

SENATE BILL NO. 80—COMMITTEE ON EDUCATION

(ON BEHALF OF THE NEVADA YOUTH LEGISLATURE)

PREFILED JANUARY 26, 2023

Referred to Committee on Education

SUMMARY—Revises provisions relating to the prevention and treatment of injuries to the head. (BDR 34-549)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
Effect on the State: Yes.

CONTAINS UNFUNDED MANDATE (§ 8)
(NOT REQUESTED BY AFFECTED LOCAL GOVERNMENT)

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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 public safety; revising the contents of certain policies adopted by the Nevada Interscholastic Activities Association and organizations for youth sports concerning the prevention and treatment of injuries to the head; requiring certain schools to adopt such a policy; requiring certain schools to create and distribute a brochure concerning the prevention and treatment of injuries to the head and establish a concussion management team; providing a penalty; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law requires the Nevada Interscholastic Activities Association, the board of trustees of each school district and each organization for youth sports that sponsors or sanctions competitive sports for youth to adopt a policy concerning the prevention and treatment of injuries to the head. Existing law requires such a policy to require: (1) a pupil or youth who sustains or is suspected to have sustained an injury to the head to be removed from an activity or event to which the policy applies; and (2) the parent or guardian of such a pupil or youth to provide a signed statement from a provider of health care authorizing the pupil or youth to return to the activity or event before the pupil or youth is authorized to return to the activity or event. (NRS 385B.080, 392.452, 455A.200)

Section 2 of this bill defines “provider of health care” as it is used in **sections 3-7** of this bill. **Section 7** of this bill: (1) expands the policy that the Association is required to adopt concerning the prevention and treatment of injuries to the head;



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and (2) requires the Association to create a brochure on the prevention and treatment of injuries to the head. **Sections 3-6** of this bill prescribe the requirements of the expanded policy.

Section 3 of this bill requires the policy to include a requirement that, if practicable, a provider of health care evaluate each pupil before the pupil participates in an interscholastic activity or event to determine the physical and cognitive abilities of the pupil. **Section 4** of this bill requires the policy to require the person responsible for the supervision of a pupil who sustains or is suspected of sustaining an injury to the head during the interscholastic activity or event to: (1) immediately remove the pupil from the interscholastic activity or event and ensure the pupil is evaluated for an injury to the head; and (2) convey certain information about the head injury and the policy of the Association regarding head injuries to the parent or legal guardian of that pupil.

Section 6 of this bill requires the policy to include certain steps the pupil who has sustained or is suspected of having sustained an injury to the head is required to complete in order to return to participation in course work at school or an interscholastic activity or event. **Section 5** of this bill prescribes a process for conducting daily evaluations of such a pupil to determine whether the pupil should progress through the steps prescribed by **section 6**.

Section 7 also requires the Association to: (1) provide the policy to a parent or legal guardian of a pupil before the pupil participates in an interscholastic activity or event and annually thereafter; (2) ensure that the pupil and his or her parent or legal guardian sign a form containing certain disclosures before the pupil participates in an interscholastic activity or event and annually thereafter; and (3) post the policy and brochure to an Internet website maintained by the Association. Lastly, **section 7** requires the Association to review the policy and brochure every 5 years and update them as necessary to reflect current best practices in the treatment and prevention of injuries to the head.

Sections 8 and 9 of this bill require the board of trustees of each school district and the governing body of each charter school, university school for profoundly gifted pupils and private school to adopt a policy and create a brochure with the same or substantially similar provisions as those required in **sections 3-7** and to modify such provisions as necessary for the provisions to apply to any pupil that sustains an injury to the head. **Sections 8 and 9** additionally require: (1) the principal of each public and private school to create a concussion management team to perform certain duties prescribed in the policy; and (2) certain employees of a public or private school to complete training relating to head injuries. **Section 9** provides that a person who willfully fails to perform the duties prescribed by **section 9** is guilty of a misdemeanor.

Section 10 of this bill requires each organization for youth sports that sanctions or sponsors competitive sports for youths in this State to adopt a policy with the same or substantially similar provisions as those required in **sections 3-7**, except those provisions concerning the return to course work in a classroom.

