

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

LCB File No. R050-05

Effective December 29, 2005

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

AUTHORITY: §§1-5, NRS 386.430.

A REGULATION relating to interscholastic activities; increasing the number of interschool scrimmages for football; establishing the eligibility of a pupil who enrolls in the ninth grade during the second academic semester; revising the eligibility of a pupil whose parents are divorced or separated; authorizing a homeschooled child to participate in a sanctioned sport at a private school under certain circumstances; and providing other matters properly relating thereto.

Section 1. NAC 386.695 is hereby amended to read as follows:

386.695 1. The season for each sanctioned sport begins on the first day of practice for the sanctioned sport established by the Board pursuant to this subsection and ends upon the completion of the state tournament for the sanctioned sport. Except as otherwise provided in NAC 386.600 to 386.886, inclusive, not later than September 1 of each year, the Board shall:

- (a) Establish the date for the first day of practice for each sanctioned sport for the school year; and
- (b) Prepare a schedule of activities that includes each date established pursuant to paragraph (a).

2. Each school shall ensure that a practice for a sanctioned sport is conducted on the date established for that practice pursuant to subsection 1.

3. A school shall not sponsor a pupil or team or provide a uniform or transportation or otherwise accept responsibility for a pupil or team to participate in any out-of-season competition for a sanctioned sport, including, without limitation, a camp, summer league or travel to a foreign country or another state, territory, district or possession of the United States. A school may engage in an activity to obtain money for an out-of-season competition and deposit any money obtained as a result of that activity in an account maintained by a bank or other financial institution in this State. A school shall not use any money that is budgeted for a school district or any state money for an out-of-season competition for a sanctioned sport.

4. A coach of a school that complies with subsections 2 and 3 may assist a pupil in an activity that is related to a sanctioned sport and that is conducted during a period that is not the season for the sanctioned sport. The participation of the pupil in the activity must be voluntary and must not be a condition for qualifying for a team or for accepting the pupil as a member of a team during the season for the sanctioned sport.

5. Except as otherwise provided in this section, a coach or pupil specified in subsection 4 may, if approved by the school and the school district in which the school is located, use any facility or equipment of the school to engage in an activity specified in that subsection. A coach or pupil may use the following equipment for football during any period that is not the football season:

- (a) Footballs;
- (b) Football shoes; and
- (c) Shorts and sweatshirts.

6. A coach or pupil shall not use the following equipment for football pursuant to subsection 5:

- (a) A helmet or shoulder, hip or thigh pads, or any other protective equipment; or
- (b) A blocking dummy or sled, or any similar device.

7. A school or school district in which a school is located may require each pupil of the school who engages in an activity relating to a sanctioned sport pursuant to subsection 5 to maintain a policy of health insurance in an amount determined by the school or school district.

8. A coach or pupil shall not engage in an *out-of-season* activity relating to a sanctioned sport pursuant to subsection 5 if the activity interferes with ~~the participation of the coach or pupil in a sanctioned~~ *an in-season* sport.

Sec. 2. NAC 386.721 is hereby amended to read as follows:

386.721 1. A school shall not participate in ~~an~~ :

(a) *An interschool football ~~game or~~ scrimmage unless the *football team for the* school completes at least 8 days of team practice, including at least 3 days of noncontact practice pursuant to NAC 386.722 ~~Each pupil who is a member of the football team for the school shall, before participating in the game or scrimmage, complete~~ ; or*

(b) An interschool football game unless the football team completes at least 10 days of team practice, including at least 3 days of noncontact practice pursuant to NAC 386.722.

2. *A pupil at a school shall not participate in:*

(a) *An interschool football scrimmage unless the pupil completes at least ~~5~~ 6 days of team practice, including 3 days of noncontact practice ~~f~~*

~~—2.] pursuant to NAC 386.722; or~~

(b) An interschool football game unless the pupil completes at least 10 days of team practice, including at least 3 days of noncontact practice pursuant to NAC 386.722.

3. A football team may participate in not more than ~~one interschool scrimmage~~ *two interschool scrimmages* before the first regularly scheduled game for the football season for the team. The team shall not participate in an interschool scrimmage after completing that game.

~~3.~~ 4. Each school and each pupil who participates in football as a sanctioned sport shall, before participating in a scheduled interschool football game, complete at least 10 days of team practice, including 3 days of noncontact practice.

~~4.~~ 5. A school or pupil may count not more than one practice each day toward the total number of practices required pursuant to this section. If the school or pupil completes more than one practice during a day, that day counts as one day of practice for the purposes of this section.

~~5.~~ 6. As used in this section, “scrimmage” means a practice football game in which:

- (a) Each team alternates in carrying the football;
- (b) The score is not kept;
- (c) The coach of each team is present on the field of play to direct the team for which he is a coach;
- (d) Unpaid sports officials are used;
- (e) Admission is not charged;
- (f) Donations are not accepted or solicited; and
- (g) Spectators are not encouraged to attend.

Sec. 3. NAC 386.780 is hereby amended to read as follows:

386.780 1. ~~After~~ *Except as otherwise provided in subsection 3, after* a pupil enrolls in the ~~9th~~ *ninth* grade, the pupil is eligible to participate in a sanctioned sport for not more than ~~8~~ *eight* consecutive semesters.

2. A pupil is not eligible to participate:

- (a) For more than four seasons in any sanctioned sport; or
- (b) In the same sanctioned sport more than once during a school year.

