ADOPTED REGULATION OF THE NEVADA

INTERSCHOLASTIC ACTIVITIES ASSOCIATION

LCB File No. R003-25

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

AUTHORITY: §§ 1-3, NRS 385B.060.

A REGULATION relating to interscholastic activities; revising the penalties for certain violations relating to interscholastic activities; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Under existing law, the Nevada Interscholastic Activities Association controls, supervises and regulates all interscholastic athletic events and other interscholastic events in public schools and is required to adopt rules and regulations governing those events. (NRS 385B.050, 385B.060)

Existing regulations authorize the Association to impose certain penalties for a violation of the regulations adopted by the Association concerning interscholastic events, including, without limitation, the imposition of fines and issuance of sanctions. (NAC 385B.960) **Section 3** of this regulation revises the penalties which the Association is authorized to impose to include: (1) the imposition of a fine of $250 for a first violation or $500 for a second or subsequent violation; or (2) the issuance of a sanction indicating the occurrence of misconduct and the imposition of a fine of $1,000 for a first violation or $1,500 for a second or subsequent violation.

Existing law requires the Association to adopt regulations relating to spirit squads, including 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 Association. (NRS 385B.060) Existing regulations require an application to the Association for the sanctioning of a competition or event for spirit squads to be submitted not later than 30 days before the competition or event. If such an application is not timely submitted but is nonetheless approved by the Association, existing regulations require the applicant to pay a penalty of $100. (NAC 385B.564) **Section 1** of this regulation increases the penalty to $250.

Existing regulations authorize the Association to impose a penalty of $500 against a school if a spirit squad of the school attends or participates in a competition or event that is not sanctioned by the Association. (NAC 385B.566) **Section 2** of this regulation increases the penalty to $1,000. **Section 2** also removes a reference to an obsolete Internet website of the Association.

Section 1. NAC 385B.564 is hereby amended to read as follows:

385B.564 1. Each application for the sanctioning of a competition or event by the Association must be submitted on a form furnished by the Association. The application must:

(a) Except as otherwise provided in subsection 2, be submitted to the Association not later than 30 days before the competition or event; and

(b) Be accompanied by:

(1) A copy of each regulation or rule applicable for conducting the competition or event;

(2) Proof of liability insurance;

(3) A list setting forth the name of each state, school or group that is invited to attend the competition or event; and

(4) Any other information required by the Association.

2. As soon as practicable after receiving an application, the Executive Director or a person designated by the Executive Director shall review the application. As soon as practicable after approving or denying the application, the Association will submit a written notification of the approval or denial of the application to the applicant and each member school. If an applicant fails to submit the application within the period specified in subsection 1, and if the application is approved, the applicant must pay to the Association a penalty ~~[in the amount]~~ of ~~[$100.]~~ ***$250.***

Sec. 2. NAC 385B.566 is hereby amended to read as follows:

385B.566 1. A school may determine whether the Association has sanctioned a competition or event by accessing the website of the Association at ~~[http://www.nevada.ihigh.com or]~~ **http://www.niaa.com**.

2. If a spirit squad of a school attends or participates in a competition or event that is not sanctioned by the Association, the Association may impose a penalty against the school ~~[in the amount]~~ of ~~[$500.]~~ ***$1,000.***

3. Before a spirit squad of a school may attend or participate in a competition or event that is sanctioned by the Association, the principal of the school or a designee thereof must approve the attendance or participation of the school in the competition or event.

4. The Association:

(a) Encourages each school to authorize each spirit squad of the school to attend or participate in not more than three sanctioned competitions or events during the season for the spirit squad.

(b) Does not require or encourage a school to attend or participate in any competition or event sanctioned by the Association.

5. A spirit squad of a school shall not participate in any competition for spirit squads that is conducted after the end of the season for the spirit squad established pursuant to NAC 385B.552. Each coach of a spirit squad shall ensure that the spirit squad complies with the provisions of subsection 1 of NAC 385B.550.

Sec. 3. NAC 385B.960 is hereby amended to read as follows:

385B.960 1. In addition to any penalty set forth in this chapter, the Association may impose any of the following penalties for a violation of a provision of those sections:

(a) The imposition of a fine of ~~[not more than $1,000;]~~ ***:***

(1) For a first violation, $250; or

(2) For a second or subsequent violation, $500;

(b) The issuance of a sanction indicating the occurrence of misconduct and the imposition of a fine of ~~[not more than]~~ ***:***

(1) For a first violation, $1,000; ***or***

(2) For a second or subsequent violation, $1,500;

(c) The placement of a school on probation and the imposition of a fine of not more than $2,500;

(d) The suspension of the membership of a school in the Association and the imposition of a fine of not more than $5,000; or

(e) Any combination of the actions specified in paragraphs (a) to (d), inclusive.

2. The Association will maintain a record of each sanction issued and fine imposed pursuant to subsection 1. If a school which is issued a sanction or against which a fine is imposed repeats the violation for which the sanction is issued or fine is imposed, the Association may suspend the membership of the school in the Association for the period specified by the Board pursuant to subsection 4.

3. A school that is placed on probation pursuant to subsection 1 may not participate in any activity relating to a league, regional or state tournament for the period determined by the Association. If the school repeats the violation for which the school was placed on probation, the Association will suspend the membership of the school in the Association for the period specified by the Board pursuant to subsection 4.

4. The Executive Director, an administrator or a panel specified in NAC 385B.904 may, during an appeal made pursuant to NAC 385B.900 to 385B.924, inclusive, suspend or impose a

fine or other penalty against a school that is a party to the appeal. A suspension imposed pursuant to this section is not final until the Board approves the imposition and duration of the suspension.

5. If a penalty is imposed or disciplinary action is taken against a school or pupil, the Executive Director may, in addition to the penalty imposed or disciplinary action taken, impose a penalty against the school or pupil pursuant to this section.