

SENATE BILL NO. 196—SENATOR HAMMOND

FEBRUARY 23, 2023

Referred to Committee on Education

SUMMARY—Revises provisions relating to interscholastic activities and events. (BDR 34-868)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.  
Effect on the State: No.

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

AN ACT relating to interscholastic activities; prohibiting certain persons from requiring a pupil to participate in certain out-of-school activities as a condition of participating in a sanctioned sport or spirit squad at a school; providing for a system of progressive discipline for certain violations; requiring certain persons to submit a report concerning any association with an out-of-school activity relating to a sanctioned sport or spirit squad; requiring certain school employees to notify a pupil and the parent or legal guardian of the pupil of certain rights afforded to the pupil before the pupil participates in a sanctioned sport or other interscholastic activity or event; providing for additional eligibility for certain pupils to participate in certain interscholastic activities; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law requires the Nevada Interscholastic Activities Association to adopt  
2 rules and regulations as is necessary to govern interscholastic activities and events  
3 in this State. (NRS 385B.060) Existing regulations: (1) authorize a coach of a  
4 school to assist a pupil in voluntarily participating in an activity related to a  
5 sanctioned sport that is conducted during a period that is not the season for the  
6 sanctioned sport under certain circumstances; and (2) prohibit such participation  
7 from being a condition for qualifying for a team or for accepting the pupil as a  
8 member of a team during the season for the sanctioned sport. (NAC 385B.370)  
9 **Section 3** of this bill codifies that prohibition into law and, if a person is found to  
10 have violated this prohibition, authorizes the Executive Director of the Association  
11 to prohibit the person from coaching, managing or otherwise being associated with  
12 a sanctioned sport or spirit squad at a school for not more than 1 year. **Section 3**



13 also requires the Association to adopt regulations prescribing a system of  
14 progressive discipline for violations of **section 4 or 5** of this bill.

15 **Section 4** of this bill requires each coach, manager or other person associated  
16 with a sanctioned sport or spirit squad at a school that is affiliated with or a member  
17 of the Association to submit to the Executive Director of the Association an annual  
18 report that includes certain information concerning whether the coach, manager or  
19 other person also coaches, manages or is otherwise associated with an out-of-school  
20 activity related to the same sanctioned sport or spirit squad at the school.

21 **Section 5** of this bill requires the coach, manager or director of a sanctioned  
22 sport or other interscholastic activity or event at a school, before a pupil participates  
23 in a sanctioned sport or other interscholastic activity or event and annually  
24 thereafter, to notify each participating pupil and his or her parent or legal guardian  
25 of certain rights afforded to the pupil while participating in the sanctioned sport or  
26 other interscholastic activity or event. **Section 5** requires the Association to  
27 prescribe the form and contents of such notification.

28 **Section 2** of this bill defines the term “out-of-school activity” for the purpose  
29 of **sections 3-5**. **Section 6** of this bill makes a conforming change to indicate the  
30 proper placement of **section 2** in the Nevada Revised Statutes.

31 Existing regulations provide that a pupil is eligible to participate in a sanctioned  
32 sport for not more than 8 consecutive semesters and 4 seasons. (NAC 385B.708)  
33 On March 12, 2020, the Governor of the State of Nevada issued the Declaration of  
34 Emergency for COVID-19. On May 20, 2022, the Governor issued the  
35 Proclamation Terminating Declaration of Emergency Related to COVID-19.  
36 **Section 7** of this bill provides that a pupil who was enrolled in grade 9, 10, 11 or 12  
37 at any time during the state of emergency is eligible to participate in any sanctioned  
38 sport, spirit squad or other interscholastic activity for which the rules governing  
39 eligibility are established by the Nevada Interscholastic Activities Association or  
40 the board of trustees of a school district for at least 10 consecutive semesters and 5  
41 seasons if the pupil has not completed the credits required to graduate and receive a  
42 high school diploma.

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THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** Chapter 385B of NRS is hereby amended by adding  
2 thereto the provisions set forth as sections 2 to 5, inclusive, of this  
3 act.

