

## Amendment No. 622

Senate Amendment to Assembly Bill No. 455 First Reprint (BDR 34-1137)

**Proposed by:** Senate 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	<input type="checkbox"/>	Lost	<input type="checkbox"/> _____	Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/> _____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/> _____	Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/> _____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/> _____	Receded	<input type="checkbox"/>	Not	<input type="checkbox"/> _____

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 underlining* is newly added transitory language.

CLP/KCR



Date: 5/18/2011

A.B. No. 455—Revises provisions governing athletics in public schools.  
(BDR 34-1137)



## ASSEMBLY BILL NO. 455—COMMITTEE ON EDUCATION

MARCH 28, 2011

Referred to Committee on Education

SUMMARY—Revises provisions governing ~~athletics in public schools;~~ the participation by pupils and youths in certain sports activities. (BDR 34-1137)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.  
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 ~~education;~~ public safety; requiring the Nevada Interscholastic Activities Association and the board of trustees of each school district to adopt policies concerning the prevention and treatment of injuries to the head sustained by pupils while participating in sports and other athletic activities and events; requiring certain organizations for youth sports in this State to adopt a similar policy; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Existing law authorizes the county school districts to form a nonprofit association to be known as the Nevada Interscholastic Activities Association for the purposes of controlling, supervising and regulating all interscholastic athletic events and other interscholastic events in the public schools. (NRS 386.420-386.470) **Section 1** of this bill requires the Association to adopt a policy concerning the prevention and treatment of injuries to the head which may occur during a pupil's participation in interscholastic activities and events, including, without limitation, concussion of the brain. The policy must require that a pupil who sustains or is suspected of sustaining an injury to the head while participating in such an activity or event: (1) be immediately removed from the activity or event; and (2) may not return to the activity or event unless the parent or legal guardian of the pupil provides a written statement from a provider of health care indicating that the pupil is medically cleared to participate and the date on which the pupil may return to the activity or event. A pupil who participates in interscholastic activities and events and his or her parent or legal guardian must sign a form acknowledging that they have received a copy of the policy and understand its terms and conditions before the pupil's participation in the activity or event and must sign the form on an annual basis thereafter. **Section 2** of this bill requires the board of trustees of each school district to adopt a similar policy for the participation of pupils in competitive sports within the school district which are not governed by the Association. **Section 2.2 of this bill requires each organization for youth sports that sanctions or sponsors competitive sports for youths in this State to adopt a similar policy for the participation of youths in those competitive sports sanctioned or sponsored by the organization.**

1 WHEREAS, A concussion is a brain injury that results from a bump, blow or jolt  
2 to the head or body which causes the brain to move rapidly in the skull and which  
3 disrupts normal brain function; and

4 WHEREAS, The Centers for Disease Control and Prevention of the United  
5 States Department of Health and Human Services estimates that as many as 3.8  
6 million concussions occur each year in the United States which are related to  
7 participation in sports and other recreational activities; and

8 WHEREAS, Children who continue to participate in an athletic activity while  
9 suffering from a concussion or suffering from the symptoms of an injury to the  
10 head are at a greater risk for catastrophic injury to the brain or even death; and

11 WHEREAS, Ensuring that a child who sustains or is suspected of sustaining a  
12 concussion or other injury to the head receives the appropriate medical care before  
13 returning to an athletic activity will significantly reduce the child's risk of  
14 sustaining greater injury; now, therefore,

15  
16 THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
17 SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:  
18

19 **Section 1.** Chapter 386 of NRS is hereby amended by adding thereto a new  
20 section to read as follows:

21 *1. The Nevada Interscholastic Activities Association shall adopt a policy*  
22 *concerning the prevention and treatment of injuries to the head which may occur*  
23 *during a pupil's participation in interscholastic activities and events, including,*  
24 *without limitation, a concussion of the brain. The policy must provide*  
25 *information concerning the nature and risk of injuries to the head which may*  
26 *occur during ~~the~~ a pupil's participation in interscholastic activities and events,*  
27 *including, without limitation, the risks associated with continuing to participate*  
28 *in the activity or event after sustaining such an injury.*

29 *2. The policy adopted pursuant to subsection 1 must require that if a pupil*  
30 *sustains or is suspected of sustaining an injury to the head while participating in*  
31 *an interscholastic activity or event, the pupil:*

32 *(a) Must be immediately removed from the activity or event; and*

33 *(b) May return to the activity or event if the parent or legal guardian of the*  
34 *pupil provides a signed statement of a provider of health care indicating that the*  
35 *pupil is medically cleared for participation in the activity or event and the date on*  
36 *which the pupil may return to the activity or event.*

37 *3. Before a pupil participates in an interscholastic activity or event, and on*  
38 *an annual basis thereafter, the pupil and his or her parent or legal guardian:*

39 *(a) Must be provided with a copy of the policy adopted pursuant to subsection*  
40 *1; and*

41 *(b) Must sign a statement on a form prescribed by the Nevada Interscholastic*  
42 *Activities Association acknowledging that the pupil and his or her parent or*  
43 *guardian have read and understand the terms and conditions of the policy.*

44 *4. As used in this section, "provider of health care" means a physician*  
45 *licensed under chapter 630 or 633 of NRS, a physical therapist licensed under*  
46 *chapter 640 of NRS or an athletic trainer licensed under chapter 640B of NRS.*

