

HOUSE BILL No. 4869

May 30, 2007, Introduced by Reps. Farrah, Gaffney, Virgil Smith, Hildenbrand, Accavitti, Brandenburg, Wojno, Gillard, Johnson, Melton, Meadows, Hammel, Bauer, Agema, Ward, Acciavatti, Marleau and Meekhof and referred to the Committee on Regulatory Reform.

A bill to amend 2004 PA 403, entitled
"Michigan boxing regulatory act,"
by amending sections 1, 10, 11, 20, 21, 22, 31, 32, 33, 34, 35, 47,
48, 51, 53, 54, 55, 56, 57, and 58 (MCL 338.3601, 338.3610,
338.3611, 338.3620, 338.3621, 338.3622, 338.3631, 338.3632,
338.3633, 338.3634, 338.3635, 338.3647, 338.3648, 338.3651,
338.3653, 338.3654, 338.3655, 338.3656, 338.3657, and 338.3658),
sections 11, 31, 33, 34, 47, 48, and 54 as amended by 2005 PA 49.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. This act shall be known and may be cited as the
2 "Michigan ~~boxing~~ **UNARMED COMBAT** regulatory act".

3 Sec. 10. As used in this act:

4 (a) "Amateur" means a person who is not competing and has

1 never competed for a money prize or who is not competing and has
2 not competed with or against a professional for a prize and who is
3 required to be registered by USA boxing.

4 (b) "Commission" means the Michigan ~~boxing~~ **UNARMED COMBAT**
5 commission **CREATED IN SECTION 20**.

6 (c) "Complainant" means a person who has filed a complaint
7 with the department alleging that a person has violated this act or
8 a rule promulgated or an order issued under this act. If a
9 complaint is made by the department, the director shall designate 1
10 or more employees of the department to act as the complainant.

11 (d) "Department" means the department of labor and economic
12 growth.

13 (e) "Director" means the director of the department or his or
14 her designee.

15 (f) "Employee of the department" means an individual employed
16 by the department or a person under contract to the department
17 whose duty it is to enforce the provisions of this act or rules
18 promulgated or orders issued under this act.

19 (g) "Fund" means the Michigan ~~boxing~~ **UNARMED COMBAT** fund
20 created in section 22.

21 (h) "Good moral character" means good moral character as
22 determined and defined in 1974 PA 381, MCL 338.41 to 338.47.

23 **(I) "MIXED MARTIAL ARTS" MEANS UNARMED COMBAT INVOLVING THE**
24 **USE OF A COMBINATION OF TECHNIQUES FROM DIFFERENT DISCIPLINES OF**
25 **THE MARTIAL ARTS AND INCLUDES GRAPPLING, KICKING, JUJITSU, AND**
26 **STRIKING, SUBJECT TO LIMITATIONS CONTAINED IN THIS ACT AND RULES**
27 **PROMULGATED UNDER THIS ACT.**

1 Sec. 11. As used in this act:

2 (a) "Physician" means that term as defined in section 17001 or
3 17501 of the public health code, 1978 PA 368, MCL 333.17001 and
4 333.17501.

5 (b) "Professional" means a person who is competing or has
6 competed in boxing **OR MIXED MARTIAL ARTS** for a money prize.

7 (c) "Promoter" means any person who produces or stages any
8 professional contest or exhibition of boxing **OR MIXED MARTIAL ARTS,**
9 **OR BOTH,** but does not include the venue where the exhibition or
10 contest is being held unless the venue contracts with the
11 individual promoter to be a co-promoter.

12 (d) "Purse" means the financial guarantee or any other
13 remuneration for which professionals are participating in a contest
14 or exhibition and includes the professional's share of any payment
15 received for radio, television, or motion picture rights.

16 (e) "Respondent" means a person against whom a complaint has
17 been filed who may be a person who is or is required to be licensed
18 under this act.

19 (f) "Rule" means a rule promulgated under the administrative
20 procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328.

21 (g) "School", "college", or "university" does not include an
22 institution formed or operated principally to provide instruction
23 in boxing and other sports.