4 **Sec. 2.** *“Out-of-school activity” means an activity that is not*  
5 *associated with a school, including, without limitation, a club team*  
6 *or athletic camp or program.*

7 **Sec. 3. 1.** *A coach, manager or other person associated*  
8 *with a sanctioned sport or spirit squad at a school shall not:*

9 *(a) Condition qualification for a team or acceptance of a pupil*  
10 *as a member of a team for the sanctioned sport or spirit squad on*  
11 *the participation of the pupil in an out-of-school activity; or*

12 *(b) Otherwise compel the participation of a pupil in an out-of-*  
13 *school activity.*

14 **2.** *If a person violates subsection 1, the Executive Director of*  
15 *the Nevada Interscholastic Activities Association may prohibit the*  
16 *person from coaching, managing or otherwise being associated*



1 *with a sanctioned sport or spirit squad at a school for not more*  
2 *than 1 year from the date on which the person was found to have*  
3 *violated subsection 1.*

4 *3. The Nevada Interscholastic Activities Association shall*  
5 *adopt:*

6 *(a) Regulations prescribing a system of progressive discipline*  
7 *for violations of section 4 or 5 of this act that ends in the*  
8 *permanent prohibition on a person who has committed such*  
9 *violations being associated with a sanctioned sport or spirit squad*  
10 *at a school.*

11 *(b) Any other regulations necessary to carry out the provisions*  
12 *of this section and sections 4 and 5 of this act.*

13 *4. As used in this section, "spirit squad" includes, without*  
14 *limitation, any cheer, student, dance, drill, pom or mascot group*  
15 *of a school that is authorized to participate in interscholastic*  
16 *activities and events pursuant to NRS 385B.065.*

17 *Sec. 4. 1. On or before July 1 of each year, each coach,*  
18 *manager or other person who is associated with a sanctioned sport*  
19 *or spirit squad shall submit a report to the Executive Director of*  
20 *the Nevada Interscholastic Activities Association that includes*  
21 *information about whether the coach, manager or other person*  
22 *also coaches, manages or is otherwise associated with an out-of-*  
23 *school activity related to the same sanctioned sport or spirit squad*  
24 *at the school. The report must include, for the immediately*  
25 *preceding school year:*

26 *(a) The name of the person;*

27 *(b) The number of pupils who:*

28 *(1) Are members of a team that participates in a sanctioned*  
29 *sport or spirit squad at the school and is coached or managed by*  
30 *the person, or with whom the person is otherwise associated; and*

31 *(2) Participate in an out-of-school activity related to the*  
32 *sanctioned sport or spirit squad that is coached or managed by the*  
33 *person, or with whom the person is otherwise associated;*

34 *(c) The number of pupils who:*

35 *(1) Tried out for a team that participates in a sanctioned*  
36 *sport or spirit squad at the school and is coached or managed by*  
37 *the person, or with whom the person is otherwise associated;*

38 *(2) Were not accepted as a member of that team or spirit*  
39 *squad; and*

40 *(3) Do not participate in an out-of-school activity related to*  
41 *the sanctioned sport or spirit squad that is coached or managed by*  
42 *the person, or with whom the person is otherwise associated;*

43 *(d) The number of pupils who:*



1           (1) *Tried out for a team that participates in a sanctioned*  
2 *sport or spirit squad at the school and is coached or managed by*  
3 *the person, or with whom the person is otherwise associated;*

4           (2) *Were accepted as a member of that team or spirit squad;*  
5 *and*

6           (3) *Do not participate in an out-of-school activity related to*  
7 *the sanctioned sport or spirit squad that is coached or managed by*  
8 *the person, or with whom the person is otherwise associated;*

9           (e) *The percentage of pupils on a team that participates in a*  
10 *sanctioned sport or spirit squad at the school that is coached or*  
11 *managed by the person, or with whom the person is otherwise*  
12 *associated, who also participate in an out-of-school activity that is*  
13 *coached or managed by the person, or with whom the person is*  
14 *otherwise associated; and*