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

Section 1. Chapter 385B of NRS is hereby amended by adding thereto the provisions set forth as sections 2 to 6, inclusive, of this act.

Sec. 2. *As used in NRS 385B.080 and sections 2 to 6, inclusive, of this act, "provider of health care" means a physician*



1 or physician assistant licensed pursuant to chapter 630 or 633 of
2 NRS, an advanced practice registered nurse licensed pursuant to
3 chapter 632 of NRS, a physical therapist licensed pursuant to
4 chapter 640 of NRS or an athletic trainer licensed pursuant
5 to chapter 640B of NRS.

6 **Sec. 3.** Except as otherwise provided in NRS 385B.080, the
7 policy adopted by the Nevada Interscholastic Activities Association
8 pursuant to NRS 385B.080 must require:

9 1. If practicable, a provider of health care to evaluate the
10 physical and cognitive abilities of each pupil before the pupil
11 participates in an interscholastic activity or event governed by the
12 Nevada Interscholastic Activities Association and at least annually
13 thereafter.

14 2. The evaluation required by subsection 1 to use one or more
15 evidence-based tests that include, without limitation:

16 (a) Attempting to provoke the symptoms of an injury to the
17 head in the pupil and evaluating the symptoms exhibited by the
18 pupil; and

19 (b) Evaluating the postural stability and cognitive ability of the
20 pupil.

21 **Sec. 4.** Except as otherwise provided in NRS 385B.080, the
22 policy adopted by the Nevada Interscholastic Activities Association
23 pursuant to NRS 385B.080 must require the teacher, coach or
24 other person responsible for supervising a pupil who sustains or is
25 suspected of sustaining an injury to the head while participating in
26 an interscholastic activity or event to:

27 1. Immediately remove the pupil from the activity or event
28 and ensure that the pupil is evaluated in accordance with
29 procedure set forth in section 5 of this act; and

30 2. Ensure that the parent or legal guardian of the pupil is
31 notified of the injury to the head and provided with the:

32 (a) Brochure created pursuant to NRS 385B.080;

33 (b) Procedure set forth in this section and sections 5 and 6 of
34 this act for the pupil to return to full participation in course work
35 at school and to an interscholastic activity or event;

36 (c) Contact information for the concussion management team
37 established pursuant to subsection 5 of NRS 392.452 or subsection
38 5 of section 9 of this act, as applicable; and

39 (d) Form prescribed by the Nevada Interscholastic Activities
40 Association pursuant to subsection 9 of section 5 of this act.

41 **Sec. 5.** Except as otherwise provided in NRS 385B.080, the
42 policy adopted by the Nevada Interscholastic Activities Association
43 pursuant to NRS 385B.080 must require that:

44 1. Not sooner than 24 hours after a pupil sustains or is
45 suspected of sustaining an injury to the head while participating in



1 *an interscholastic activity or event, a provider of health care*
2 *initially evaluate the pupil as provided in subsection 3.*

3 2. *A provider of health care or school nurse who has received*
4 *training in the evaluation of injuries to the head evaluate the pupil*
5 *as provided in subsection 3 at least once each day thereafter until*
6 *the pupil is authorized to return to full participation in course*
7 *work at school and the interscholastic activity or event pursuant to*
8 *subsection 9.*

9 3. *An evaluation performed pursuant to subsection 1 or 2*
10 *consists of:*

11 (a) *Evaluating the symptoms, postural stability and cognitive*
12 *ability of the pupil. Such an evaluation must use the same test as*
13 *was initially used to evaluate the pupil pursuant to section 3 of this*
14 *act, if applicable.*

15 (b) *Comparing the results of the evaluation conducted*
16 *pursuant to paragraph (a) to:*

17 (1) *The results of the evaluation conducted pursuant to*
18 *section 3 of this act; or*

19 (2) *If an evaluation of the pupil has not been performed*
20 *pursuant to section 3 of this act, a statistically valid database that*
21 *establishes the physical and cognitive abilities of a pupil of similar*
22 *age and other relevant characteristics to the pupil that sustained*
23 *or is suspected to have sustained an injury to the head.*