24 Sec. 20. (1) The Michigan ~~boxing~~ **UNARMED COMBAT** commission,
25 consisting of ~~7-11~~ voting members, appointed by the governor with
26 the advice and consent of the senate, is created within the
27 department. The director is appointed as a nonvoting ex officio

1 member of the commission. A majority of the members appointed by
2 the governor shall be licensees under this act. **FOUR OF THE MEMBERS**
3 **SHALL BE LICENSEES IN BOXING, AND 4 MEMBERS SHALL BE LICENSEES IN**
4 **MIXED MARTIAL ARTS. THREE MEMBERS SHALL BE MEMBERS OF THE GENERAL**
5 **PUBLIC.** Budgeting, procurement, human resources, information
6 technology, and related management functions of the commission
7 shall be performed by the department.

8 (2) Except as otherwise provided in this subsection, the ~~7-11~~
9 members appointed by the governor shall serve a term of 4 years. Of
10 the initial members appointed under this act, the terms of 2 of the
11 members shall be 4 years, the term of 2 of the members shall be 2
12 years, and the term of 3 of the members shall be 1 year. **WHEN SO**
13 **DESIGNATED BY THE DIRECTOR, ANY BOARD ACTION TAKEN ON ONLY A BOXING**
14 **OR MIXED MARTIAL ARTS MATTER SHALL ONLY BE CONSIDERED BY THE**
15 **APPROPRIATELY LICENSED MEMBERS AND MEMBERS OF THE GENERAL PUBLIC.**
16 The terms of members appointed by the governor are subject to the
17 pleasure of the governor.

18 (3) Five members of the commission constitute a quorum for the
19 exercise of the authority conferred upon the commission **EXCEPT THAT**
20 **AFTER ALL OF THE ADDITIONAL MEMBERS APPOINTED AS A RESULT OF THE**
21 **2007 AMENDATORY ACT THAT ADDED THIS CLAUSE, THE QUORUM SHALL**
22 **CONSIST OF 7 MEMBERS. A-SUBJECT TO SUBSECTION (2), A** concurrence of
23 at least 4 of the members, or a concurrence of a majority of those
24 members who have not participated in an investigation or
25 administrative hearing regarding a matter before the commission, is
26 necessary to render a decision by the commission.

27 (4) A member of the commission shall not at any time during

1 his or her service as a member promote or sponsor any contest or
2 exhibition of boxing, or combination of those events, or have any
3 financial interest in the promotion or sponsorship of those
4 contests or exhibitions. The commission shall meet not less than 4
5 times per year, and upon request and at the discretion of the
6 chair, the department shall schedule additional interim meetings.

7 (5) Except as otherwise provided in section ~~33(8)~~ **33(9)**, the
8 records of the commission are subject to disclosure under the
9 freedom of information act, 1976 PA 442, MCL 15.231 to 15.246.

10 (6) Meetings of the commission are subject to the open
11 meetings act, 1976 PA 267, MCL 15.261 to 15.275.

12 Sec. 21. A person who has a material financial interest in any
13 club, organization, or corporation, the main object of which is the
14 holding or giving of boxing **OR MIXED MARTIAL ARTS** contests or
15 exhibitions is not eligible for appointment to the commission.

16 Sec. 22. (1) The commission shall elect 1 of its members as
17 the chair of the commission. The commission may purchase and use a
18 seal. The director may promulgate rules for the administration of
19 this act but only after first consulting with the commission. The
20 commission may request the department to promulgate a rule under
21 section 38 of the administrative procedures act of 1969, 1969 PA
22 306, MCL 24.238. Notwithstanding the time limit provided for in
23 section 38 of the administrative procedures act of 1969, 1969 PA
24 306, MCL 24.238, the department shall respond in writing to any
25 request for rule promulgating by the commission within 30 calendar
26 days after a request. The response shall include a reason and
27 explanation for acceptance or denial of the request.

1 (2) The department shall promulgate rules to include all of
2 the following:

3 (a) Number and qualifications of ring officials required at
4 any exhibition or contest.

