

**LEGISLATIVE REVIEW OF ADOPTED REGULATION AS REQUIRED BY  
NRS 233B.066  
LCB FILE No. R022-25**

The following statement is submitted for adopted amendments to Nevada Administrative Code (“NAC”) Chapter 385B.

**1. A clear and concise explanation of the need for the adopted regulation.**

This regulation is necessary to address the ever-changing nature of high school athletics governed by the Nevada Interscholastic Activities Association (“NIAA”). This regulation revises provisions that address the payment of annual membership dues by member schools of the NIAA, and a method for determining the assessment of dues member schools are to pay for annual membership in the Association in future years.

**2. A description of how public comment was solicited, a summary of public response, and an explanation how other interested persons may obtain a copy of the summary.**

Copies of the proposed regulation and notice of intent to act upon the regulation were sent by U.S. mail and by email to persons who were known to have an interest in the subject of the governance of high school athletics in the State of Nevada, including all member schools of the NIAA, and to all persons who had specifically requested such notice. These documents were also made available at the website of the NIAA’s office, [www.niaa.com](http://www.niaa.com), as well as <https://notice.nv.gov>; and were mailed to all county libraries in Nevada and posted at the following locations:

Nevada Interscholastic  
Activities Association  
1188 Victorian Plaza Circle  
Sparks, NV 89431

Washoe County School District  
425 East Ninth Street  
Reno, NV 89520

Clark County School District  
5100 West Sahara Avenue  
Las Vegas, NV 89143

Carson City School District  
1140 West King Street  
Carson City, NV 89703

Elko County School District  
850 Elm Street  
Elko, NV 89801

This regulation was initially reviewed by the NIAA Board of Control on June 3 and 4, 2025 at its Summer Board Meeting. On or about August 22, 2025, the Executive Director issued a Notice of Intent to Act Upon a Regulation pursuant to NRS 233B.0603, which incorporated in the proposed amendments all discussions held at the above-described Board of Control meetings, as well as comments from LCB staff attorneys. That Notice is

attached as Exhibit “1.” This regulation was reviewed by the NIAA Board of Control at a board meeting held on September 23, 2025, respectively, which included the opportunity for public comment concerning the proposed amendment. The regulation was heard by the Legislative Commission on October 28, 2025, and was not approved, based on concern from some members of the Legislative Commission as to discretion provided to the NIAA Board of Control in setting annual dues for member schools as well as the amount charged to schools based on enrollment numbers. The Legislative Commission also requested additional explanation of the above from the NIAA. Below the NIAA provides this information.

The attached revised Regulation again addresses the annual dues a member school is required to pay based on enrollment numbers. The NIAA Board of Control determined that the amounts currently set forth in NRS 385B.212 do not reflect the current costs incurred by the NIAA to administer high school athletics, including regional and state championship events as well as general day-to-day operating expenses of the NIAA. Accordingly, economic reality necessitates an increase to the annual dues as reflected in the attached revised version of R022-25. These revisions are scheduled to begin with the 2027-2028 fiscal year.

In response to specific concerns raised by members of the Legislative Commission at the October 28, 2025, meeting, all member schools, and importantly, all the superintendents of the public schools including charter schools, have been made aware of the increased fees and no superintendent or member school has objected to the increases. Additionally, concern was raised as to a small school, such as one with less than 50 pupils, being required to pay the minimum fee that all schools with less than 600 pupils, but who are closer to that enrollment number are required to pay. The response to that concern is that the costs to the NIAA to administer regional and state championship events are fixed and do not vary based on school size. Accordingly, member schools with small enrollments that have teams that compete in the NIAA produce the same costs to the NIAA that larger schools generate. For these reasons the membership of the NIAA authorized the NIAA Board of Control to charge annual membership dues to member schools with less than 600 pupils a fixed annual membership dues of \$1500.00, beginning with the 2027-2028 fiscal school year, and to charge a per pupil fee of \$5.00 for schools with more than 600 pupils beginning with the 2027-2028 fiscal school year. These amounts eliminate any concern raised as to the unfettered discretion the NIAA Board of Control may have been able to exercise based on the language of the prior version of R022-25 that was considered at the October 28, 2025, meeting.

Finally, a question was raised at the October 28, 2025, meeting as to why the enrollment number of 600 exists. In response the NIAA points out that the delineation of enrollment numbers has been in place since the initial approval of this regulation by the Legislative Commission on November 2, 2004, through adoption of R206-03. It is the position of the NIAA that the 600 pupil enrollment number constitutes a solid compromise between the traditionally larger 4A and 5A member schools and the smaller 1A, 2A and 3A member

schools. Additionally, as mentioned above, going below the 600 pupil enrollment number would place the NIAA in an operating cost deficit as explained above.