3. A pupil who, because of substandard academic performance, enrolls in the ninth grade during the second academic semester of a school year shall be deemed to have been eligible to participate in a sanctioned sport as of the first academic semester of that school year. Such a pupil shall be deemed to be a member of the class which enrolled in the ninth grade during the first academic semester of the school year and the pupil is ineligible to participate in a sanctioned sport after the school year during which the class is scheduled to graduate.

Sec. 4. NAC 386.782 is hereby amended to read as follows:

386.782 1. To be eligible to participate in a sanctioned sport, a pupil must attend the school that is located in the zone of attendance of the residence of a parent or legal guardian of the pupil as determined by the school district in which the residence is located.

2. A pupil whose parents are divorced or ~~legally~~ separated is eligible to participate in a sanctioned sport at the school that is located within the zone of attendance of the residence of the parent having primary physical custody of the pupil as determined by an order or decree issued by a court of competent jurisdiction establishing that the parent has been awarded primary physical custody of the pupil.

3. If the primary physical custody of a pupil *whose parents are divorced or separated* is jointly shared at the separate residences of the parents ~~is~~ *and if the pupil:*

(a) Was enrolled in a school at the time of the divorce or separation, the pupil remains eligible to participate in a sanctioned sport at that school.

(b) Was not enrolled in a school at the time of the divorce or separation, the pupil must choose which residence will be his primary residence for establishing eligibility to participate in

a sanctioned sport. If the pupil chooses a primary residence pursuant to this ~~subsection,~~ *paragraph*, the school that is located within the zone of attendance of the residence is the pupil's home school for the purposes of NAC 386.600 to 386.886, inclusive.

4. A pupil who begins ninth grade at a private school that serves all pupils who are located within the zone of attendance of the residence of a parent or legal guardian of the pupil is eligible to participate in a sanctioned sport at the private school.

5. For the purposes of NAC 386.600 to 386.886, inclusive, the Association will not recognize a temporary guardianship that is granted without the approval of a court pursuant to NRS 159.205 or 159.215.

6. A pupil is not eligible to participate in a sanctioned sport at a school that is located within the zone of attendance of the legal guardian of the pupil unless the legal guardian has complied with subsection 3 of NAC 386.782.

Sec. 5. NAC 386.793 is hereby amended to read as follows:

386.793 1. To be eligible to participate in a sanctioned sport, a parent or legal guardian of a homeschooled child must submit to the school district in which the homeschooled child resides a written notice of intent to provide instruction for the homeschooled child at home. A parent or legal guardian of a homeschooled child who submits such a notice shall be deemed to be the teacher of the homeschooled child for all matters relating to participation by the homeschooled child in a sanctioned sport.

2. To be eligible to participate in a sanctioned sport, a parent or legal guardian of a homeschooled child must submit evidence satisfactory to the Executive Director that the homeschooled child has complied with the requirements for academic eligibility adopted by the

school district in which he resides pursuant to NAC 386.803. The evidence must be submitted to the person designated by the school pursuant to paragraph (c) of subsection 4.

3. A homeschooled child who withdraws from a school where he is enrolled:

(a) Remains eligible to participate in a sanctioned sport at that school if he was eligible to participate in that sanctioned sport at the time he withdrew from the school; or

(b) If he was not eligible to participate in a sanctioned sport at the time he withdrew from the school, must establish his eligibility to participate in that sanctioned sport by complying with the requirements for academic eligibility specified in subsection 2.

4. If a homeschooled child resides within the zone of attendance of a school and notifies the school that he wishes to participate in a sanctioned sport at that school, the school shall provide to the parent or legal guardian of the homeschooled child:

(a) A statement setting forth the requirements for academic eligibility to participate in a sanctioned sport specified in subsection 2;

(b) All schedules and requirements of the school relating to eligibility for participation in a sanctioned sport at the school; and

(c) The name and telephone number of a person in the athletic department of the school with whom the homeschooled child or a parent or legal guardian of the homeschooled child may communicate relating to the academic eligibility of the homeschooled child to participate in the sanctioned sport.

5. A homeschooled child may participate in a sanctioned sport at a private school upon approval by the private school. The private school may charge and collect a fee for authorizing the participation of the pupil in the sanctioned sport. The fee must be uniform with respect to homeschooled children. The private school shall report any such fee to the Association. A

homeschooled child who participates in a sanctioned sport pursuant to this section is subject to the provisions of this chapter governing transfers.

**NOTICE OF ADOPTION OF PROPOSED REGULATION
LCB File No. R050-05**

The Nevada Interscholastic Activities Association adopted regulations assigned LCB File No. R050-05 which pertain to chapter 386 of the Nevada Administrative Code on November 1, 2005.

Notice date: 8/29/2005

Date of adoption by agency: 11/1/2005

Hearing date: 9/28/2005; 11/1/2005

Filing date: 12/29/2005

INFORMATIONAL STATEMENT

The Nevada Interscholastic Activities Association revised regulations that pertain to Chapter 386 of the Nevada Administrative Code on September 28, 2005 and November 1, 2005. The NIAA would like to have these changes made regulations as follows (bold / italicized are changes).

Meetings to discuss the following changes were attended and voted on by 9 members of the NIAA Board of Control.

In response to your additional requirements posted by your office for temporary regulations, I am providing the following information:

- Interested parties may obtain a copy of the summary by logging onto our website at www.nevada.ihigh.com, under channels, click on NIAA Board of Control for minutes of meetings.
- There is no economic effect on public and businesses.
- There will be no cost for enforcing the regulation changes.
- These changes do not duplicate or overlap any NIAA, state or federal regulations.
- These regulations are not more stringent than federal regulations that may regulate the same activities.
- No new fees were established.

REGULATIONS CHANGES – LCB File No. R136-05 and LCB R050-05.