5 (b) Powers, duties, and compensation of ring officials.

6 (c) Qualifications of licensees.

7 (d) License fees not otherwise provided under this act.

8 (e) Any necessary standards designed to accommodate federally
9 imposed mandates that do not directly conflict with this act.

10 (f) A list of enhancers and prohibited substances, the
11 presence of which in a contestant is grounds for suspension or
12 revocation of the license or other sanctions.

13 (3) ~~A Michigan boxing~~ **AN UNARMED COMBAT** fund is created as a
14 revolving fund in the state treasury and administered by the
15 director. The money in the fund is to be used for the costs of
16 administration and enforcement of this act or for any costs
17 associated with the administration of this act. Money remaining in
18 the fund at the end of the fiscal year and interest earned shall be
19 carried forward into the next fiscal year and shall not revert to
20 the general fund. The department shall deposit into the fund all
21 money received from the regulatory and enforcement fee, license
22 fees, event fees, and administrative fines imposed under this act,
23 and from any other source.

24 (4) Annually, the legislature shall fix the per diem
25 compensation of the members of the commission. Travel or other
26 expenses incurred by a commission member in the performance of an
27 official function shall be payable by the department pursuant to

1 the standardized travel regulations of the department of management
2 and budget.

3 (5) The commission may affiliate with any other state or
4 national boxing **OR MIXED MARTIAL ARTS** commission or athletic
5 authority. **THE COMMISSION, UPON APPROVAL OF THE DIRECTOR, MAY ENTER**
6 **INTO ANY APPROPRIATE RECIPROCITY AGREEMENTS.**

7 (6) The commission and department are vested with management,
8 control, and jurisdiction over all boxing **AND MIXED MARTIAL ARTS**
9 contests or exhibitions to be conducted, held, or given within the
10 state of Michigan. Except for any contests or exhibitions exempt
11 from this act, a contest or exhibition shall not be conducted,
12 held, or given within this state except in compliance with this
13 act.

14 (7) **THE REQUIREMENTS AND STANDARDS CONTAINED IN STANDARDS**
15 **ADOPTED BY THE NEW JERSEY STATE ATHLETIC CONTROL BOARD, N.J.A.C.**
16 **13:46-24A AND 24B, AS THEY MAY EXIST ON THE EFFECTIVE DATE OF THIS**
17 **ACT, ENTITLED THE MIXED MARTIAL ARTS UNIFIED RULES, DATED 2000,**
18 **EXCEPT FOR THE LICENSE FEES DESCRIBED IN THOSE RULES, ARE**
19 **INCORPORATED BY REFERENCE. ANY REQUIREMENTS AND STANDARDS**
20 **INCORPORATED BY REFERENCE IN THIS SUBSECTION THAT ARE IN CONFLICT**
21 **WITH THE REQUIREMENTS AND STANDARDS OF THIS ACT ARE CONSIDERED**
22 **SUPERSEDED BY THE PROVISIONS OF THIS ACT. THE DIRECTOR, IN**
23 **CONSULTATION WITH THE COMMISSION, MAY PROMULGATE RULES CONSISTENT**
24 **WITH SECTION 35 TO ALTER, SUPPLEMENT, UPDATE, OR AMEND THE**
25 **STANDARDS INCORPORATED BY REFERENCE UNDER THIS SUBSECTION.**

26 (8) Any boxing, **MIXED MARTIAL ARTS**, or sparring contest
27 conforming to the requirements of this act and to the rules of the

1 department is **NOT** considered to be a ~~boxing contest and not a~~ prize
2 fight **FOR PURPOSES OF CHAPTER LXVI OF THE MICHIGAN PENAL CODE, 1931**
3 **PA 328, MCL 750.442 TO 750.447.**

4 Sec. 31. By filing an application for a license, an applicant
5 does both of the following:

6 (a) Certifies his or her general suitability, character,
7 integrity, and ability to participate, engage in, or be associated
8 with boxing **OR MIXED MARTIAL ARTS** contests or exhibitions. The
9 burden of proof is on the applicant to establish to the
10 satisfaction of the commission and the department that the
11 applicant is qualified to receive a license.

