

ASSEMBLY BILL NO. 377—ASSEMBLYMAN ANDERSON

MARCH 23, 2005

Referred to Committee on Education

SUMMARY—Revises provisions governing association for interscholastic activities. (BDR 34-735)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to interscholastic activities; designating the name of the association for interscholastic activities; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 **Section 1.** NRS 386.420 is hereby amended to read as follows:
2 386.420 The county school district trustees may form a
3 nonprofit association , *to be known as the Nevada Interscholastic*
4 *Activities Association*, composed of all of the school districts of the
5 State for the purposes of controlling, supervising and regulating all
6 interscholastic athletic events and other interscholastic events in the
7 public schools. This section does not prohibit a public school, which
8 is authorized by the ~~association~~ *Association* to do so, from joining
9 an association formed for similar purposes in another state.
10 **Sec. 2.** NRS 386.430 is hereby amended to read as follows:
11 386.430 1. The ~~association~~ *Nevada Interscholastic*
12 *Activities Association* shall adopt rules and regulations in the
13 manner provided for state agencies by chapter 233B of NRS, as may
14 be necessary to carry out the provisions of NRS 386.420 to 386.470,
15 inclusive. The regulations must include provisions governing the
16 eligibility and participation of homeschooled children in
17 interscholastic activities and events.
18 2. If the ~~association~~ *Nevada Interscholastic Activities*
19 *Association* intends to adopt, repeal or amend a policy, rule or



1 regulation concerning or affecting homeschooled children, the
2 ~~{association}~~ **Association** shall consult with the Northern Nevada
3 Homeschool Advisory Council and the Southern Nevada
4 Homeschool Advisory Council, or their successor organizations, to
5 provide those Councils with a reasonable opportunity to submit
6 data, opinions or arguments, orally or in writing, concerning the
7 proposal or change. The ~~{association}~~ **Association** shall consider all
8 written and oral submissions respecting the proposal or change
9 before taking final action.

10 **Sec. 3.** NRS 386.440 is hereby amended to read as follows:

11 386.440 The rules and regulations of the ~~{association}~~ **Nevada**
12 **Interscholastic Activities Association** adopted pursuant to NRS
13 386.430 ~~{shall}~~ **must** provide for adequate review procedures to
14 determine and review disputes arising in regard to the
15 ~~{association's}~~ **Association's** decisions and activities.

16 **Sec. 4.** NRS 386.450 is hereby amended to read as follows:

17 386.450 The rules and regulations adopted by the ~~{association}~~
18 **Nevada Interscholastic Activities Association** must provide for the
19 membership of charter schools, private schools and parochial
20 schools which may elect to join the ~~{association-}~~ **Association.**

21 **Sec. 5.** NRS 386.460 is hereby amended to read as follows:

22 386.460 If a charter school, private school or parochial school
23 elects to become a member of the ~~{association-}~~ **Nevada**
24 **Interscholastic Activities Association**, the school is subject to the
25 same regulations and requirements and is liable for the same fees
26 and charges as other schools within the ~~{association-}~~ **Association.**

27 **Sec. 6.** NRS 386.462 is hereby amended to read as follows:

28 386.462 1. A homeschooled child must be allowed to
29 participate in interscholastic activities and events in accordance with
30 the regulations adopted by the ~~{association}~~ **Nevada Interscholastic**
31 **Activities Association** pursuant to NRS 386.430.

32 2. The provisions of NRS 386.420 to 386.470, inclusive, and
33 the regulations adopted pursuant thereto that apply to pupils enrolled
34 in public schools who participate in interscholastic activities and
35 events apply in the same manner to homeschooled children who
36 participate in interscholastic activities and events, including, without
37 limitation, provisions governing:

- 38 (a) Eligibility and qualifications for participation;
- 39 (b) Fees for participation;
- 40 (c) Insurance;
- 41 (d) Transportation;
- 42 (e) Requirements of physical examination;
- 43 (f) Responsibilities of participants;
- 44 (g) Schedules of events;
- 45 (h) Safety and welfare of participants;



- (i) Eligibility for awards, trophies and medals;
- (j) Conduct of behavior and performance of participants; and
- (k) Disciplinary procedures.

Sec. 7. NRS 386.463 is hereby amended to read as follows:

386.463 No challenge may be brought by the ~~{association,}~~ *Nevada Interscholastic Activities Association*, a school district, a public school or a private school, a parent or guardian of a pupil enrolled in a public school or a private school, a pupil enrolled in a public school or private school, or any other entity or person claiming that an interscholastic activity or event is invalid because homeschooled children are allowed to participate in the interscholastic activity or event.

Sec. 8. NRS 386.464 is hereby amended to read as follows:

386.464 A school district, public school or private school shall not prescribe any regulations, rules, policies, procedures or requirements governing the:

1. Eligibility of homeschooled children to participate in interscholastic activities and events pursuant to NRS 386.420 to 386.470, inclusive; or

2. Participation of homeschooled children in interscholastic activities and events pursuant to NRS 386.420 to 386.470, inclusive, ➔ that are more restrictive than the provisions governing eligibility and participation prescribed by the ~~{association}~~ *Nevada Interscholastic Activities Association* pursuant to NRS 386.430.

Sec. 9. NRS 386.465 is hereby amended to read as follows:

386.465 The rules and regulations of the ~~{association}~~ *Nevada Interscholastic Activities Association* must provide criteria for the approval of requests made by public schools for authorization to join an interscholastic activity association formed in another state.

Sec. 10. NRS 386.470 is hereby amended to read as follows:

386.470 1. Any liability or action against the ~~{association}~~ *Nevada Interscholastic Activities Association* must be determined in the same manner and with the same limitations and conditions as provided in NRS 41.0305 to 41.039, inclusive. To this extent, the ~~{association}~~ *Association* shall be deemed a political subdivision of the State.

2. Any liability or action against a public school which is a member of an association for interscholastic activities formed in another state must be determined in the same manner and with the same limitations and conditions as provided in NRS 41.0305 to 41.039, inclusive. To this extent, the public school shall be deemed a political subdivision of the State.



1 **Sec. 11.** This act becomes effective upon passage and
2 approval.