24 4. *After performing an evaluation pursuant to subsection 1 or*
25 *2, a provider of health care or school nurse consult with other*
26 *members of the concussion management team established*
27 *pursuant to subsection 5 of NRS 392.452 or subsection 5 of*
28 *section 9 of this act, as applicable, and, if such other members*
29 *have been appointed, determine whether the pupil should advance*
30 *to the next step, remain at the current step or return to the*
31 *previous step of the procedures set forth in section 6 of this act.*

32 5. *Before a pupil advances to the next step or returns to the*
33 *previous step of the procedures set forth in section 6 of this act, a*
34 *provider of health care or school nurse approve the advancement*
35 *or return, as applicable. A provider of health care or school nurse*
36 *may not authorize a pupil to:*

37 (a) *Skip a step or progress through more than one step in a*
38 *day under any circumstance; or*

39 (b) *Advance to the next step if the provider of health care or*
40 *school nurse believes that it would be unsafe for the pupil to*
41 *advance to the next step.*

42 6. *If a provider of health care or school nurse approves the*
43 *advancement of a pupil to the next step of the procedures set forth*
44 *in section 6 of this act, the provider of health care or school nurse*



document in a written record the date on which he or she approved the advancement.

7. The school in which a pupil is enrolled maintain the written record created pursuant to subsection 6 for at least 4 years after the date the documentation is made.

8. A provider of health care or school nurse who evaluates a pupil pursuant to subsection 2 return the pupil to the previous step of the procedures set forth in section 6 of this act, if the provider of health care or school nurse determines that symptoms for the injury to the head have worsened after the previous evaluation.

9. Before a pupil returns to full participation in course work at school or an interscholastic activity or event, a provider of health care evaluate the pupil pursuant to subsection 2 and sign a form prescribed by the Nevada Interscholastic Activities Association:

(a) Certifying that the pupil has completed the appropriate procedure set forth in section 6 of this act; and

(b) Authorizing the pupil to return to full participation in course work at school or a sport or other physically demanding interscholastic activity or event, as applicable.

Sec. 6. Except as otherwise provided in NRS 385B.080, the policy adopted by the Nevada Interscholastic Activities Association pursuant to NRS 385B.080 must prohibit a pupil from returning to full participation in:

1. Course work at school until the pupil has completed a procedure that ensures the pupil is physically and mentally ready to return to full participation in course work at school, including, without limitation, completing the following steps in the following order:

(a) Total rest;

(b) Daily activities at home;

(c) Course work completed at home;

(d) Course work completed at school, but not participating in a classroom;

(e) Participation in a classroom with any accommodation necessary;

(f) Participation in a classroom with minimal accommodations; and

(g) A provider of health care signing a form authorizing the pupil to return to full participation in course work at school pursuant to subsection 9 of section 5 of this act.

2. An interscholastic activity or event until the pupil has completed a procedure that ensures the pupil is physically and mentally ready to return to full participation in the interscholastic



1 *activity or event, including, without limitation, completing the*
2 *following steps in the following order:*

3 (a) *Total rest;*

4 (b) *Light aerobic activity;*

5 (c) *Moderate aerobic activity, including, without limitation,*
6 *non-contact training activities at half speed;*

7 (d) *Vigorous aerobic activity, including, without limitation,*
8 *non-contact training activities at full speed;*

9 (e) *Full-contact practice; and*

10 (f) *A provider of health care signing a form authorizing the*
11 *pupil to return to full participation in the interscholastic activity or*
12 *event pursuant to subsection 9 of section 5 of this act.*

13 **Sec. 7.** NRS 385B.080 is hereby amended to read as follows:

14 385B.080 1. The Nevada Interscholastic Activities
15 Association shall ~~[adopt]~~ :

16 (a) *Adopt regulations prescribing* a policy concerning the
17 prevention and treatment of injuries to the head which may occur
18 during a pupil's participation in interscholastic activities and events,
19 including, without limitation, a concussion of the brain. *Except as*
20 *otherwise provided in subsection 6, the policy must contain the*
21 *items required by sections 3 to 6, inclusive, of this act.*

