

Amendment No. 331

Assembly Amendment to Assembly Bill No. 386

(BDR 34-1108)

Proposed by: Assembly Committee on Education**Amends:** Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION				Initial and Date	SENATE ACTION				Initial and Date
Adopted	☐	Lost	☐	_____	Adopted	☐	Lost	☐	_____
Concurred In	☐	Not	☐	_____	Concurred In	☐	Not	☐	_____
Receded	☐	Not	☐	_____	Receded	☐	Not	☐	_____

EXPLANATION: Matter in (1) ***blue bold italics*** is new language in the original bill; (2) ***green bold italic underlining*** is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill that is proposed to be retained in this amendment; and (6) ***green bold*** is newly added transitory language.

KCR



Date: 4/15/2007

A.B. No. 386—Requires the State Board of Education to adopt regulations governing spirit squads. (BDR 34-1108)



ASSEMBLY BILL NO. 386—ASSEMBLYMAN MABEY

MARCH 16, 2007

Referred to Committee on Education

SUMMARY—Requires the ~~[State Board of Education]~~ **Nevada Interscholastic Activities Association** to adopt regulations governing spirit squads. (BDR 34-1108)

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

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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 events; requiring the ~~[State Board of Education]~~ **Nevada Interscholastic Activities Association** to adopt regulations governing spirit squads; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

~~[Existing law requires the State Board of Education to establish policies governing the supervision, management and control of public schools in Nevada and authorizes the Board to adopt regulations to carry out the powers and duties conferred upon the Board by law. (NRS 386.075, 386.080) In addition, existing]~~ **Existing** law authorizes the Nevada Interscholastic Activities Association to adopt regulations that are necessary to control, supervise and regulate all interscholastic events at public schools, charter schools, private schools and parochial schools in Nevada. (NRS 386.420-386.470) Pursuant to that authority, the Association has adopted regulations governing the activities of cheerleaders and other members of a spirit squad at those schools. (NAC 386.754-386.7548)

Section 1 of this bill requires the ~~[State Board of Education]~~ **Association** to adopt regulations setting forth the standards of safety for each event, competition or other activity engaged in by a spirit squad and the qualifications required for a person to become a coach of a spirit squad. ~~[Section 1 further requires the regulations adopted by the Board to comply substantially with the rules of the Spirit Association of the National Federation of State High School Associations relating to spirit squad safety and the qualifications to become a coach of a spirit squad. Section 2 of this bill ensures that those regulations apply equally to homeschooled children.]~~

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

Section 1. NRS 386.430 is hereby amended to read as follows:
386.430 1. ~~The~~ **[Except as otherwise provided in subsection 2, the]** Nevada Interscholastic Activities Association shall adopt rules and regulations in the manner provided for state agencies by chapter 233B of NRS ~~[H]~~ as may be

necessary to carry out the provisions of NRS 386.420 to 386.470, inclusive. The regulations must include provisions governing the eligibility and participation of homeschooled children in interscholastic activities and events.

2. ~~The [State Board]~~ Nevada Interscholastic Activities Association shall adopt regulations setting forth:

(a) The standards of safety for each event, competition or other activity engaged in by a spirit squad of a school that is a member of the Nevada Interscholastic Activities Association; and

(b) The qualifications required for a person to become a coach of a spirit squad.

3. The regulations adopted pursuant to subsection 2 must ~~to the greatest extent practicable, substantially~~ :

(a) Substantially comply with the ~~spirit~~ rules of the ~~[Spirit Association of the National Federation of State High School Associations], or its successor organization [relating to the standards and qualifications specified in subsection 2], and the qualifications for coaching of the American Association of Cheerleading Coaches and Administrators, or its successor organization; and~~

(b) Provide for the regulation of the activities of spirit squads as an athletic activity.

4. If the Nevada Interscholastic Activities Association intends to adopt, repeal or amend a policy, rule or regulation concerning or affecting homeschooled children ~~for if, pursuant to this section, the State Board intends to adopt, repeal or amend a regulation concerning or affecting those children,~~ the Association ~~for the State Board~~ shall consult with the Northern Nevada Homeschool Advisory Council and the Southern Nevada Homeschool Advisory Council, or their successor organizations, to provide those Councils with a reasonable opportunity to submit data, opinions or arguments, orally or in writing, concerning the proposal or change. The Association ~~for the State Board~~ shall consider all written and oral submissions respecting the proposal or change before taking final action.

5. As used in this section, "spirit squad" means any team or other group of persons that is formed for the purpose of:

(a) Leading cheers or rallies to encourage support for a team that participates in a sport that is sanctioned by the Nevada Interscholastic Activities Association; or

(b) Participating in a competition against another team or other group of persons to determine the ability of each team or group of persons to engage in an activity specified in paragraph (a).

Sec. 2. ~~[NRS 386.462 is hereby amended to read as follows:~~

~~386.462 1. A homeschooled child must be allowed to participate in interscholastic activities and events in accordance with the regulations adopted by the Nevada Interscholastic Activities Association and the State Board pursuant to NRS 386.430.~~

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

~~(a) Eligibility and qualifications for participation;~~

~~(b) Fees for participation;~~

~~(c) Insurance;~~

~~(d) Transportation;~~

~~(e) Requirements of physical examination;~~

~~(f) Responsibilities of participants;~~

- ~~(g) Schedules of events;~~
~~(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.] (Deleted by amendment.)~~

Sec. 3. ~~[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 Nevada Interscholastic Activities Association or the State Board pursuant to NRS 386.430.] (Deleted by amendment.)~~

Sec. 4. ~~[Any regulation adopted by the Nevada Interscholastic Activities Association which sets forth the standards of safety for each event, competition or other activity engaged in by a spirit squad of a school that is a member of the Nevada Interscholastic Activities Association or the qualifications required for a person to become a coach of a spirit squad remains in effect until:~~

~~1. The State Board of Education adopts the regulations required pursuant to NRS 386.430, as amended by section 1 of this act; and~~

~~2. Those regulations become effective.] (Deleted by amendment.)~~

Sec. 5. This act becomes effective on July 1, 2007.