

1 **R277. Education, Administration.**

2 **R277-614. Athletes and Students with Head Injuries.**

3 **R277-614-1. Authority and Purpose.**

4 (1) This rule is authorized by:

5 (a) [Utah Constitution X, Section 3](#), which vests general control and supervision in
6 the Board; and

7 (b) Section [53E-3-401](#)(4), which allows the Board to make rules to execute the
8 Board's duties and responsibilities under the Utah Constitution and state law.

9 (2) The purpose of this rule is to direct LEAs under the general control and
10 supervision of the Utah State Board of Education to adopt and enforce a head injury
11 policy for students participating in physical education and extracurricular sporting
12 events.

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14 **R277-614-2. Definitions.**

15 (1) "Agent" has the same meaning as described in Subsection 26-53-102(1).

16 (2) "Free play" means unstructured student play, games and field days during
17 school hours.

18 (3) "Head injury" means any injury to the head not described in Subsection [26-](#)
19 [53-102](#)(6) including a mild bump.

20 (3) "LEA" includes for purposes of this rule, the Utah Schools for the Deaf and
21 the Blind.

22 (4) "Parent" means a parent or legal guardian of a student for whom an LEA is
23 responsible.

24 (5) "Physical education class" means a structured school class that includes an
25 adult supervisor.

26 (6) "Sporting event" has the same meaning as described in Subsection 26-53-
27 102(5).

28 (7) "Traumatic head injury" has the same meaning as described in Subsection

29 26-53-102(6).

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31 **R277-614-3. Superintendent Responsibilities.**

32 (1) The Superintendent shall, in consultation with Utah State Risk Management,
33 provide a model policy for LEAs to use in developing the policy required in Section
34 R277- 614-4..

35 (2) The Superintendent shall provide model forms for LEAs to use to inform
36 parents of LEA policies and obtain parent signatures documenting the parents'
37 understanding of and willingness to adhere to LEA policies.

38 (3) The Superintendent shall provide professional development, as needed and
39 to the extent of funds available, to assist LEAs with training to:

40 (a) identify students' traumatic head injuries;

41 (b) provide notice to parents; ~~and~~

42 (c) encourage best practices in supporting a child in their recover; and

43 ([e]d) comply with the law.

44 (4) The Superintendent shall make the resources required by this Section R277-
45 614-3 available on the Board website.

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47 **R277-614-4. LEA Responsibilities.**

48 (1) An LEA shall comply with Title 26, Chapter 53, Protection of Athletes with
49 Head Injuries Act, including all responsibilities of an amateur sports organization.

50 (2) All LEAs shall adopt and maintain a traumatic head injury policy for students:

51 (a) participating in physical education classes, excluding free play, offered by the
52 LEA; and

53 (b) participating in extracurricular activities sponsored by the LEA or statewide
54 athletic associations.

55 (3) An LEA's policy shall include:

56 (a) direction to agents to remove a student from a sporting event if the student is

57 suspected of sustaining a concussion or a traumatic head injury;

58 (b) the prohibition of the continued participation of a student removed under
59 Subsection (3)(a) until the student is evaluated by a trained qualified health care
60 professional;

61 (c) a written statement from a trained qualified health care provider clearing a
62 student removed under Subsection (3)(a) to resume participation in a sporting event;

63 (d) adequate training for agents, consistent with their involvement and
64 responsibility for supervising students in sporting events and physical education
65 classes, about traumatic head injuries and response to suspected student injuries,
66 consistent with the law; and

67 (e) a requirement of notice at least annually to parents of students who
68 participate in sporting events, to be acknowledged by a parent in writing, of an LEA's
69 traumatic head injury policy.

70 (4) An LEA shall post the policy required under Subsection (2) on the LEA's
71 website where the information will be readily accessible to the public and to parents.

72 (5) An LEA shall notify a parent if a student is reported to have experienced a
73 head injury during school hours or a school sanctioned activity.

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75 **KEY: athletes, head injuries**

76 **Date of Enactment of Last Substantive Amendment: ~~[July 7, 2018]~~ 2021**

77 **Notice of Continuation: ~~[May 15, 2013]~~ 2021**

78 **Authorizing, and Implemented, or Interpreted Law: [Art X Sec 3](#); [53\[A-4\]E-3-401\(3\)](#)**

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