22 (b) *Create a brochure concerning the prevention and*
23 *treatment of injuries to the head which may occur during the*
24 *participation of a pupil in interscholastic activities or events,*
25 *including, without limitation, a concussion of the brain.*

26 2. The ~~[policy]~~ *brochure created pursuant to paragraph (b) of*
27 *subsection 1* must ~~[provide information concerning the nature and~~
28 ~~risk of injuries to the head which may occur during a pupil's~~
29 ~~participation in interscholastic activities and events, including,~~
30 ~~without limitation, the risks associated with continuing to participate~~
31 ~~in the activity or event after sustaining such an injury.~~

32 ~~—2. The policy adopted pursuant to subsection 1 must require~~
33 ~~that if a pupil sustains or is suspected of sustaining an injury to the~~
34 ~~head while participating in an interscholastic activity or event, the~~
35 ~~pupil:~~

36 ~~—(a) Must be immediately removed from the activity or event;~~
37 ~~and~~

38 ~~—(b) May return to the activity or event if the parent or legal~~
39 ~~guardian of the pupil provides a signed statement of a provider of~~
40 ~~health care indicating that the pupil is medically cleared for~~
41 ~~participation in the activity or event and the date on which the pupil~~
42 ~~may return to the activity or event.] include, without limitation:~~

43 (a) *Information about injuries to the head, including, without*
44 *limitation, traumatic brain injuries and concussions of the brain;*



(b) *The procedure to be followed after an injury to the head or a suspected injury to the head of a pupil is sustained, including, without limitation, the procedure in the policy adopted pursuant to paragraph (a) of subsection 1 to determine when a pupil may return to full participation in course work at school and any interscholastic activity or event;*

(c) *The symptoms that a pupil who has sustained an injury to the head is likely to exhibit and the manner in which such symptoms are likely to subside over time;*

(d) *The recommended care and accommodations for a pupil who has sustained or is suspected to have sustained a concussion or other injury to the head and the resources for identifying the proper care and accommodations for a specific pupil; and*

(e) *A place for school personnel to fill in the contact information for:*

(1) *The concussion management team established pursuant to subsection 5 of NRS 392.452 or subsection 5 of section 9 of this act, as applicable;*

(2) *Providers of emergency medical services; and*

(3) *Nearby hospitals.*

3. Before a pupil participates in an interscholastic activity or event, and on an annual basis thereafter, *the Nevada Interscholastic Activities Association shall ensure that* the pupil and his or her parent or legal guardian:

(a) ~~[Must be]~~ *Are* provided with a copy of the policy adopted pursuant to *paragraph (a) of* subsection 1; and

(b) ~~[Must sign]~~ *Sign* a statement on a form prescribed by the Nevada Interscholastic Activities Association acknowledging that the pupil, *if capable*, and his or her parent or guardian ~~[have read and understand the terms and conditions of the policy.]~~ :

(1) *Understand that injuries to the head may occur during the participation of a pupil in interscholastic activities and events;*

(2) *Understand the risks associated with participating in an activity or event in which a pupil may sustain an injury to the head;*

(3) *Understand the risks associated with continuing to participate in an activity or event after a pupil has sustained an injury to the head;*

(4) *Agree to follow the policy adopted pursuant to paragraph (a) of subsection 1 and the policy adopted pursuant to NRS 392.452 or section 9 of this act, as applicable, by the school district, charter school, university school for profoundly gifted pupils or private school in which the pupil is enrolled;*

(5) *Understand that the policy adopted pursuant to paragraph (a) of subsection 1 and the brochure created pursuant*



1 to paragraph (b) of subsection 1 are available on the Internet
2 website maintained by the Nevada Interscholastic Activities
3 Association; and

4 (6) Understand that the policy adopted and brochure
5 created pursuant to NRS 392.452 or section 9 of this act, as
6 applicable, are available on the Internet website maintained by the
7 school district, charter school, university school for profoundly
8 gifted pupils or private school in which the pupil is enrolled.