**3. The number of persons who:**

- (a) Attended each hearing: 0
- (b) Testified at each hearing: 0
- (c) Submitted to the agency written comments: 0

**4. For each person identified in paragraphs (b) and (c) of number 3 above, the following information is provided to the agency conducting the hearing:**

- (a) Name;
- (b) Telephone number;
- (c) Business address;
- (d) Business telephone number;
- (e) Electronic mail address; and
- (f) Name of entity or organization represented.

There was no testimony provided by any of the persons in attendance at this meeting and, therefore, no information to provide in response hereto.

**5. A description of how comment was solicited from affected businesses, a summary of their response, and an explanation how other interested persons may obtain a copy of the summary.**

No businesses are affected by these regulations. Comments were solicited from member schools of the NIAA and other persons having an interest in the governance of interscholastic high school activities in the state, as well as members of the public. The summary of those comments is included in response to question No. 1, above.

**6. If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change.**

The regulation was adopted on September 23, 2025 without changing any part of the proposed regulation because no request for any changes was made at the workshop or hearing.

**7. The estimated economic effect of the adopted regulation on the businesses which it is to regulate and on the public. These must be stated separately, and each case must include:**

- (a) Both adverse and beneficial effects; and
- (b) Both immediate and long-term effects.

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(a) Both adverse and beneficial effects:

This regulation will have no economic effect, beneficial or adverse, with respect to any business or the public.

(b) Both immediate and long-term effects:

This regulation will have no economic effect, immediate or long-term, with respect to any business or the public.

**8. The estimated cost to the agency for enforcement of the adopted regulation.**

There is no additional cost to the agency for enforcement of this regulation.

**9. A description of any regulations of other state or government agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.**

There are no other state or government agency regulations that the proposed amendments duplicate.

**10. If the regulation includes provisions that are more stringent than a federal regulation which regulates the same activity, a summary of such provisions.**

N/A

**11. If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.**

N/A

**12. Is the proposed regulation likely to impose a direct and significant economic burden upon a small business or directly restrict the formation, operation or expansion of a small business? What methods did the agency use to determine the impact of the regulation on a small business?**

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As stated above, there are no economic effects with respect to the amendments on any business in the State of Nevada. These amendments apply to the governance of high school athletics and activities in the State of Nevada and generally do no impact private business.

Dated this 1<sup>st</sup> day of December, 2025.

NEVADA INTERSCHOLASTIC  
ACTIVITIES ASSOCIATION

By: 

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Legal Counsel

EXHIBIT 1

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**NOTICE OF INTENT TO ACT UPON A REGULATION**  
**NRS 233B.0603**

The Nevada Interscholastic Activities Association (“NIAA”) will hold a public hearing starting at 1:00 p.m. on September 23, 2025, in conjunction with its regularly scheduled Board of Control meeting which is being conducted virtually with Board members participating remotely and members of the public appearing by live stream through a YouTube link as well as the NIAA website, [www.niaa.com](http://www.niaa.com). Members of the public have been provided the opportunity to address the regulation through the virtual link. The purpose of the hearing is to receive comments from all interested persons regarding the adoption of an amendment to a Regulation that pertains to Chapter 385B of the Nevada Administrative Code.

The following is provided pursuant to the requirements of NRS 233B.0603:

1. The adoption of this amendment to Regulation is needed for purposes of the governance of high school athletics and activities throughout the State of Nevada which are governed by the NIAA.
2. The Regulation changes will address the following:
  - (a) NAC 385B.212 addresses the payment of annual dues by member schools of the NIAA, and the method for determining the amount to assess member schools for annual dues in the future.
- 3(a). The economic effect of the amendment of this amendment to Regulation on high school athletics will be minimal.
- (b). The immediate and long-term effects of this amendment to Regulation will be to provide a better source of information to the public regarding the governance of high school athletics and activities, including high school athletes, parents, coaches and officials all of whom are governed by the NIAA.
4. The estimated cost to the NIAA for purposes of enforcement of the proposed amendment to Regulation are minimal.
5. This amendment to Regulation does not overlap or duplicate any regulations of other state or local governmental agencies.
6. The adoption of this amendment to Regulation is not required pursuant to federal law.
7. The adoption of this Regulation does not include any provisions which are more stringent than any federal regulation. *See*, paragraph 6, above.

8. The adoption of this Regulation does establish an increase in fees paid by member schools of the NIAA for governance of the NIAA.

Persons wishing to comment upon the proposed action of the NIAA may appear at the scheduled public hearing or may address their comments, data, views or arguments, in written form, to Timothy Jackson, Executive Director, Nevada Interscholastic Activities Association, 1188 Victorian Plaza Circle, Sparks, Nevada 89431. Written submissions must be received by the NIAA on or before September 19, 2025. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the NIAA may proceed immediately to act upon any written submissions.

