:14B-1 et seq.), necessary to effectuate
37 the provisions of this act.

38

39 10. This act shall take effect on the first day of the fourth month
40 next following the date of enactment, but the State Board of
41 Education may take such anticipatory administrative action in
42 advance thereof as shall be necessary for the implementation of this
43 act.

STATEMENT

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3 This bill would require public and nonpublic schools to require
4 that any student enrolled in grades six to 12 have a medical
5 examination prior to participation on a school-sponsored
6 interscholastic or intramural athletic team or squad. The bill would
7 require that the medical examination be conducted using the
8 “Preparticipation Physical Evaluation” form, developed jointly by
9 the American Academy of Family Physicians, American Academy
10 of Pediatrics, American College of Sports Medicine, American
11 Medical Society for Sports Medicine, American Orthopaedic
12 Society for Sports Medicine, and American Osteopathic Academy
13 of Sports Medicine.

14 The medical examination required under the bill must be
15 conducted within 365 days prior to the first day of official practice
16 in an athletic season and must be conducted by a licensed physician,
17 advanced practice nurse, or physician assistant. If the exam is
18 conducted more than 90 days prior to the first practice, the student
19 also must submit a health history update questionnaire for review
20 by the school nurse, which includes certain medical history
21 information with regard to the time period since the date of the
22 student’s last preparticipation medical examination. Under the bill,
23 a public or nonpublic school may not permit a student in grades six
24 to 12 to participate in school-sponsored athletics unless the student
25 has a completed Preparticipation Physical Evaluation form and, if
26 applicable, a completed health history update questionnaire.

27 Current State Board of Education regulations require school
28 districts to ensure that students in grades six to 12 have a medical
29 examination prior to participation in school-sponsored athletics,
30 with the findings of the examination documented on a form
31 approved by the Commissioner of Education. This bill would
32 require a medical exam for students in both public and nonpublic
33 schools who participate in athletics and would require schools to
34 use the “Preparticipation Physical Evaluation” form developed by
35 six major American medical societies.

36 The bill also directs the Commissioner of Education, in
37 consultation with the New Jersey Chapter of the American
38 Academy of Pediatrics, the New Jersey Academy of Family
39 Physicians, the American Heart Association, and the New Jersey
40 Chapter of the American College of Cardiology to develop, by the
41 2012-2013 school year, a Student-Athlete Cardiac Screening
42 professional development module to increase the assessment skills
43 of those medical professionals who perform student-athlete
44 assessments and screenings. The bill provides that the module and
45 the pamphlet developed pursuant to P.L.2007, c.125 (C.18A:40-41)
46 be posted on the websites of the Department of Education, the
47 American Academy of Pediatrics, the New Jersey Academy of

1 Family Physicians, the American Heart Association, and the
2 American College of Cardiology.

3 Under the bill, a physician, advanced practice nurse, or physician
4 assistant who performs a student-athlete's annual medical
5 examination prior to the student's participation in a school-
6 sponsored interscholastic or intramural athletic team or squad must
7 complete the Student-Athlete Cardiac Screening professional
8 development module. Upon completion of the module, the
9 physician, advanced practice nurse, or physician assistant must
10 sign and submit a statement attesting to the module's completion to
11 the Commissioner of Education.

12 The bill also requires the completion of the Student-Athlete
13 Cardiac Screening professional development module as a condition
14 of continued licensing or certification for any physician, advanced
15 practice nurse, or physician assistant who performs preparticipation
16 examinations of student-athletes.

17 P.L.2007, c.125 (C.18A:40-41), which was approved on August
18 6, 2007, directed the Commissioner of Education to develop a
19 pamphlet that provides information about sudden cardiac death, its
20 early warning signs, and its incidence among student athletes. The
21 commissioner was to make the pamphlet available at no charge to
22 all school districts, and in each school year, a school district was to
23 distribute the pamphlet to the parents or guardians of students
24 participating in school sports. This bill amends P.L.2007, c.125
25 (C.18A:40-41) to provide that beginning in the 2012-2013 school
26 year, a pamphlet providing information about sudden cardiac death
27 will be distributed to a student athlete and to his parents or
28 guardians at the time of the student's preparticipation medical
29 examination and completion of athletic permission forms. Both the
30 student and his parents or guardians will certify in writing that they
31 received and reviewed the pamphlet.

ASSEMBLY EDUCATION COMMITTEE

STATEMENT TO

ASSEMBLY, No. 3048

with committee amendments

STATE OF NEW JERSEY

DATED: FEBRUARY 11, 2013

The Assembly Education Committee reports favorably Assembly Bill No. 3048 with committee amendments.