9 4. ~~[As used in this section, "provider of health care" means a~~
10 ~~physician or physician assistant licensed under chapter 630 or 633~~
11 ~~of NRS, an advanced practice registered nurse licensed under~~
12 ~~chapter 632 of NRS, a physical therapist licensed under chapter 640~~
13 ~~of NRS or an athletic trainer licensed under chapter 640B of NRS.]~~
14 The Nevada Interscholastic Activities Association shall post the
15 policy adopted pursuant to paragraph (a) of subsection 1 and the
16 brochure created pursuant to paragraph (b) of subsection 1 on
17 the Internet website of the Nevada Interscholastic Activities
18 Association.

19 5. At least once every 5 years, the Nevada Interscholastic
20 Activities Association shall:

21 (a) Review the policy adopted pursuant to paragraph (a) of
22 subsection 1 and the brochure created pursuant to paragraph (b)
23 of subsection 1; and

24 (b) Update the policy and brochure to reflect current best
25 practices in the prevention and treatment of injuries to head.

26 6. Notwithstanding the provisions of sections 3 to 6, inclusive,
27 of this act, the Nevada Interscholastic Activities Association may
28 adopt regulations which prescribe alternative contents of the
29 policy adopted by the Association pursuant to this section if the
30 Association:

31 (a) Receives testimony from experts in the field of the
32 prevention and treatment of injuries to the head that the
33 alternative contents reflect current best practices in the prevention
34 and treatment of injuries to the head; and

35 (b) Concludes, on the basis of such testimony, that the
36 alternative contents would be more effective at preventing and
37 treating injuries to the head than the contents required by sections
38 3 to 6, inclusive, of this act.

39 **Sec. 8.** NRS 392.452 is hereby amended to read as follows:

40 392.452 1. ~~[For those competitive sports not governed by the~~
41 ~~Nevada Interscholastic Activities Association pursuant to chapter~~
42 ~~385B of NRS, the]~~ The board of trustees of each school district, the
43 governing body of each charter school and the governing body of
44 each university school for profoundly gifted pupils shall ~~[adopt]~~ :



(a) *Adopt a policy and create a brochure* concerning the prevention and treatment of injuries to the head ~~[which may occur during] of a [pupil's participation in competitive sports within the school district,]~~ *pupil*, including, without limitation, a concussion of the brain. ~~[To the extent practicable, the]~~ *The policy and brochure* must ~~[be consistent with]~~ :

(1) *Include at least the same or substantially similar provisions as* the policy adopted *and brochure created* by the Nevada Interscholastic Activities Association pursuant to NRS 385B.080 ~~[. The policy must provide information concerning the nature and risk of injuries to the head which may occur during a pupil's participation in competitive sports, including, without limitation, the risks associated with continuing to participate in competitive sports after sustaining such an injury.] ; and~~

(2) *Be modified as necessary to cover all pupils at a school who sustain or are suspected of sustaining an injury to the head, regardless of whether a pupil is at school or participating in an extracurricular activity when the injury or suspected injury occurs.*

(b) *Prescribe a form that is substantially similar to the form prescribed by the Nevada Interscholastic Activities Association pursuant to subsection 9 of section 5 of this act on which a provider of health care may:*

(1) *Certify that a pupil who has sustained or is suspected of having sustained an injury to the head has completed all procedures required by the policy adopted pursuant to paragraph (a) for the pupil to return to full participation in course work at school or an extracurricular activity; and*

(2) *Authorize the pupil to return to full participation in course work at school or an extracurricular activity, as applicable.*

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

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

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

~~—3.]~~ Before a pupil participates in competitive sports within a school district, and on an annual basis thereafter, the *board of trustees of a school district, the governing body of each charter school and the governing body of each university school for*



profoundly gifted pupils shall ensure that each pupil and his or her parent or legal guardian:

(a) ~~[Must be]~~ *Are* provided with a copy of the policy adopted pursuant to *paragraph (a) of subsection 1*; and

(b) ~~[Must sign]~~ *Sign* a statement on a form prescribed by the board of trustees *of the school district, governing body of the charter school or the governing body of the university school for profoundly gifted pupils, as applicable*, acknowledging that the pupil, *if capable*, and his or her parent or guardian ~~[have read and understand the terms and conditions of the policy]~~.