12 (b) Accepts the risk of adverse public notice, embarrassment,
13 criticism, financial loss, or other action with respect to his or
14 her application and expressly waives any claim for damages as a
15 result of any adverse public notice, embarrassment, criticism,
16 financial loss, or other action. Any written or oral statement made
17 by any member of the commission or any witness testifying under
18 oath that is relevant to the application and investigation of the
19 applicant is immune from civil liability for libel, slander, or any
20 other tort.

21 Sec. 32. A ~~boxing~~ contest or exhibition **REGULATED BY THIS ACT**
22 **AND NOT EXEMPT FROM THIS ACT** shall ~~not~~ be held or conducted in this
23 state ~~except~~ **ONLY** under a promoter's license issued by the
24 department as provided for in section 33.

25 Sec. 33. (1) An application for a promoter's license must be
26 in writing and correctly show and define the applicant.

27 (2) An applicant for a promoter's license must demonstrate

1 good moral character. If an applicant for a promoter's license is
2 denied a license due to lack of good moral character, the applicant
3 may petition the commission for a review of the decision under
4 section 46.

5 (3) Before an approval for a ~~boxing~~ contest or exhibition is
6 granted, a **BOXING** promoter must file a bond with the department in
7 an amount fixed by the department but not less than \$20,000.00, **AND**
8 **A MIXED MARTIAL ARTS PROMOTER SHALL FILE A BOND IN THE AMOUNT OF**
9 **\$10,000.00, WHICH BOND SHALL BE** executed by the applicant as
10 principal and by a corporation qualified under the laws of this
11 state as surety, payable to the state of Michigan, and conditioned
12 upon the faithful performance by the applicant of the provisions of
13 this act. The department shall annually adjust the amount of the
14 bond based upon the Detroit consumer price index. The bond must be
15 purchased not less than 5 days before the contest or exhibition and
16 may be used to satisfy payment for the professionals, costs to the
17 department for ring officials and physicians, and drug tests.

18 (4) A promoter must apply for and obtain an annual license
19 from the department in order to present a program of ~~boxing~~
20 contests or exhibitions **REGULATED BY THIS ACT**. The annual license
21 fee is \$250.00 **FOR A BOXING PROMOTER AND \$2,500.00 FOR A MIXED**
22 **MARTIAL ARTS PROMOTER**. The department shall request, and the
23 applicant shall provide, such information as it determines
24 necessary to ascertain the financial stability of the applicant.

25 (5) ~~The~~ **A** promoter must pay an event fee of \$125.00.

26 (6) There is imposed a regulatory and enforcement fee upon the
27 promoter to assure the integrity of the ~~sport~~ **SPORTS OF BOXING AND**

1 **MIXED MARTIAL ARTS**, the public interest, and the welfare and safety
2 of the professionals in the amount of 3% of the total gross
3 receipts from the sale, lease, or other exploitation of
4 broadcasting, television, and motion picture rights, but not to
5 exceed \$25,000.00 per contract, for **BOXING OR MIXED MARTIAL ARTS**
6 events to which the following apply:

7 (a) The event is located in a venue with a seating capacity of
8 over 5,000.

9 (b) The promoter proposes to televise or broadcast the event
10 over any medium for viewing by spectators not present in the venue.

11 (c) The event is designed to promote professional **BOXING OR**
12 **MIXED MARTIAL ARTS** contests in this state.

13 (7) At least 10 days before the **BOXING OR MIXED MARTIAL ARTS**
14 event, the promoter shall submit the contract subject to the
15 regulatory and enforcement fee to the department, stating the
16 amount of the probable total gross receipts from the sale, lease,
17 or other exploitation of broadcasting, television, and motion
18 picture rights.

19 (8) The money derived from the regulatory and enforcement fee
20 shall be deposited into the ~~Michigan boxing~~ fund created in section
21 22 and used for the purposes described in that section.

