

JAN 30 2006
EDUCATION

HOUSE FILE 2173
BY SWAIM

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act establishing penalties for anabolic steroid use by a
2 student athlete and for the procurement, sale, or
3 administration of an anabolic steroid by a person who holds a
4 license, certificate, or coaching authorization issued by the
5 board of educational examiners.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2173

1 Section 1. Section 272.2, subsection 14, Code 2005, is
2 amended by adding the following new paragraph:

3 NEW PARAGRAPH. e. In addition to the penalty established
4 for a violation of section 126.3, subsection 23, the board
5 shall suspend or revoke the license, certificate, or coaching
6 authorization of a person for up to three years upon the
7 board's finding by a preponderance of evidence that the person
8 willfully and knowingly, with the intent to compromise the
9 outcome of an athletic competition, procured, sold, or
10 administered an anabolic steroid, as defined in section 126.2,
11 or caused such drug to be procured, sold, or administered, to
12 a student, or failed to report the use of such drugs by a
13 student to the administrators of a school district or
14 accredited nonpublic school.

15 Sec. 2. Section 280.13, Code 2005, is amended to read as
16 follows:

17 280.13 REQUIREMENTS FOR INTERSCHOLASTIC ATHLETIC CONTESTS
18 AND COMPETITIONS.

19 1. A public school shall not participate in or allow
20 students representing a public school to participate in any
21 extracurricular interscholastic athletic contest or
22 competition which is sponsored or administered by an
23 organization as defined in this section, unless the
24 organization is registered with the department of education,
25 files financial statements with the department in the form and
26 at the intervals prescribed by the director of the department
27 of education, and is in compliance with rules which the state
28 board of education adopts for the proper administration,
29 supervision, operation, adoption of eligibility requirements,
30 and scheduling of extracurricular interscholastic athletic
31 contests and competitions and the organizations.

32 2. An organization that meets the requirements of
33 subsection 1 shall develop, implement, and enforce rules that
34 make a student who is a member of a school athletic team
35 ineligible to compete in interscholastic athletic competition

1 for two consecutive school years if it has been determined by
2 the administrators of a school district or an accredited
3 nonpublic school that the student athlete used an anabolic
4 steroid, as defined in section 126.2, during the training
5 period immediately preceding or during the sport season of the
6 athletic team for which the student athlete competed, unless
7 the anabolic steroid was prescribed for a medical condition by
8 a physician licensed pursuant to chapter 148, 150, or 150A, or
9 a physician assistant licensed pursuant to chapter 148C.

10 3. For the purposes of this section "organization" means a
11 corporation, association, or organization which has as one of
12 its primary purposes the sponsoring or administration of
13 extracurricular interscholastic athletic contests or
14 competitions, but does not include an agency of this state, a
15 public or private school or school board, or an athletic
16 conference or other association whose interscholastic contests
17 or competitions do not include more than twenty-four schools.

18 EXPLANATION

19 This bill establishes penalties for anabolic steroid use by
20 a student athlete and for the procurement, sale, or
21 administration of an anabolic steroid, with the intent to
22 compromise the outcome of an athletic competition, by a person
23 who holds a license, certificate, or coaching authorization
24 issued by the board of educational examiners.

25 The bill provides that the board shall suspend or revoke
26 the license, para-educator certificate, or coaching
27 authorization of a person for up to three years upon the
28 board's finding by a preponderance of evidence that the person
29 willfully and knowingly, with the intent to compromise the
30 outcome of an athletic competition, procured, sold, or
31 administered an anabolic steroid or cause such drug to be
32 procured, sold, or administered to a student athlete, or
33 failed to report the use of such drugs by a student to the
34 administrators of a school district or accredited nonpublic
35 school.

1 The bill requires an organization that sponsors or
2 administers extracurricular interscholastic athletic contests
3 or competitions for students enrolled in a school district or
4 accredited nonpublic school to develop, implement, and enforce
5 rules making a student athlete ineligible for interscholastic
6 competition for two school years if the school district or
7 school's administrators determine that the student athlete
8 used an anabolic steroid during the training period
9 immediately preceding or during the sport season of the
10 athletic team for which the student competed, unless the
11 steroid was prescribed by a physician or a physician assistant
12 for a medical condition.

13 The Code currently prohibits the selling, dispensing, or
14 distributing; causing to be sold, dispensed, or distributed;
15 or possessing with the intent to sell, dispense, or
16 distribute, an anabolic steroid to a person under 18 years of
17 age, with knowledge that the anabolic steroid is not necessary
18 for the legitimate treatment of disease pursuant to an order
19 of a physician. A person who violates these provisions
20 commits an aggravated misdemeanor.

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