

LFC Requester:	Liu
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**AGENCY BILL ANALYSIS
2023 REGULAR SESSION**

SECTION I: GENERAL INFORMATION

Check all that apply:

Original **Amendment**
Correction **Substitute**

Date Prepared: 02/06/23
Bill No: HB272

Sponsor: Figueroa
Short Title: YOUTH ATHLETE BRAIN INJURY CHIROPRACTORS

Agency Name and Code Number: Agency Name and Code Number: PED - 924
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SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY23	FY24		
None	None	N/A	NFA

(Parenthesis () Indicate Expenditure Decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY23	FY24	FY25		
None	None	None	N/A	NFA

(Parenthesis () Indicate Expenditure Decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY23	FY24	FY25	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total	None	None	None	N/A	N/A	NFA

(Parenthesis () Indicate Expenditure Decreases)

Duplicates/Relates to Appropriation in the General Appropriation Act

SECTION III: NARRATIVE

BILL SUMMARY

Synopsis: House Bill 272 (HB272) would update the protocols used when student or youth athletes have suffered a possible brain injury by including “practicing chiropractic physicians” to the list of licensed health care professionals who can medically release a student athlete to participate in a school athletic activity after exhibiting signs, symptoms, or behaviors consistent

with a brain injury.

FISCAL IMPLICATIONS

The bill does not contain an appropriation.

SIGNIFICANT ISSUES

Existing statute prohibits a coach from allowing a student or youth athlete to participate in a school or youth athletic activity on the same day the student athlete:

- exhibits signs, symptoms or behaviors consistent with a brain injury after a coach, a school official or a student athlete reports, observes or suspects that a student athlete exhibiting these signs, symptoms or behaviors has sustained a brain injury; or
- has been diagnosed with a brain injury.

A student or youth athlete shall be prohibited from participating in a school or youth athletic athlete any sooner than 240 hours from the hour in which the student athlete received a brain injury, and only after the student athlete:

- no longer exhibits any sign, symptom or behavior consistent with a brain injury; and
- receives a written medical release from a licensed health care professional.

Currently, persons included in the definitions of “licensed health care professional” are, physicians and physicians’ assistants, osteopathic physicians and osteopathic physicians’ assistants, certified nurses, psychologists, athletic trainers, and physical therapists.

According to the 2019 New Mexico Youth Risk & Resiliency Survey (NMYRRS), New Mexico’s high school students are more likely to experience a concussion from playing a sport or being physically active when compared with high school students nationally: 19.5 percent of New Mexico high school students reported experiencing a concussion from playing a sport or being physically active, compared with 15.1 percent of high school students nationally (Source: [Youth Online: High School YRBS - T-Test New Mexico 2019 and United States 2019 Results | DASH | CDC](#)) Further, when assessing other risk factors associated with concussions, an analysis of the 2017 NMYRRS found that students who experienced at least one concussion in the last 12 months were more likely to drink and drive, to rarely or never wear a seat belt, to be in a physical fight, and to attempt suicide. (Source: [Connections Concussions 2019-03-07.](#))

PERFORMANCE IMPLICATIONS

None.

ADMINISTRATIVE IMPLICATIONS

None.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

None.

TECHNICAL ISSUES

None.

OTHER SUBSTANTIVE ISSUES

None.

ALTERNATIVES

None.

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

None.

AMENDMENTS

None.