22 (9) A promoter shall, within 5 business days before a boxing
23 **OR MIXED MARTIAL ARTS** contest or exhibition, convey to the
24 department an executed copy of the contract relative to ~~the boxing~~
25 **THAT** contest or exhibition. The copy of the contract is exempt from
26 disclosure under the freedom of information act, 1976 PA 442, MCL
27 15.231 to 15.246, except that the department may disclose

1 statistical information on the number, types, and amounts of
2 contracts so long as information regarding identifiable individuals
3 or categories is not revealed.

4 (10) ~~Beginning the effective date of the amendatory act that~~
5 ~~added this subsection~~ **JUNE 23, 2005**, a promoter's license is
6 subject to revocation unless at least 10% of the purse in a contest
7 or exhibition is withheld or escrowed until such time as the
8 results of the postcontest drug test, as required by this act, are
9 available to the department. If the drug test results confirm or
10 demonstrate compliance with this act, the department shall issue an
11 order allowing the promoter to forward to the professional the
12 amount withheld or escrowed. If the results do not confirm or
13 demonstrate compliance with this act, the department shall serve a
14 formal complaint on the professional under section 44(2), and the
15 department shall issue an order to the promoter requiring the
16 promoter to forward the amount withheld or escrowed to the
17 department. Upon receipt, the department shall deposit the money
18 into the fund. If after a hearing the professional is found in
19 violation of the act, the professional shall forfeit the amount
20 withheld from the purse and the professional is subject to the
21 penalties prescribed in section 48. However, if the formal
22 complaint is dismissed or any final order issued as the result of
23 the complaint is overturned, the department shall issue a refund to
24 the professional for the amount withheld.

25 (11) Subsection (10) does not prohibit a licensed promoter
26 from including a provision in a contract with a professional that
27 requires the promoter to withhold 10% of the purse in a contest or

1 exhibition until such time as the postcontest drug test results are
2 available to the department.

3 Sec. 34. (1) The director, in consultation with the
4 commission, may promulgate rules for the application and approval
5 process for promoters. Until the rules are promulgated, the
6 applicant shall comply with the standards described in subsection
7 (2).

8 (2) The rules regarding the application process shall include
9 at least the following:

10 (a) An initial application processing fee sufficient to cover
11 the costs of processing **A BOXING PROMOTER'S LICENSE**, but not less
12 than ~~\$250.00~~ **\$500.00**.

13 (b) A requirement that background information be disclosed by
14 the applicant who is an individual or by the principal officers or
15 members and individuals having at least a 10% ownership interest in
16 the case of any other legal entity, with emphasis on the
17 applicant's business experience.

18 (c) Information from the applicant concerning past and present
19 civil lawsuits, judgments, and filings under the bankruptcy code
20 that are not more than 7 years old.

21 (d) Any other relevant and material information considered
22 necessary by the director upon consultation with the commission.

23 (3) The department may consult with the commission on issues
24 related to the determination of an applicant's financial stability
25 and shall refer the application to the commission if clear and
26 convincing grounds for approval of the financial stability aspect
27 of the application do not exist.

1 (4) As part of the approval process for promoters, the
2 commission may require the applicant or his or her representative
3 to be present at a commission meeting in which the application is
4 considered.

5 Sec. 35. (1) The director, in consultation with the
6 commission, shall promulgate rules to **SET STANDARDS FOR MIXED**
7 **MARTIAL ARTS EXHIBITIONS AND PARTICIPANTS AND TO** provide for
8 license fees for all participants in the activities regulated by
9 this act not otherwise provided for in this act, including, but not
10 limited to, license fees for a physician, physician's assistant,
11 nurse practitioner, referee, judge, matchmaker, timekeeper,
12 professional, ~~boxer~~, contestant, or manager or a second of those
13 persons.

14 (2) Until those rules are promulgated, the department shall
15 charge those fees contained in section 49 of the state license fee
16 act, 1979 PA 152, MCL 338.2249, for the licenses described in
17 subsection (1).