~~—4.] :~~

(1) *Understand that injuries to the head may occur during the participation of a pupil in interscholastic activities and events;*

(2) *Understand the risks associated with participating in an activity or event in which a pupil may sustain an injury to the head;*

(3) *Understand the risks associated with continuing to participate in an activity or event after a pupil has sustained an injury to the head;*

(4) *Agree to follow the policy adopted pursuant to paragraph (a) of subsection 1 and the policy adopted pursuant to NRS 385B.080 by the Nevada Interscholastic Activities Association;*

(5) *Understand that the policy adopted and the brochure created pursuant to paragraph (a) of subsection 1 are available on the Internet website maintained by the school district, charter school or university school for profoundly gifted pupils in which the pupil is enrolled; and*

(6) *Understand that the policy adopted and brochure created pursuant to NRS 385B.080 are available on the Internet website maintained by the Nevada Interscholastic Activities Association.*

3. *Upon notification that a pupil enrolled in a public school has sustained or is suspected of having sustained an injury to the head, the board of trustees of a school district, the governing body of each charter school and the governing body of each university school for profoundly gifted pupils, as applicable, shall ensure that the pupil and his or her parent or legal guardian are provided with a copy of the policy adopted pursuant to paragraph (a) of subsection 1.*

4. *Each public school, charter school and university school for profoundly gifted pupils shall post the policy adopted and the brochure created pursuant to paragraph (a) of subsection 1 on an Internet website maintained by the school.*



5. *The principal or other person in charge of each public school, including, without limitation, each charter school or university school for profoundly gifted pupils, shall establish a concussion management team for the school. The concussion management team must include a school nurse or athletic trainer, and may additionally include, without limitation:*

- (a) School psychologists;*
- (b) School social workers;*
- (c) School counselors;*
- (d) Teachers; and*
- (e) Administrators.*

6. *A concussion management team established pursuant to subsection 5 shall perform the duties prescribed in the policies adopted pursuant to paragraph (a) of subsection 1 and NRS 385B.080.*

7. *At least once every 5 years, the board of trustees of each school district, the governing body of each charter school and the governing body of each university school for profoundly gifted pupils shall:*

- (a) Review the policy adopted and the brochure created pursuant to paragraph (a) of subsection 1; and*
- (b) Update the policy and brochure to reflect current best practices in the prevention and treatment of injuries to the head.*

8. *Each administrator, teacher, counselor or other employee of a public school who is likely to encounter a pupil who has sustained or is suspected of having sustained an injury to the head must annually complete training regarding the prevention and treatment of injuries to the head provided by the Centers for Disease Control and Prevention of the United States Department of Health and Human Services, the National Federation of State High School Associations or a similar entity. Each public school shall maintain a record of the training required by this section which is completed by each employee of the public school and provide such a record upon request.*

9. As used in this section, "provider of health care" means a physician or physician assistant licensed under chapter 630 or 633 of NRS, an advanced practice registered nurse licensed under chapter 632 of NRS, a physical therapist licensed under chapter 640 of NRS or an athletic trainer licensed under chapter 640B of NRS.

Sec. 9. Chapter 394 of NRS is hereby amended by adding thereto a new section to read as follows:

1. The governing body of each private school shall:

(a) Adopt a policy and create a brochure concerning the prevention and treatment of injuries to the head of a pupil,



1 including, without limitation, a concussion of the brain. The
2 policy and brochure must:

3 (1) Include at least the same or substantially similar
4 provisions as the policy adopted and brochure created by the
5 Nevada Interscholastic Activities Association pursuant to NRS
6 385B.080; and

7 (2) Be modified as necessary to cover all pupils at a school
8 who sustain or are suspected of sustaining an injury to the head,
9 regardless of whether a pupil is at school or participating in an
10 extracurricular activity when the injury or suspected injury
11 occurs.

12 (b) Prescribe a form that is substantially similar to the form
13 prescribed by the Nevada Interscholastic Activities Association
14 pursuant to subsection 9 of section 5 of this act on which a
15 provider of health care may:

16 (1) Certify that a pupil who has sustained or is suspected of
17 having sustained an injury to the head has completed all
18 procedures required by the policy adopted pursuant to paragraph
19 (a) for the pupil to return to full participation in course work at
20 school or an extracurricular activity; and

21 (2) Authorize the pupil to return to full participation in
22 course work at school or an extracurricular activity, as applicable.

