

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

LCB File No. R018-23

September 14, 2023

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 physical examinations; requiring a pupil to submit to an annual physical examination to be eligible for participation in a sanctioned sport; 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 who has submitted to a physical examination before participating in a sanctioned sport for the first time to additionally complete a form approved by the Association for each year in which the pupil participates in a sanctioned sport. Certain affirmative responses to questions on such a form require the pupil to submit to an additional physical examination. If the religious beliefs of a pupil prohibit such an examination, the pupil and his or her parent or legal guardian are required to execute a liability release. (NAC 385B.336)

This regulation removes the requirement that a pupil who submits to an initial physical examination must complete a form approved by the Association. This regulation additionally provides that such a pupil is instead required to submit to an annual physical examination to be eligible to participate in a sanctioned sport. Finally, this regulation requires a liability release to be submitted to the school in which a pupil is enrolled.

Section 1. NAC 385B.336 is hereby amended to read as follows:

385B.336 1. Each pupil who wishes to participate in any sanctioned sport for the first time:

(a) Must submit to a physical examination that is conducted by:

- (1) A physician who is licensed pursuant to chapter 630 of NRS;
- (2) A homeopathic physician who is licensed pursuant to chapter 630A of NRS;

- (3) An osteopathic physician licensed pursuant to chapter 633 of NRS;
- (4) A chiropractor who is licensed pursuant to chapter 634 of NRS;
- (5) An advanced practice registered nurse licensed pursuant to chapter 632 of NRS; or
- (6) A physician assistant licensed pursuant to chapter 630 or 633 of NRS or certified pursuant to chapter 630A of NRS; and

(b) After completing the physical examination, must be approved for participation in a sanctioned sport by a physician, homeopathic physician, osteopathic physician, chiropractor, advanced practice registered nurse or physician assistant specified in paragraph (a) on a form approved by the Association.

2. ~~{Except as otherwise provided in this subsection, each}~~ *Each* pupil who wishes to participate in a sanctioned sport and has complied with the provisions of subsection 1 shall, for each year he or she participates in a sanctioned sport, ~~{complete the form which is approved by the Association for that purpose. If the pupil submits an affirmative response to any question on the form, the pupil must}~~ submit to a complete physical examination in accordance with subsection 1 before he or she is eligible to participate in a sanctioned sport. ~~{If, on or after the beginning of the 2005-2006 school year, the pupil enrolls in a school as a freshman, the pupil must submit to such an examination for the first and third years in which he or she participates in the sanctioned sport.}~~

3. Each school shall:

- (a) Maintain a record of each form submitted to the school pursuant to this section; and
- (b) Ensure that the athletic director, athletic trainer or school nurse reviews each form specified in paragraph (a) before each season in which the pupil participates in a sanctioned sport.

4. If the religious beliefs of a pupil prohibit him or her from submitting to a physical examination to participate in a sanctioned sport, the pupil and a parent or legal guardian with whom he or she resides shall execute *and submit to the school in which the pupil is enrolled* a release which indemnifies and holds harmless the school, school district and Association from all liability which may arise because of the pupil's participation in the sanctioned sport.

5. A pupil may obtain the form for the release specified in subsection 4 from the Association.