18 Sec. 47. (1) The department shall initiate an action under
19 this chapter against an applicant or take any other allowable
20 action against the license of any contestant, promoter, or other
21 participant who the department determines has done any of the
22 following:

23 (a) Enters into a contract for a ~~boxing~~-contest or exhibition
24 in bad faith.

25 (b) Participates in any sham or fake ~~boxing~~-contest or
26 exhibition.

27 (c) Participates in a ~~boxing~~-contest or exhibition pursuant to

1 a collusive understanding or agreement in which the contestant
2 competes or terminates the ~~boxing~~-contest or exhibition in a manner
3 that is not based upon honest competition or the honest exhibition
4 of the skill of the contestant.

5 (d) Is determined to have failed to give his or her best
6 efforts, failed to compete honestly, or failed to give an honest
7 exhibition of his or her skills in a ~~boxing~~-contest or exhibition.

8 (e) Is determined to have performed an act or engaged in
9 conduct that is detrimental to a ~~boxing~~-contest or exhibition,
10 including, but not limited to, any foul or unsportsmanlike conduct
11 in connection with a ~~boxing~~-contest or exhibition.

12 (f) Gambles on the outcome of a ~~boxing~~-contest or exhibition
13 in which he or she is a contestant, promoter, matchmaker, ring
14 official, or second.

15 (g) Assaults another licensee, commission member, or
16 department employee while not involved in or while outside the
17 normal course of a ~~boxing~~-contest or exhibition.

18 (h) Practices fraud or deceit in obtaining a license.

19 (2) The department, in consultation with the commission, shall
20 promulgate rules to provide for both of the following:

21 (a) The timing of drug tests for contestants.

22 (b) Specific summary suspension procedures for ~~boxing~~
23 contestants and participants who test positive for drugs or fail to
24 submit to a drug test, under section 48(4). The rules shall include
25 the following:

26 (i) A procedure to allow the department to place the licensee
27 upon the national suspension list.

1 (ii) An expedited appeal process for the summary suspension.

2 (iii) A relicensing procedure following summary suspension.

3 (3) An employee of the department must be present at all
4 weigh-ins, medical examinations, contests, exhibitions, and matches
5 to ensure that this act and rules are strictly enforced.

6 (4) Each promoter shall furnish each member of the commission
7 present at a ~~boxing~~-contest or exhibition a seat in the area
8 immediately adjacent to the ~~boxing~~-contest or exhibition. An
9 additional seat shall be provided in the venue.

10 (5) The commission chair, a commission member assigned by the
11 chair, or a department official designated by the commission chair
12 shall have final authority involving any conflict at a contest,
13 exhibition, or match and shall advise the chief inspector in charge
14 accordingly. In the absence of the chair, an assigned member, or a
15 department official designated by the commission chair, the chief
16 inspector in charge shall be the final decision-making authority.

17 Sec. 48. (1) Upon receipt of an application for reinstatement
18 and the payment of an administrative fine prescribed by the
19 commission, the commission may reinstate a revoked license or lift
20 a suspension. If disciplinary action is taken against a person
21 under this act that does not relate to a ~~boxing~~-contest or
22 exhibition, the commission may, in lieu of suspending or revoking a
23 license, prescribe an administrative fine not to exceed \$10,000.00.
24 If disciplinary action is taken against a person under this act
25 that relates to the preparation for a ~~boxing~~-contest or an
26 exhibition, the occurrence of a ~~boxing~~-contest or an exhibition, or
27 any other action taken in conjunction with a ~~boxing~~-contest or an

1 exhibition, the commission may prescribe an administrative fine in
2 an amount not to exceed 100% of the share of the purse to which the
3 holder of the license is entitled for the contest or exhibition or
4 an administrative fine not to exceed \$100,000.00 in the case of any
5 other person. This administrative fine may be imposed in addition
6 to, or in lieu of, any other disciplinary action that is taken
7 against the person by the commission.