23 2. Before a pupil participates in competitive sports with a
24 private school, and on an annual basis thereafter, the governing
25 body of each private school shall ensure that each pupil and his or
26 her parent or legal guardian:

27 (a) Are provided with a copy of the policy adopted pursuant to
28 paragraph (a) of subsection 1;

29 (b) Sign a statement on a form prescribed by the governing
30 body of the private school acknowledging that the pupil, if
31 capable, and his or her parent or guardian:

32 (1) Understand that injuries to the head may occur during
33 the participation of a pupil in interscholastic activities and events;

34 (2) Understand the risks associated with participating in an
35 activity or event in which a pupil may sustain an injury to the
36 head;

37 (3) Understand the risks associated with continuing to
38 participate in an activity or event after a pupil has sustained an
39 injury to the head;

40 (4) Agree to follow the policy adopted pursuant to
41 paragraph (a) of subsection 1 and the policy adopted pursuant to
42 NRS 385B.080 by the Nevada Interscholastic Activities
43 Association;

44 (5) Understand that the policy adopted and the brochure
45 created pursuant to paragraph (a) of subsection 1 are available on



1 *the Internet website maintained by the private school in which the*
2 *pupil is enrolled; and*

3 *(6) Understand that the policy adopted and brochure*
4 *created pursuant to NRS 385B.080 are available on the Internet*
5 *website maintained by the Nevada Interscholastic Activities*
6 *Association.*

7 *3. Upon notification that a pupil enrolled in a private school*
8 *has sustained or is suspected of having sustained an injury to the*
9 *head, the board of trustees of the private school shall ensure that*
10 *the pupil and his or her parent or legal guardian are provided with*
11 *a copy of the policy adopted pursuant to paragraph (a) of*
12 *subsection 1.*

13 *4. Each private school shall post the brochure created*
14 *pursuant to paragraph (a) of subsection 1 on an Internet website*
15 *maintained by the school.*

16 *5. The principal or other person in charge of each private*
17 *school shall establish a concussion management team for the*
18 *school. The concussion management team must include a school*
19 *nurse or athletic trainer, and may include, without limitation:*

- 20 *(a) School psychologists;*
21 *(b) School social workers;*
22 *(c) School counselors;*
23 *(d) Teachers; and*
24 *(e) Administrators.*

25 *6. A concussion management team established pursuant to*
26 *subsection 5 shall perform the duties prescribed in the policies*
27 *adopted pursuant to paragraph (a) of subsection 1 and*
28 *NRS 385B.080.*

29 *7. At least once every 5 years, the governing body of each*
30 *private school shall:*

31 *(a) Review the policy adopted and the brochure created*
32 *pursuant to paragraph (a) of subsection 1; and*

33 *(b) Update the policy and brochure to reflect current best*
34 *practices in the prevention and treatment of injuries to the head.*

35 *8. Each administrator, teacher, counselor or other employee*
36 *of a private school who is likely to encounter a pupil who has*
37 *sustained or is suspected of having sustained an injury to the head*
38 *must annually complete training regarding the prevention and*
39 *treatment of injuries to the head provided by the Centers for*
40 *Disease Control and Prevention of the United States Department*
41 *of Health and Human Services, the National Federation of State*
42 *High School Associations or a similar entity. Each private school*
43 *shall maintain a record of the training required by this section*
44 *which is completed by each employee of the private school and*
45 *provide such a record upon request.*



9. A person who willfully violates the provisions of this section is guilty of a misdemeanor. Each day's failure to comply with the provisions of this section is a separate offense.

10. As used in this section, "provider of health care" means a physician or physician assistant licensed under chapter 630 or 633 of NRS, an advanced practice registered nurse licensed under chapter 632 of NRS, a physical therapist licensed under chapter 640 of NRS or an athletic trainer licensed under chapter 640B of NRS.

