

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

LCB File No. R041-22

May 4, 2022

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

AUTHORITY: § 1, NRS 385B.060 and 385B.070; § 2, NRS 385B.060.

A REGULATION relating to interscholastic athletic events; revising the circumstances under which the Nevada Interscholastic Activities Association may approve an all-star game, contest or meet for a sanctioned sport; revising the circumstances under which a pupil is considered an amateur for participation in a sport sanctioned by the 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 require a pupil to be an amateur to participate in a sport sanctioned by the Association. (NAC 385B.374)

Section 2 of this regulation revises the circumstances under which a pupil is considered an amateur by providing that a pupil is not an amateur if he or she receives any money, compensation, endorsement or gift of monetary value in connection with his or her participation in a sport sanctioned by the Association. **Section 2** allows a pupil to participate in commercial endorsements for a sport not sanctioned by the Association, if the pupil does not connect his or her school, team or the Association to the endorsement. **Section 2** also authorizes the pupil to receive compensation for a school-sponsored camp, clinic or conference and increases the retail value of an award, equipment or prize that a pupil can accept from \$200 to \$1,500.

Section 1 of this regulation removes the requirement that an all-star game, contest or meet must follow the National Collegiate Athletic Association requirements concerning amateurism.

Section 1. NAC 385B.352 is hereby amended to read as follows:

385B.352 1. The Association may approve any game, contest or meet for an all-star team for a sanctioned sport if the game, contest or meet is conducted during the season for any other

sanctioned sport. To obtain final approval of a game, contest or meet pursuant to this subsection, the director of the game, contest or meet must submit to the Association:

(a) An agreement indemnifying and holding the Association harmless against any loss associated with the all-star game, contest or meet;

(b) A roster setting forth the name, school of enrollment and grade of each participant in the all-star game, contest or meet;

(c) A signed statement from each parent or legal guardian of a participant in the all-star game, contest or meet who is under 18 years of age authorizing him or her to participate in the all-star game, contest or meet;

(d) A statement verifying that each participant in the all-star game, contest or meet will not be charged a fee to participate in the all-star game, contest or meet;

(e) A certified check or money order in an amount equal to:

(1) Two hundred fifty dollars, which must be received by the Association at least 90 days before the all-star game, contest or meet; and

(2) Five hundred dollars, which must be received by the Association at least 30 days before the all-star game, contest or meet; and

(f) Proof satisfactory to the Association that:

(1) The person hosting or sponsoring the all-star game, contest or meet is a nonprofit organization and that all proceeds of the game, contest or meet will be used for charitable purposes;

(2) The person hosting or sponsoring the all-star game, contest or meet has obtained a comprehensive policy of liability insurance which insures the person against any liability for personal injuries and property damage with coverage of at least \$1,000,000 per claim and at least

\$3,000,000 per occurrence and which names the Association as an additional insured under the policy;

(3) Any applicable safety standard will be complied with concerning any equipment used in the all-star game, contest or meet;

(4) A sports official who is certified by the Association to officiate a sanctioned sport will officiate the all-star game, contest or meet;

(5) Any applicable requirement for security specified by the school district in which the all-star game, contest or meet will be conducted will be complied with;

(6) ~~Any applicable requirement of the National Collegiate Athletic Association or its successor organization concerning amateurism will be complied with;~~

~~(7)~~ Each holder of a lifetime pass issued pursuant to NAC 385B.862 or a courtesy pass issued pursuant to NAC 385B.864 will be admitted to the all-star game, contest or meet free of charge;

~~(8)~~ (7) Any fees for admission to the all-star game, contest or meet will not exceed \$10 per person; and

~~(9)~~ (8) At least one trainer who is certified as an athletic trainer by the National Athletic Trainers' Association or its successor organization will attend and be available to provide services at the all-star game, contest or meet and each practice for the all-star game, contest or meet.

2. The Association may:

(a) Except as otherwise provided in NAC 385B.330, restrict the date, time and place of an all-star game, contest or meet approved pursuant to subsection 1 to avoid, if possible, any conflict with a game, contest or meet for another sanctioned sport.

(b) Impose reasonable requirements on the director of the all-star game, contest or meet to protect the eligibility, health, safety or welfare of any pupil who participates in the all-star game, contest or meet.

3. Not more than 72 hours after the completion of an all-star game, contest or meet that is approved pursuant to subsection 1, the director of the all-star game, contest or meet shall submit to the Executive Director a report discussing each injury, if any, suffered by a participant in the all-star game, contest or meet.

4. Not more than 30 days after the completion of an all-star game, contest or meet that is approved pursuant to subsection 1, the director of the all-star game, contest or meet shall submit to the Executive Director a written summary of the all-star game, contest or meet. The written summary must be submitted on a form approved by the Association and must include, without limitation:

(a) A statement setting forth the amount of money paid and received for attendance at the all-star game, contest or meet; and

(b) A reconciliation statement concerning the revenue and expenditures of the all-star game, contest or meet.

5. If the director of an all-star game, contest or meet that is approved pursuant to subsection 1 fails to submit a report pursuant to subsection 3 or a written summary pursuant to subsection 4, the Association may refuse to approve any other all-star game, contest or meet conducted by that director.

Sec. 2. NAC 385B.374 is hereby amended to read as follows:

385B.374 1. A pupil who participates in a sanctioned sport must be an amateur in each sanctioned sport in which he or she participates. A pupil is not an amateur in a sanctioned sport if he or she:

(a) *Receives any money, compensation, endorsement or gift of monetary value in affiliation or connection with his or her participation in a sanctioned sport;*

(b) Participates in a sanctioned sport for money or any other thing of value, other than allowable expenses for travel, meals, ~~for~~ lodging ~~;~~ *or a school-sponsored team camp, clinic or conference;*

~~(b)~~ (c) Receives any award, equipment or prize that has a retail value of more than ~~[\$200,]~~ *\$1,500*, including, without limitation, any award or prize to attend a camp for instruction or an all-star game; or

~~(e)~~ (d) Executes a contract to play as a professional athlete in a sanctioned sport.

2. For the purposes of this section, a pupil specified in subsection 1 who accepts a fee for providing instruction for or supervising or officiating an organized program of sports or recreation for a minor does not, by accepting the fee, forfeit his or her status as an amateur in a sanctioned sport.

3. *For the purposes of this section, a pupil who participates in a commercial endorsement not involving a sanctioned sport does not forfeit his or her status as an amateur in a sanctioned sport if the pupil does not:*

(a) *Use his or her school, a team associated with his or her school, the Association or an organization affiliated with the Association in connection with the endorsement;*

(b) *Appear in the uniform of his or her school or a team associated with his or her school in the endorsement; or*

(c) Use a logo associated with his or her school, a team associated with his or her school or the Association in the endorsement.

4. If a pupil specified in subsection 1 forfeits his or her status as an amateur in a sanctioned sport pursuant to this section, the pupil may, upon the expiration of 1 year after the forfeiture, apply to the Association to reinstate eligibility to participate in the sanctioned sport.

~~14.~~ 5. A pupil who participates in a sanctioned sport during any period other than the season for that sanctioned sport shall comply with the requirements, if any, prescribed by the agency governing that sanctioned sport for participating in the sanctioned sport as an amateur.

~~15.~~ 6. As used in this section, “amateur” means a person who engages in an athletic competition solely for the physical, mental or social enjoyment obtained from engaging in that athletic competition.