8 (2) If an administrative fine is imposed under this section,
9 the commission may recover the costs of the proceeding, including
10 investigative costs and attorney fees. The department or the
11 attorney general may bring an action in a court of competent
12 jurisdiction to recover any administrative fines, investigative and
13 other allowable costs, and attorney fees. The filing of an action
14 to recover fines and costs does not bar the imposition of other
15 sanctions under this act.

16 (3) An employee of the department, in consultation with any
17 commission member present, may issue an order to withhold the purse
18 for 3 business days due to a violation of this act or a rule
19 promulgated under this act. During that 72-hour time period, the
20 commission may convene a special meeting to determine if the action
21 of the employee of the department was warranted. If the commission
22 determines that the action was warranted, the department shall
23 offer to hold an administrative hearing as soon as practicable but
24 within at least 7 calendar days.

25 (4) A professional or participant in a professional ~~boxing~~
26 contest or exhibition shall submit to a postexhibition test of body
27 fluids to determine the presence of controlled substances,

1 prohibited substances, or enhancers. The department shall
2 promulgate rules to set requirements regarding preexhibition tests
3 of body fluids to determine the presence of controlled substances,
4 prohibited substances, or enhancers.

5 (5) The promoter is responsible for the cost of the testing
6 performed under this section.

7 (6) Either of the following is grounds for summary suspension
8 of the individual's license in the manner provided for in section
9 42:

10 (a) A test resulting in a finding of the presence of
11 controlled substances, enhancers, or other prohibited substances as
12 determined by rule of the commission.

13 (b) The refusal or failure of a contestant to submit to the
14 drug testing ordered by an authorized person.

15 Sec. 51. (1) A physician, licensed physician's assistant,
16 certified nurse practitioner, referee, judge, matchmaker,
17 timekeeper, professional boxer, contestant, or manager, or a second
18 of those persons, shall obtain a participant license from the
19 department before participating either directly or indirectly in a
20 ~~boxing~~ contest or exhibition.

21 (2) An application for a participant license shall be in
22 writing, shall be verified by the applicant, and shall set forth
23 those facts requested by and conform to the rules promulgated by
24 the department.

25 (3) The department shall issue a passport with each
26 professional contestant's license.

27 (4) The commission, or a member of the commission, has

1 standing to contest the issuance or nonissuance of an exhibition or
2 other license by written or electronic communication to the
3 department.

4 Sec. 53. (1) In addition to the requirements of section 52, a
5 person seeking a license as a professional referee, judge, or
6 timekeeper shall referee, judge, or keep time for a minimum of 300
7 rounds of amateur competitive boxing. **TO THE EXTENT STANDARDS ARE**
8 **NOT CONTAINED IN THE MIXED MARTIAL ARTS UNIFIED RULES INCORPORATED**
9 **BY REFERENCE UNDER SECTION 22(7), THE DEPARTMENT SHALL PROMULGATE**
10 **RULES ESTABLISHING STANDARDS FOR A PERSON SEEKING LICENSURE AS A**
11 **MIXED MARTIAL ARTS PROFESSIONAL REFEREE, JUDGE, OR TIMEKEEPER.**

12 (2) After a person has successfully completed the requirements
13 of section 51(2) and subsection (1), the department may issue the
14 person a license.

15 Sec. 54. (1) In addition to the requirements of section 53, a
16 person seeking a license as a professional judge shall score,
17 unofficially, not fewer than 200 rounds of professional boxing. In
18 order to fulfill the requirements of this subsection, an applicant
19 shall only unofficially judge contests that are approved by the
20 commission for that purpose. An applicant shall not receive
21 compensation for judging boxing contests or exhibitions under this
22 subsection. Scorecards shall be transmitted to the department and
23 the commission for review and evaluation.