As amended, this bill would require public and nonpublic schools to require that any student enrolled in grades six to 12 have a medical examination prior to participation on a school-sponsored interscholastic or intramural athletic team or squad. The bill would require that the medical examination be conducted using the "Preparticipation Physical Evaluation" form, developed jointly by the American Academy of Family Physicians, American Academy of Pediatrics, American College of Sports Medicine, American Medical Society for Sports Medicine, American Orthopaedic Society for Sports Medicine, and American Osteopathic Academy of Sports Medicine.

The medical examination required under the bill must be conducted within 365 days prior to the first day of official practice in an athletic season and must be conducted by a licensed physician, advanced practice nurse, or physician assistant. If the exam is conducted more than 90 days prior to the first practice, the student also must submit a health history update questionnaire for review by the school nurse, and, if applicable, the school athletic trainer, which includes certain medical history information with regard to the time period since the date of the student's last preparticipation medical examination. Under the bill, a public or nonpublic school may not permit a student in grades six to 12 to participate in school-sponsored athletics unless the student has a completed Preparticipation Physical Evaluation form and, if applicable, a completed health history update questionnaire.

Current State Board of Education regulations require school districts to ensure that students in grades six to 12 have a medical examination prior to participation in school-sponsored athletics, with the findings of the examination documented on a form approved by the Commissioner of Education. This bill would require a medical exam for students in both public and nonpublic schools who participate in athletics and would require schools to use the "Preparticipation

Physical Evaluation” form developed by six major American medical societies.

The bill also directs the Commissioners of Education and Health, in consultation with the New Jersey Chapter of the American Academy of Pediatrics, the New Jersey Academy of Family Physicians, the American Heart Association, and the New Jersey Chapter of the American College of Cardiology to develop, by the 2013-2014 school year, a Student-Athlete Cardiac Screening professional development module to increase the assessment skills of those medical professionals who perform student-athlete assessments and screenings. The bill provides that the module and the pamphlet developed pursuant to P.L.2007, c.125 (C.18A:40-41) be posted on the websites of the Department of Education, the American Academy of Pediatrics, the New Jersey Academy of Family Physicians, the American Heart Association, the American College of Cardiology, the Athletic Trainers’ Society of New Jersey, the State Board of Medical Examiners, the New Jersey State Board of Nursing, and the New Jersey State Society of Physician Assistants.

Under the bill, a physician, advanced practice nurse, or physician assistant who performs a student-athlete’s annual medical examination prior to the student’s participation in a school-sponsored interscholastic or intramural athletic team or squad must complete the Student-Athlete Cardiac Screening professional development module. Upon completion of the module, the physician, advanced practice nurse, or physician assistant must sign and submit a statement attesting to the module’s completion to the Commissioner of Education, and the commissioner must retain a copy of that signed statement until an individual submits a subsequent statement upon renewal of a certification, biennial registration, or renewal of a license, as applicable.

The bill also requires the completion of the Student-Athlete Cardiac Screening professional development module as a condition of continued licensing or certification for any physician, advanced practice nurse, or physician assistant who performs preparticipation examinations of student-athletes.

P.L.2007, c.125 (C.18A:40-41), which was approved on August 6, 2007, directed the Commissioner of Education to develop a pamphlet that provides information about sudden cardiac death, its early warning signs, and its incidence among student athletes. The commissioner was to make the pamphlet available at no charge to all school districts, and in each school year, a school district was to distribute the pamphlet to the parents or guardians of students participating in school sports. This bill amends P.L.2007, c.125 (C.18A:40-41) to provide that beginning in the 2013-2014 school year, a pamphlet providing information about sudden cardiac death will be distributed to a student athlete and to his parents or guardians at the time of the student’s preparticipation medical examination and completion of athletic

permission forms. Both the student and his parents or guardians will certify in writing that they received and reviewed the pamphlet.

The committee amended the bill to: provide that a completed health history update questionnaire be reviewed by the school athletic trainer where applicable, in addition to the school nurse; direct the Commissioner of Health, in addition to the Commissioner of Education, to develop a Student-Athlete Cardiac Screening professional development module; include the Athletic Trainers' Society of New Jersey, the State Board of Medical Examiners, the New Jersey State Board of Nursing, and the New Jersey State Society of Physician Assistants as organizations that must post on their websites the Student-Athlete Cardiac Screening professional development module and the pamphlet on sudden cardiac death developed pursuant to N.J.S.A.18A:40-41; require that the Commissioner of Education retain a copy of the statement attesting to the completion of the professional development module; and update the school year references throughout the bill.

As amended and reported by committee, this bill is identical to Senate Bill No. 1912 (1R), with Assembly committee amendments, which was also reported on the same date.