

UTAH SPORTS AUTHORITY

2007 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Mike Dmitrich

House Sponsor: _____

LONG TITLE

General Description:

This bill creates the Utah Sports Authority and moves the Pete Suazo Utah Athletic Commission to the authority.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ creates the Utah Sports Authority;
- ▶ provides for the appointment of authority members and the conduct of authority business;
- ▶ provides for the authority's powers and duties;
- ▶ moves the Pete Suazo Utah Athletic Commission from the Department of Commerce to the authority;
- ▶ provides for the transition of licenses issued by the commission from the Department of Commerce to the authority; and
- ▶ makes technical changes.

Monies Appropriated in this Bill:

None

Other Special Clauses:

This bill takes effect on July 1, 2007.

Utah Code Sections Affected:



28 ENACTS:

- 29 **63C-11-101**, Utah Code Annotated 1953
- 30 **63C-11-102**, Utah Code Annotated 1953
- 31 **63C-11-201**, Utah Code Annotated 1953
- 32 **63C-11-202**, Utah Code Annotated 1953
- 33 **63C-11-301**, Utah Code Annotated 1953
- 34 **63C-11-302**, Utah Code Annotated 1953
- 35 **63C-11-303**, Utah Code Annotated 1953
- 36 **63C-11-304**, Utah Code Annotated 1953
- 37 **63C-11-305**, Utah Code Annotated 1953
- 38 **63C-11-306**, Utah Code Annotated 1953
- 39 **63C-11-307**, Utah Code Annotated 1953
- 40 **63C-11-308**, Utah Code Annotated 1953
- 41 **63C-11-309**, Utah Code Annotated 1953
- 42 **63C-11-310**, Utah Code Annotated 1953
- 43 **63C-11-311**, Utah Code Annotated 1953
- 44 **63C-11-312**, Utah Code Annotated 1953
- 45 **63C-11-313**, Utah Code Annotated 1953
- 46 **63C-11-314**, Utah Code Annotated 1953
- 47 **63C-11-315**, Utah Code Annotated 1953
- 48 **63C-11-316**, Utah Code Annotated 1953
- 49 **63C-11-317**, Utah Code Annotated 1953
- 50 **63C-11-318**, Utah Code Annotated 1953
- 51 **63C-11-319**, Utah Code Annotated 1953
- 52 **63C-11-320**, Utah Code Annotated 1953
- 53 **63C-11-321**, Utah Code Annotated 1953
- 54 **63C-11-322**, Utah Code Annotated 1953
- 55 **63C-11-323**, Utah Code Annotated 1953
- 56 **63C-11-324**, Utah Code Annotated 1953
- 57 **63C-11-325**, Utah Code Annotated 1953

58 REPEALS:

- 59 **13-33-101**, as last amended by Chapter 9, Laws of Utah 2001, Second Special Session
- 60 **13-33-102**, as last amended by Chapter 72, Laws of Utah 2006
- 61 **13-33-201**, as last amended by Chapter 72, Laws of Utah 2006
- 62 **13-33-202**, as last amended by Chapter 72, Laws of Utah 2006
- 63 **13-33-203**, as last amended by Chapter 72, Laws of Utah 2006
- 64 **13-33-204**, as enacted by Chapter 91, Laws of Utah 2001
- 65 **13-33-205**, as enacted by Chapter 91, Laws of Utah 2001
- 66 **13-33-301**, as last amended by Chapter 72, Laws of Utah 2006
- 67 **13-33-302**, as enacted by Chapter 91, Laws of Utah 2001
- 68 **13-33-303**, as last amended by Chapter 72, Laws of Utah 2006
- 69 **13-33-304**, as last amended by Chapter 304, Laws of Utah 2002
- 70 **13-33-305**, as enacted by Chapter 91, Laws of Utah 2001
- 71 **13-33-401**, as last amended by Chapter 72, Laws of Utah 2006
- 72 **13-33-402**, as last amended by Chapter 104, Laws of Utah 2005
- 73 **13-33-403**, as last amended by Chapter 72, Laws of Utah 2006
- 74 **13-33-404**, as last amended by Chapter 72, Laws of Utah 2006
- 75 **13-33-405**, as last amended by Chapter 104, Laws of Utah 2005
- 76 **13-33-406**, as enacted by Chapter 72, Laws of Utah 2006
- 77 **13-33-502**, as last amended by Chapter 9, Laws of Utah 2001, Second Special Session
- 78 **13-33-503**, as enacted by Chapter 91, Laws of Utah 2001
- 79 **13-33-504**, as last amended by Chapter 72, Laws of Utah 2006
- 80 **13-33-505**, as enacted by Chapter 91, Laws of Utah 2001
- 81 **13-33-506**, as last amended by Chapter 17, Laws of Utah 2004
- 82 **13-33-507**, as enacted by Chapter 104, Laws of Utah 2005
- 83 **13-33-508**, as last amended by Chapter 72, Laws of Utah 2006