24 **(2) TO THE EXTENT STANDARDS ARE NOT CONTAINED IN THE MIXED**
25 **MARTIAL ARTS UNIFIED RULES INCORPORATED BY REFERENCE UNDER SECTION**
26 **22(7), THE DEPARTMENT SHALL PROMULGATE RULES ESTABLISHING**
27 **EXPERIENCE STANDARDS FOR A PERSON SEEKING LICENSURE AS A MIXED**

1 **MARTIAL ARTS PROFESSIONAL JUDGE.**

2 (3) ~~(2)~~—An employee authorized by the department or the
3 commission shall complete a standardized evaluation sheet for each
4 ~~boxing~~ contest or exhibition judged by a licensee. The commission
5 shall annually review the evaluation sheets. A commission member
6 attending a ~~boxing~~ contest or exhibition may also submit to the
7 department a standardized evaluation sheet.

8 Sec. 55. (1) A professional participating in a boxing contest
9 or exhibition shall be insured by the promoter for not less than
10 \$50,000.00 for medical and hospital expenses to be paid to the
11 contestant to cover injuries sustained in the contest and for not
12 less than \$50,000.00 to be paid in accordance with the statutes of
13 descent and distribution of personal property if the contestant
14 should die as a result of injuries received in a boxing contest or
15 exhibition. **A PROFESSIONAL PARTICIPATING IN A MIXED MARTIAL ARTS
16 CONTEST OR EXHIBITION SHALL BE INSURED BY THE PROMOTER FOR NOT LESS
17 THAN \$5,000.00 FOR MEDICAL AND HOSPITAL EXPENSES TO BE PAID TO THE
18 CONTESTANT TO COVER INJURIES SUSTAINED IN THE CONTEST AND FOR NOT
19 LESS THAN \$10,000.00 TO BE PAID IN ACCORDANCE WITH THE STATUTES OF
20 DESCENT AND DISTRIBUTION OF PERSONAL PROPERTY IF THE CONTESTANT
21 SHOULD DIE AS A RESULT OF INJURIES RECEIVED IN A CONTEST OR
22 EXHIBITION.**

23 (2) A promoter shall pay the policy premium and deductible
24 regarding any medical or hospital expenses for a contestant's
25 injuries.

26 Sec. 56. (1) A professional boxing contest or exhibition shall
27 be of not more than 10 rounds in length, except a boxing contest or

1 exhibition which involves a national or international championship
2 may last not more than 12 rounds in the determination of the
3 department. The contestants shall wear during a contest gloves
4 weighing at least 8 ounces each. Rounds shall be not longer than 3
5 minutes, with not less than 1-minute rest between rounds.

6 (2) A professional or participant in a ~~boxing~~-contest or
7 exhibition shall be certified to be in proper physical condition by
8 a licensed physician, a licensed physician's assistant, or a
9 certified nurse practitioner before participating in a ~~boxing~~
10 contest or exhibition. The department shall designate any medical
11 test that may be required to determine if the individual is in
12 proper physical condition.

13 Sec. 57. (1) A licensed physician shall be in attendance at
14 each ~~boxing~~-contest or exhibition. The physician shall observe the
15 physical condition of the contestants and advise the referee or
16 judges with regard to the health of those contestants. The
17 physician shall examine each contestant before entering the ring.

18 (2) The licensed physician shall file with the commission the
19 report of the physical examination of a contestant not later than
20 24 hours after termination of the ~~boxing~~-contest or exhibition.

21 (3) If, in the opinion of the physician, the health or safety
22 of a contestant requires that the ~~boxing~~-contest or exhibition in
23 which he or she is participating be terminated, the physician shall
24 notify the referee. The referee shall terminate the ~~boxing~~-contest
25 or exhibition.

26 Sec. 58. (1) If a contestant or participant loses
27 consciousness during or as a result of a ~~boxing~~-contest or

1 exhibition in which he or she participates, he or she shall not
2 again be eligible to participate in a ~~boxing~~ contest or exhibition
3 in this state unless examined by a physician appointed by the
4 commission and unless the physician certifies the contestant's or
5 participant's fitness to participate.

6 (2) The contestant or participant shall pay the cost of the
7 examination conducted under subsection (1).

8 Enacting section 1. This amendatory act does not take effect
9 unless Senate Bill No. ____ or House Bill No. 4870(request no.
10 00883'07 a) of the 94th Legislature is enacted into law.