

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

LCB File No. R128-13

February 4, 2014

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

AUTHORITY: §§1-11, NRS 386.430.

A REGULATION relating to interscholastic activities; allowing a high school in this State to become an associate member in the Nevada Interscholastic Activities Association; revising the requirements for academic eligibility of a pupil to participate in a sanctioned sport; revising the requirements to coach for a school; revising provisions governing the ejection of a pupil or coach from a game, contest or meet; revising provisions governing the use of social media by certain coaches, sports officials, administrators, faculty members and pupils; repealing provisions governing the receipt of a red card by a pupil during a soccer game; and providing other matters properly relating thereto.

Section 1. Chapter 386 of NAC is hereby amended by adding thereto the provisions set forth as sections 2 and 3 of this regulation.

Sec. 2. 1. *Any high school in this State may apply to the Board for associate membership in the Association. The application must be submitted:*

(a) On a form approved by the Association; and

(b) Not later than:

(1) July 1 of the year in which the school applies for associate membership, if the application is the initial application submitted by the school; or

(2) November 1 of the year immediately preceding the year in which the school applies for associate membership, if the application is submitted by a current member school.

2. In addition to the provisions of subsection 1, an applicant for associate membership in the Association must submit, together with the application, a letter setting forth the reasons for submitting the application which is signed by:

(a) If the applicant is a public school:

(1) The principal of the school;

(2) The superintendent of schools of the school district in which the school is located;

and

(3) The board of trustees of that school district; or

(b) If the applicant is a private school:

(1) The principal or other person in charge of the school;

(2) The administrative head of the school; and

(3) The governing body of the school.

Sec. 3. 1. The Board may approve an application submitted pursuant to section 2 of this regulation if:

(a) The board of trustees or governing body of the school adopts the regulations of the Association as its code governing interscholastic activities;

(b) The applicant pays the annual dues required pursuant to NAC 386.655;

(c) The applicant agrees to comply with the policies and regulations of the Association;

and

(d) The Board determines that granting associate membership to the school will not compromise the competitive integrity of the league in which the school is aligned pursuant to NAC 386.667.

2. A high school that is granted associate membership in the Association pursuant to this section:

(a) May participate on a restricted schedule approved by the Board in each sanctioned sport against any member school or affiliate school;

(b) May not participate in any state championship for a sanctioned sport; and

(c) May not apply for or hold any other type of membership in the Association until the next time the Board aligns the school in a league pursuant to NAC 386.667 after granting associate membership to the school.

3. If the Board grants associate membership to a high school pursuant to this section, the Board shall, at the time the Board aligns the school in a league pursuant to NAC 386.667, determine the number of games, contests or meets in which the school may participate for each sanctioned sport.

Sec. 4. NAC 386.652 is hereby amended to read as follows:

386.652 1. Except as otherwise provided in ~~NAC 386.653,~~ *section 3 of this regulation,* any *public* high school in this State may apply to the Board for membership in the Association.

The application must be submitted:

(a) On a form approved by the Association; and

(b) Not later than July 1 of the year in which the school applies for membership in the Association.

2. The Board shall approve an application submitted pursuant to subsection 1 if:

(a) The board of trustees or governing board of the school adopts the regulations of the Association as its code governing interscholastic activities;

(b) The applicant pays the annual dues required pursuant to NAC 386.655; and

(c) The applicant agrees to comply with the policies and regulations of the Association.

3. A high school that is located in Arizona, California, Idaho, Oregon or Utah may submit an application to the Board for admission as an affiliate school. The application must be submitted:

(a) On a form approved by the Association; and

(b) Not later than July 1 of the year in which the school applies for membership in the Association.

4. A high school that submits an application pursuant to subsection 3 may be admitted as an affiliate school if:

(a) The school is recommended for membership in the Association by:

(1) A member school; and

(2) The committee appointed by the Executive Director to inspect the facilities of the school;

(b) The school submits to the Association specific information relating to the athletic programs of the school and any other information that may assist the Association in considering the application;

(c) The school complies with the requirements of the Association for accreditation;

(d) After considering the possible effect the addition of the school will have upon out-of-state school time, costs of transportation, costs of per diem allowances, duration of seasons and factors concerning the level of competition among schools, the school is approved for membership by at least two-thirds of the schools that are assigned to the class and league of which the school will be a member;

(e) The school pays a nonrefundable fee of \$850 for the application; and

(f) The Board and the Legislative Commission approve the application.

5. The Executive Director shall, within 30 days after the Board and Legislative Commission approve or deny an application, notify the applicant in writing of the decision of the Board and Legislative Commission.

Sec. 5. NAC 386.653 is hereby amended to read as follows:

386.653 1. ~~Any~~ *Except as otherwise provided in section 3 of this regulation, any* private high school in this State may apply for membership in the Association by submitting a written request to the Executive Director.

2. Except as otherwise provided in subsection 6, upon receipt of a written request submitted pursuant to subsection 1, the Executive Director shall place the school on independent status for 2 years beginning on the date the written request is received. A school that is placed on independent status may, during the period in which the school is on independent status, schedule a game, contest or meet with a member or affiliate school for a season for a sanctioned sport. The school may not, during the period in which it is on independent status, participate in any game, contest or meet for a sanctioned sport that is conducted after the regular season for that sanctioned sport.