85 *Be it enacted by the Legislature of the state of Utah:*

86 Section 1. Section **63C-11-101** is enacted to read:

87 **CHAPTER 11. UTAH SPORTS AUTHORITY**

88 **Part 1. General Provisions**

89 **63C-11-101. Title.**

90 This chapter is known as the "Utah Sports Authority Act."

91 Section 2. Section **63C-11-102** is enacted to read:

92 **63C-11-102. Definitions.**

93 As used in this chapter:

94 (1) "Authority" means the Utah Sports Authority created by this chapter.

95 (2) "Division of Parks and Recreation" means the Division of Parks and Recreation
96 created in Section 63-11-17.1.

97 Section 3. Section **63C-11-201** is enacted to read:

98 **Part 2. Utah Sports Authority**

99 **63C-11-201. Utah Sports Authority -- Creation -- Appointments -- Terms --**
100 **Quorum -- Expenses.**

101 (1) (a) There is created the Utah Sports Authority.

102 (b) The authority is considered an agency of the state for the purpose of Title 11,
103 Chapter 13, Interlocal Cooperation Act.

104 (2) The authority consists of the following seven members, who shall have a
105 background and interest in the development of sporting opportunities or facilities:

106 (a) three members appointed by the governor;

107 (b) two members appointed by the president of the Senate, who may not be legislators;
108 and

109 (c) two members appointed by the speaker of the House of Representatives, who may
110 not be legislators.

111 (3) The authority shall select a chair from among its members.

112 (4) (a) Members appointed under Subsection (2) shall serve four-year terms.

113 (b) At the time of appointment, the governor shall adjust the term of two of the
114 governor's appointees to ensure that at least one member is appointed by the governor every
115 two years.

116 (c) At the time of appointment, the president and speaker shall each adjust the term of
117 one of their appointees to ensure that one of their appointees is appointed every two years.

118 (d) When a vacancy occurs in the authority during the term of one of the members, the
119 governor, president, or speaker, respectively, shall appoint the replacement for the remainder of
120 the unexpired term.

121 (5) Four members of the authority constitute a quorum.

122 (6) (a) (i) Members who are not government employees shall receive no compensation
123 or benefits for their services, but may receive per diem and expenses incurred in the
124 performance of the member's official duties at the rates established by the Division of Finance
125 under Sections 63A-3-106 and 63A-3-107.

126 (ii) Members may decline to receive per diem and expenses for their service.

127 (b) (i) State or local government officer or employee members who do not receive per
128 diem and expenses from their agency for their service may receive per diem and expenses
129 incurred in the performance of their official duties from the authority at the rates established by
130 the Division of Finance under Sections 63A-3-106 and 63A-3-107.

131 (ii) State or local government officer or employee members may decline to receive per
132 diem and expenses for their service.

133 (7) The authority may meet as necessary to exercise its powers and duties in
134 accordance with Section 63C-11-202.

135 Section 4. Section **63C-11-202** is enacted to read:

136 **63C-11-202. Powers and duties of authority.**

137 (1) The authority shall:

138 (a) hire an executive director, who shall serve as staff to the authority;

139 (b) oversee the management by the Division of Parks and Recreation of all state-owned
140 golf courses;

141 (c) oversee and make any necessary rules concerning the Pete Suazo Utah Athletic
142 Commission created in Section 63C-11-303; and

143 (d) make rules in accordance with Title 63, Chapter 46a, Utah Administrative
144 Rulemaking Act, necessary for the administration of this chapter.