47 **Sec. 2.** Chapter 392 of NRS is hereby amended by adding thereto a new  
48 section to read as follows:

49 *1. For those competitive sports not governed by the Nevada Interscholastic*  
50 *Activities Association pursuant to NRS 386.420 to 386.470, inclusive, and section*  
51 *1 of this act, the board of trustees of each school district shall adopt a policy*  
52 *concerning the prevention and treatment of injuries to the head which may occur*  
53 *during a pupil's participation in competitive sports within the school district,*

1 including, without limitation, a concussion of the brain. To the extent  
2 practicable, the policy must be consistent with the policy adopted by the Nevada  
3 Interscholastic Activities Association pursuant to section 1 of this act. The policy  
4 must provide information concerning the nature and risk of injuries to the head  
5 which may occur during a pupil's participation in competitive sports, including,  
6 without limitation, the risks associated with continuing to participate in  
7 competitive sports after sustaining such an injury.

8 2. The policy adopted pursuant to subsection 1 must require that if a pupil  
9 sustains or is suspected of sustaining an injury to the head while participating in  
10 competitive sports, the pupil:

11 (a) Must be immediately removed from the competitive sport; and

12 (b) May return to the competitive ~~sports~~ sport if the parent or legal  
13 guardian of the pupil provides a signed statement of a provider of health care  
14 indicating that the pupil is medically cleared for participation in the competitive  
15 sport and the date on which the pupil may return to the competitive sport.

16 3. Before a pupil participates in competitive sports within a school district,  
17 and on an annual basis thereafter, the pupil and his or her parent or legal  
18 guardian:

19 (a) Must be provided with a copy of the policy adopted pursuant to subsection  
20 1; and

21 (b) Must sign a statement on a form prescribed by the board of trustees  
22 acknowledging that the pupil and his or her parent or guardian have read and  
23 understand the terms and conditions of the policy.

24 4. As used in this section, "provider of health care" means a physician  
25 licensed under chapter 630 or 633 of NRS, a physical therapist licensed under  
26 chapter 640 of NRS or an athletic trainer licensed under chapter 640B of NRS.

27 Sec. 2.2. Chapter 455A of NRS is hereby amended by adding thereto a  
28 new section to read as follows:

29 1. Each organization for youth sports that sanctions or sponsors competitive  
30 sports for youths in this State shall adopt a policy concerning the prevention and  
31 treatment of injuries to the head which may occur during a youth's participation  
32 in those competitive sports, including, without limitation, a concussion of the  
33 brain. To the extent practicable, the policy must be consistent with the policy  
34 adopted by the Nevada Interscholastic Activities Association pursuant to section 1  
35 of this act. The policy must provide information concerning the nature and risk  
36 of injuries to the head which may occur during a youth's participation in  
37 competitive sports, including, without limitation, the risks associated with  
38 continuing to participate in competitive sports after sustaining such an injury.

39 2. The policy adopted pursuant to subsection 1 must require that if a youth  
40 sustains or is suspected of sustaining an injury to the head while participating in  
41 competitive sports, the youth:

42 (a) Must be immediately removed from the competitive sport; and

43 (b) May return to the competitive sport if the parent or legal guardian of the  
44 youth provides a signed statement of a provider of health care indicating that the  
45 youth is medically cleared for participation in the competitive sport and the date  
46 on which the youth may return to the competitive sport.

47 3. Before a youth participates in competitive sports sanctioned or sponsored  
48 by an organization for youth sports in this State, the youth and his or her parent  
49 or legal guardian:

50 (a) Must be provided with a copy of the policy adopted pursuant to subsection  
51 1; and

1 (b) Must sign a statement on a form prescribed by the organization for youth  
2 sports acknowledging that the youth and his or her parent or legal guardian have  
3 read and understand the terms and conditions of the policy.

4 4. As used in this section:

5 (a) "Provider of health care" means a physician licensed under chapter 630  
6 or 633 of NRS, a physical therapist licensed under chapter 640 of NRS or an  
7 athletic trainer licensed under chapter 640B of NRS.

8 (b) "Youth" means a person under the age of 18 years.

9 Sec. 2.4. NRS 455A.010 is hereby amended to read as follows:

10 455A.010 ~~[(This chapter)]~~ NRS 455A.010 to 455A.190, inclusive, may be cited  
11 as the Skier and Snowboarder Safety Act.

12 Sec. 2.6. NRS 455A.020 is hereby amended to read as follows:

13 455A.020 As used in ~~[(this chapter)]~~ NRS 455A.010 to 455A.190, inclusive,  
14 unless the context otherwise requires, the words and terms defined in NRS  
15 455A.023 to 455A.090, inclusive, have the meanings ascribed to them in those  
16 sections.

17 Sec. 2.8. NRS 455A.190 is hereby amended to read as follows:

18 455A.190 ~~[(This chapter does)]~~ The provisions of NRS 455A.010 to 455A.190,  
19 inclusive, do not prohibit a county, city or unincorporated town from enacting an  
20 ordinance, not in conflict with the provisions of ~~[(this chapter)]~~ NRS 455A.010 to  
21 455A.190, inclusive, regulating skiers, snowboarders or operators.

22 Sec. 3. This act becomes effective on July 1, 2011.