3. A school that is placed on independent status shall, if the class into which the school is placed conducts a meeting of the class not later than August 31 of the year after the school is placed on independent status, attend the meeting of the class and submit a request for membership in the Association at that meeting. As soon as practicable after the meeting, the members of the class shall evaluate:

- (a) The facilities of the school; and
- (b) The extent to which the school has complied with:

(1) The schedule of the school for participating in games, contests or meets pursuant to this section; and

(2) The regulations of the Association concerning participation by the school in a sanctioned sport.

4. As soon as practicable after conducting an evaluation of a school pursuant to subsection 3, the class shall submit to the Board a recommendation to approve or deny the written request of the school for membership in the Association.

5. If the Board approves a written request for membership in the Association pursuant to subsection 4, the Board shall, in accordance with NAC 386.667, place the school in a class and align it in a league for the school year after the Board approves the request.

6. On and after August 1, 2012:

(a) Each school that submits a written request for membership in the Association pursuant to subsection 1 must have at least one athletic program for boys and at least one athletic program for girls during the fall season, winter season and spring season of each school year.

(b) If the Board receives a written request for membership in the Association pursuant to subsection 1, the Board shall, based upon twice the number of pupils specified in the report of enrollment submitted for the school for the first month of the school year immediately preceding the school year in which the Board considers the written request, place the school in a class and align it in a league pursuant to NAC 386.667.

Sec. 6. NAC 386.802 is hereby amended to read as follows:

386.802 1. For each semester a pupil participates in a sanctioned sport, the pupil must enroll in a course of at least two units of credit consisting of at least four classes and regularly attend a school. The pupil must successfully complete a course of at least two units of credit for

the immediately preceding semester. If a pupil fails to complete successfully the course for that semester, the pupil is ineligible to participate in a sanctioned sport for one semester unless, for the grading period for the first 9 weeks of the semester that is conducted immediately after that semester, he or she receives a passing grade for the two units of credit for the grading period, at which time he or she ~~must be placed on weekly probation. If the pupil receives a failing grade during the probationary period, the pupil is ineligible~~ *becomes eligible* to participate in a sanctioned sport for the remainder of ~~the~~ *that* semester. ~~in which he or she is placed on weekly probation.~~

2. A pupil may enroll in a course for one unit of credit for each semester he or she enrolls in a correspondence course or attends any summer school, night school or any other school, including, without limitation, a postsecondary educational institution, and receive credit for the satisfactory completion of that course toward the satisfaction of the requirements for academic eligibility if the principal of the school in which the pupil is enrolled indicates in writing that the course qualifies for credit for the pupil's requirements for graduation.

3. Any course taken or unit of credit received by a pupil pursuant to subsection 2 becomes a part of the pupil's academic record and, after the grade for the course or unit of credit is recorded on his or her transcript, applies to the requirements for academic eligibility to participate in a sanctioned sport.

4. A school shall ensure that each course or unit of credit in which a pupil who participates in a sanctioned sport is enrolled is reviewed in accordance with the provisions of NAC 386.804, 386.805 or 386.806, as adopted by the school pursuant to the provisions of NAC 386.803, to determine academic eligibility to participate in the sanctioned sport.

Sec. 7. NAC 386.805 is hereby amended to read as follows:

386.805 1. If, pursuant to the provisions of NAC 386.803, a school district adopts the requirements for academic eligibility set forth in this section, each pupil who participates in a sanctioned sport at a school that is located in the school district must maintain a grade point average of at least 2.0 based on a 4.0 grading system during the immediately preceding semester. A pupil who fails to maintain such a grade point average for that semester is ineligible to participate in a sanctioned sport until his or her grades are reviewed ~~{for the grading period for}~~ *after* the first 9 weeks of the semester that is conducted immediately after that semester.

2. For the purposes of this section, the academic eligibility of a pupil must be determined on the day immediately after the school distributes the grades for the semester.

3. If the grade point average of a pupil is less than 2.0 at the end of a semester and after the school conducts a 9-week review pursuant to subsection 1, the pupil is ineligible to participate in a sanctioned sport for the remainder of the semester.

4. A pupil who receives an incomplete grade at the end of a semester must make up the grade within 3 weeks beginning on the date on which the grades are recorded for the grading period, as determined by the teacher who issued the incomplete grade, if the pupil has passed at least two units of credit and maintains a grade point average of not less than 2.0. Within 3 weeks after the grades are recorded for a grading period, a permanent grade for the pupil must be issued and used to determine the pupil's grade point average. An incomplete grade must not be calculated in the grade point average of the pupil to determine academic eligibility pursuant to this section until the permanent grade is recorded for the class for which he or she received an incomplete grade.

5. If a pupil repeats a class during summer school, the grade for that class must be:

(a) Computed in accordance with the regulations of the school district in which the class is taken; and

(b) Used by the school in which the pupil is enrolled in a manner that benefits the pupil in establishing or maintaining academic eligibility to participate in a sanctioned sport at the school for the immediately preceding or current semester.