Sec. 10. NRS 455A.200 is hereby amended to read as follows:

455A.200 1. Each organization for youth sports that sanctions or sponsors competitive sports for youths in this State shall ~~adopt~~ :

(a) *Adopt* a policy concerning the prevention and treatment of injuries to the head which may occur during a youth's participation in those competitive sports, including, without limitation, a concussion of the brain. ~~[To the extent practicable.] Except for provisions concerning a pupil returning to full participation in course work at school, the policy must [be consistent with] include at least the same or substantially similar provisions as~~ the policy adopted by the Nevada Interscholastic Activities Association pursuant to NRS 385B.080. ~~[The policy must provide information concerning the nature and risk of injuries to the head which may occur during a youth's participation in competitive sports, including, without limitation, the risks associated with continuing to participate in competitive sports after sustaining such an injury.]~~

(b) *Prescribe a form that is substantially similar to the form prescribed by the Nevada Interscholastic Activities Association pursuant to subsection 9 of section 5 of this act on which a provider of health care may:*

(1) *Certify that a youth who has sustained or is suspected of having sustained an injury to the head has completed all procedures required by the policy adopted pursuant to paragraph (a) for the youth to return to full participation in competitive sports; and*

(2) *Authorize the youth to return to full participation in competitive sports.*

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

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

~~—(b) May return to the competitive sport if the parent or legal guardian of the youth provides a signed statement of a provider of health care indicating that the youth is medically cleared for~~



~~participation in the competitive sport and the date on which the youth may return to the competitive sport.~~

~~—3.]~~ Before a youth participates in competitive sports sanctioned or sponsored by an organization for youth sports in this State, *and on an annual basis thereafter, the organization for youth sports shall ensure that* the youth and his or her parent or legal guardian:

(a) ~~[Must be]~~ *Are* provided with a copy of the policy adopted pursuant to *paragraph (a) of* subsection 1; and

(b) ~~[Must sign]~~ *Sign* a statement on a form prescribed by the organization for youth sports acknowledging that the youth, *if capable*, and his or her parent or legal guardian ~~[have read and understand the terms and conditions of the policy.~~

~~—4.] :~~

(1) Understand that injuries to the head may occur during the participation of a youth in youth sports;

(2) Understand the risks associated with participating in a youth sport in which a youth may sustain an injury to the head;

(3) Understand the risks associated with continuing to participate in a youth sport after a youth has sustained an injury to the head;

(4) Agree to follow the policy adopted pursuant to paragraph (a) of subsection 1;

(5) Understand that the policy adopted pursuant to paragraph (a) of subsection 1 is available on the Internet website maintained by the organization for youth sports; and

(6) Understand that the policy adopted and brochure created pursuant to NRS 385B.080 are available on the Internet website maintained by the Nevada Interscholastic Activities Association.

3. Each organization for youth sports that sanctions or sponsors competitive sports for youths shall post the policy adopted pursuant to paragraph (a) of subsection 1 on an Internet website maintained by the organization.

4. At least once every 5 years, each organization for youth sports that sanctions or sponsors competitive sports for youths in this State shall:

(a) Review the policy adopted pursuant to paragraph (a) of subsection 1; and

(b) Update the policy to reflect current best practice in the prevention and treatment of injuries to the head.

5. As used in this section:

(a) “Provider of health care” means a physician or physician assistant licensed under chapter 630 or 633 of NRS, an advanced practice registered nurse licensed under chapter 632 of NRS, a



1 physical therapist licensed under chapter 640 of NRS or an athletic
2 trainer licensed under chapter 640B of NRS.

3 (b) “Youth” means a person under the age of 18 years.

4 **Sec. 11.** The provisions of NRS 354.599 do not apply to any
5 additional expenses of a local government that are related to the
6 provisions of this act.

7 **Sec. 12.** 1. This section becomes effective upon passage and
8 approval.

9 2. Sections 1 to 11, inclusive, of this act become effective:

10 (a) Upon passage and approval for the purpose of adopting any
11 regulations and performing any other preparatory administrative
12 tasks that are necessary to carry out the provisions of this act; and

13 (b) On July 1, 2024, for all other purposes.