A copy of this Notice and the amendment to Regulation to be adopted will be on file at the State Library, 100 Stewart Street, Carson City, Nevada for inspection by members of the public during business hours. Additional copies of the Notice and the Regulations to be adopted will be available at 1188 Victorian Plaza Circle, Sparks, Nevada 89431, and in all counties in which an office of the agency is not maintained, at the main public library, for inspection and copying by members of the public during business hours. This Notice and the text of the proposed Regulations are also available in the State of Nevada Register of Administrative Regulations, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653, and on the internet at <http://www.leg.state.nv.us>. Copies of this Notice and the proposed Regulations will also be mailed to members of the public upon request. A reasonable fee may be charged for copies if it is deemed necessary.

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either before adoption or within thirty (30) days thereafter, will issue a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.

This Notice of Hearing has been posted at the following locations on or before August 22, 2025:

Office of the Nevada Interscholastic Activities Association  
1188 Victorian Plaza Circle  
Sparks, Nevada 89431

Clark County School District  
5100 West Sahara Avenue  
Las Vegas, Nevada 89143

Carson City School District  
1140 West King Street  
Carson City, Nevada 89703

Elko County School District  
850 Elm Street  
Elko, Nevada 89801



<http://notice.nv.gov>

Washoe County School District  
425 East Ninth Street  
Reno, Nevada 89520

[www.niaa.com](http://www.niaa.com)  
<https://notice.nv.gov>

**PROPOSED REGULATION OF THE  
NEVADA INTERSCHOLASTIC ACTIVITIES ASSOCIATION**

**LCB File No. R022-25**

July 30, 2025

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

AUTHORITY: § 1, NRS 385B.060.

A REGULATION relating to interscholastic activities; revising provisions governing the amount of annual dues a school is required to pay to maintain membership in the Nevada Interscholastic Activities Association; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Existing law requires the Nevada Interscholastic Activities Association to adopt rules and regulations concerning interscholastic athletic events. (NRS 385B.060) Existing regulations establish the Board of Control of the Association and set forth the duties of the Board, including, without limitation, establishing the dues required for membership in the Association. (NAC 385B.106, 385B.114) Under existing regulations, the annual dues for membership in the Association are: (1) if a school enrolls less than 600 pupils during a school year, \$850; and (2) if a school enrolls at least 600 pupils during a school year, \$1.50 for each pupil enrolled in the school for that school year. (NAC 385B.212) This regulation provides that the amount of annual dues for membership in the Association for a school that enrolls less than 600 pupils in a school year is instead determined by the Board. This regulation additionally provides that, if a school enrolls at least 600 pupils in a school year, the annual dues for membership are calculated by multiplying an amount, determined by the Board, by the number of pupils enrolled in the school for that school year. Finally, this regulation requires the Board, when determining the amount of annual dues for membership a school is required to pay to: (1) consult with member schools of the Association; and (2) consider certain factors related to the costs associated with conducting interscholastic activities and events in this State.

**Section 1.** NAC 385B.212 is hereby amended to read as follows:

385B.212 1. Except as otherwise provided in NAC 385B.210, if a school enrolls ~~less~~ : (a)

*Less* than 600 pupils during a school year, the *school must pay* annual dues for the

~~at] in an amount determined by the Board of \$1500 beginning in the 2027-2028 school year.~~

(b) At least 600 pupils during a school year, the annual dues for the membership of the school in the Association ~~[is \$1.50]~~ \$5.00 for each pupil ~~must be calculated by multiplying an amount, determined by the Board, by the number of pupils~~ who is ~~are~~ enrolled in the school for that school year.

~~2. When determining the amount of dues for membership a school in the Association is required to pay pursuant to subsection 1, the Board shall:~~

~~(a) Consult with member schools; and~~

~~(b) Consider the costs associated with conducting interscholastic activities and events in this State, including, without limitation:~~

~~(1) Organizing, supervising, certifying and providing sports officials;~~

~~(2) Using or retaining facilities for a league, regional or state tournament; and~~

~~(3) Any other factor which the Board deems relevant in determining the cost of conducting interscholastic activities and events.~~

~~3.~~ Each school shall pay the annual dues specified ~~in]~~ pursuant to subsection 1 not later than August 1 of each year. The Executive Director may require a school to pay a penalty in an amount determined by the Board if the school fails to pay the annual dues for the school later than August 21 of that year.

3. The Board may impose a special assessment against each school. Any special assessment imposed against a school pursuant to this subsection must not exceed 20 percent of the annual dues paid by that school for the year in which the Board imposes the special assessment.