Sec. 8. NAC 386.832 is hereby amended to read as follows:

386.832 A ~~{coach of a school}~~ *person* is not eligible to coach ~~{during the school year after the year the}~~ *for a* school ~~{hires him or her as a coach}~~ unless he or she is certified in cardiopulmonary resuscitation and completes the following courses, or the equivalent of those courses, offered by the ~~{Coaches Education Program of the}~~ National Federation of State High School Associations ~~{}~~ *or the American Sport Education Program:*

1. *Fundamentals of Coaching, offered by the National Federation of State High School Associations, or Coaching Principles ~~{and}~~, offered by the American Sport Education Program;*

2. *First Aid, Health and Safety for Coaches, offered by the National Federation of State High School Associations, or Sport First Aid ~~{}~~, offered by the American Sport Education Program; and*

3. *Concussion in Sports, offered by the National Federation of State High School Associations.*

Sec. 9. NAC 386.843 is hereby amended to read as follows:

386.843 1. Unsportsmanlike conduct which results in the ejection of a pupil or coach from a game, contest or meet must be treated in the following manner:

(a) If the ejection occurs before the last game, contest or meet of a season, the pupil or coach must be removed from the game, contest or meet immediately and may not participate in the next scheduled game, contest or meet for that season;

(b) If the ejection occurs during the last game, contest or meet of a season, the pupil or coach must be removed from the game, contest or meet immediately and may not participate in the first scheduled game, contest or meet for the season for that sanctioned sport that is held immediately after the season in which the ejection occurs; or

(c) If the ejection occurs during the last game, contest or meet of a season and the person ejected is a pupil who is enrolled in twelfth grade, the pupil must be removed from the game, contest or meet immediately and may not participate in the first scheduled game, contest or meet of any other season in which he or she participates.

2. ~~[[~~ *Except as otherwise provided in this subsection, if a ~~{pupil-or}~~ coach is ejected from or becomes ineligible to participate in a game, contest or meet pursuant to this section, the ~~{pupil-or}~~ coach shall not remain on the premises during that game, contest or meet or any other game, contest or meet for which the ~~{pupil-or}~~ coach is ineligible to participate because of the ejection.* *If the coach is the only adult on the premises who is available to supervise his or her team or pupils who are participating in the game, contest or meet, the coach must be allowed to remain on the premises to supervise the team or pupils after the conclusion of the game, contest or meet.*

3. If a pupil is ejected from a game, contest or meet , ~~{and the game, contest or meet is held at a location other than the pupil's school,}~~ the pupil's head coach shall ensure that the pupil is supervised for the remainder of the game, contest or meet.

4. If a pupil or coach is ejected from two games, contests or meets during a season, the principal of the school of the pupil or coach or a designee thereof shall report that fact to the Executive Director. In addition to any penalty imposed by the Association pursuant to NAC 386.861, the principal or the designee may impose an additional penalty in accordance with that section.

5. If a pupil or coach is ejected from three or more games, contests or meets during a season, the pupil or coach may not participate in the sanctioned sport for which the game, contest or meet was held for the remainder of the season.

6. Each coach of a school must comply with the provisions of this section and shall enforce those provisions against each of his or her assistant coaches and pupils. In addition to any penalty imposed by the Association pursuant to NAC 386.861, the principal of the school or the designee, or the Executive Director may impose an additional penalty in accordance with that section.

7. The decision of a sports official to eject a pupil or coach from a game, contest or meet is a final decision and may not be appealed.

8. As used in this section:

(a) "Eject" means the permanent removal of a pupil or coach from a game, contest or meet by a sports official who is assigned to the game, contest or meet.

(b) "Premises" means the area in which a game, contest or meet is conducted, including, without limitation, any area designated for spectators at that game, contest or meet.

Sec. 10. NAC 386.845 is hereby amended to read as follows:

386.845 1. A coach, sports official, administrator or faculty member who is involved in, or a pupil who participates in, a sanctioned sport shall not make a defamatory statement to the

media *or through the use of any social media* relating to any person, sports official or school that is involved in any game, contest or meet.

2. The Association will investigate each alleged violation of this section. If the Association determines that a coach, sports official, administrator, faculty member or pupil specified in subsection 1 has violated this section, the Association will suspend the coach, sports official, administrator, faculty member or pupil from any involvement in the sanctioned sport for at least one game, contest or meet.

3. *As used in this section, “social media” means any electronic service or account or electronic content, including, without limitation, any video, photograph, video blog, podcast, instant message, text message, electronic mail program, online service or Internet website profile.*

Sec. 11. NAC 386.734 is hereby repealed.

TEXT OF REPEALED SECTION

386.734 Soccer: Receipt by participant of red card. (NRS 386.430) If a pupil participates in a soccer game and, during that game, receives a red card for an offense for which he or she may be replaced, the pupil:

1. Must not participate in the game for the remainder of the game; and
2. Must not be suspended solely for that reason from participating in the next game in which the pupil's team participates.