15           (f) *Any other information required by the Nevada*  
16 *Interscholastic Activities Association to ensure compliance with*  
17 *subsection 1 of section 3 of this act.*

18           2. *If the Nevada Interscholastic Activities Association*  
19 *requires the use of an electronic system for the registration of*  
20 *pupils to participate in a sanctioned sport or spirit squad or*  
21 *coaches, managers or other persons who are associated with a*  
22 *sanctioned sport or spirit squad, the Nevada Interscholastic*  
23 *Activities Association must provide for the submission of the*  
24 *report required pursuant to subsection 1 and the provision of*  
25 *notice pursuant to section 5 of this act through the electronic*  
26 *system.*

27           3. *As used in this section, "spirit squad" includes, without*  
28 *limitation, any cheer, student, dance, drill, pom or mascot group*  
29 *of a school that is authorized to participate in interscholastic*  
30 *activities or events pursuant to NRS 385B.065.*

31           **Sec. 5. 1.** *Before a pupil participates in a sanctioned sport*  
32 *or other interscholastic activity or event at a school, and annually*  
33 *thereafter, the coach, manager or director of the sanctioned sport*  
34 *or other interscholastic activity or event shall notify each*  
35 *participating pupil and his or her parent or legal guardian of the*  
36 *rights of the pupil while the pupil is participating in the sanctioned*  
37 *sport or other interscholastic activity or event, including, where*  
38 *applicable, that a person may not:*

39           (a) *Compel the participation of the pupil in an out-of-school*  
40 *activity; and*

41           (b) *Condition qualification for a team or acceptance of the*  
42 *pupil as a member of a team that participates in a sanctioned sport*  
43 *or spirit squad at the school on participation of the pupil in an*  
44 *out-of-school activity.*



1 **2. The Nevada Interscholastic Activities Association shall**  
2 **prescribe the form and contents of the notice required to be**  
3 **provided to a pupil pursuant to subsection 1.**

4 **3. As used in this section, “spirit squad” includes, without**  
5 **limitation, any cheer, student, dance, drill, pom or mascot group**  
6 **of a school that is authorized to participate in interscholastic**  
7 **activities or events pursuant to NRS 385B.065.**

8 **Sec. 6.** NRS 385B.010 is hereby amended to read as follows:

9 385B.010 As used in this chapter, unless the context otherwise  
10 requires, the words and terms defined in NRS 385B.015 to  
11 385B.045, inclusive, **and section 2 of this act** have the meanings  
12 ascribed to them in those sections.

13 **Sec. 7.** 1. A pupil who was enrolled in grade 9, 10, 11 or 12  
14 in a school, as defined in NRS 385B.040, at any time between  
15 March 12, 2020, and May 19, 2022, is eligible to participate in any  
16 sanctioned sport, spirit squad or other interscholastic activity for  
17 which the rules governing eligibility are established by the Nevada  
18 Interscholastic Activities Association or the board of trustees of a  
19 school district for at least 10 consecutive semesters and 5 seasons if  
20 the pupil ~~otherwise~~ :

21 **(a) Has not completed the credits required to graduate and**  
22 **receive a high school diploma; and**

23 **(b) Otherwise** meets the eligibility criteria established for the  
24 sanctioned sport, spirit squad or activity.

25 2. As used in this section:

26 (a) “Sanctioned sport” has the meaning ascribed to it in  
27 NRS 385B.030.

28 (b) “Spirit squad” has the meaning ascribed to it in section 4 of  
29 this act.

30 **Sec. 8.** 1. This section becomes effective on passage and  
31 approval.

32 2. Section 7 of this act becomes effective on July 1, 2023.

33 3. Sections 1 to 6, inclusive, of this act become effective:

34 (a) Upon passage and approval for the purpose of adopting any  
35 regulations and performing any other preparatory administrative  
36 tasks that are necessary to carry out the provisions of this act; and

37 (b) On January 1, 2024, for all other purposes.