145 (2) The authority may:

146 (a) hire employees to carry out its duties as budgetary constraints allow;

147 (b) enter into contracts with nonprofit corporations engaged in activities that promote
148 or enhance sporting opportunities in Utah, including team sports, individual sports, and
149 spectator sports;

150 (c) coordinate with any other entity the promotion or enhancement of sporting
151 opportunities in Utah; and

152 (d) solicit and accept contributions of moneys, services, and facilities from any other
153 sources, public or private, and shall use these funds for promoting and enhancing sporting
154 opportunities in Utah.

155 Section 5. Section **63C-11-301** is enacted to read:

156 **Part 3. Pete Suazo Utah Athletic Commission Act**

157 **63C-11-301. Title.**

158 This part is known as the "Pete Suazo Utah Athletic Commission Act."

159 Section 6. Section **63C-11-302** is enacted to read:

160 **63C-11-302. Definitions.**

161 As used in this part:

162 (1) "Bodily injury" is as defined in Section 76-1-601.

163 (2) "Boxing" means the sport of attack and defense using the fist, covered by an
164 approved boxing glove.

165 (3) "Club fighting" means any contest of unarmed combat, whether admission is
166 charged or not, where:

167 (a) the rules of the contest are not approved by the commission;

168 (b) a licensed physician or osteopath is not in attendance;

169 (c) an HIV negative test concerning each contestant not less than 180 days before the
170 contest has not been provided to the commission;

171 (d) the contest is not conducted in accordance with commission rules; or

172 (e) the contestants are not matched by the weight standards described in Section
173 63C-11-324.

174 (4) "Commission" means the Pete Suazo Utah Athletic Commission created in this
175 part.

176 (5) "Contest" means a live match, performance, or exhibition involving two or more
177 persons engaged in unarmed combat.

178 (6) "Contestant" means an individual who participates in a contest.

179 (7) "Designated commission member" means a member of the commission designated
180 to:

181 (a) attend and supervise a particular contest; and

182 (b) act on the behalf of the commission at a contest venue.

- 183 (8) "Elimination boxing contest" means a contest where:
184 (a) a number of contestants participate in a tournament over a period of time not
185 exceeding 48 hours; and
186 (b) the loser of each contest is eliminated from further competition.
187 (9) "Exhibition" means an engagement in which the participants show or display their
188 skills without necessarily striving to win.
189 (10) "Judge" means an individual qualified by training or experience to:
190 (a) rate the performance of contestants;
191 (b) score a contest; and
192 (c) determine with other judges whether there is a winner of the contest or whether the
193 contestants performed equally, resulting in a draw.
194 (11) "Licensee" means an individual licensed by the commission to act as a:
195 (a) contestant;
196 (b) judge;
197 (c) manager;
198 (d) promoter;
199 (e) referee;
200 (f) second; or
201 (g) security guard.
202 (12) "Manager" means an individual who represents a contestant for the purposes of:
203 (a) obtaining a contest;
204 (b) negotiating terms and conditions of the contract under which the contestant will
205 engage in a contest; or
206 (c) arranging for a second for the contestant at a contest.
207 (13) "Promoter" means a person who engages in producing or staging contests and
208 promotions.
209 (14) "Promotion" means a single contest or a combination of contests that occur during
210 the same time at the same location and that is produced or staged by a promoter.
211 (15) "Purse" means any money, prize, remuneration, or any other valuable
212 consideration a contestant receives or may receive for participation in a contest.
213 (16) "Referee" means an individual qualified by training or experience to act as the

214 official attending a contest at the point of contact between contestants for the purpose of:

215 (a) enforcing the rules relating to the contest;

216 (b) stopping the contest in the event the health, safety, and welfare of a contestant or
217 any other person in attendance at the contest is in jeopardy; and

218 (c) acting as a judge if so designated by the commission.

219 (17) "Round" means one of a number of individual time periods that, taken together,
220 constitute a contest during which contestants are engaged in a form of unarmed combat.

221 (18) "Second" means an individual who attends a contestant at the site of the contest
222 before, during, and after the contest in accordance with contest rules.

223 (19) "Secretary" means the secretary of the Pete Suazo Utah Athletic Commission.

224 (20) "Serious bodily injury" is as defined in Section 76-1-601.

225 (21) "Total gross receipts" means the amount of the face value of all tickets sold to a
226 particular contest plus any sum received as consideration for holding the contest at a particular
227 location.

228 (22) "Ultimate fighting" means a live contest, whether or not an admission fee is
229 charged in which:

230 (a) contest rules permit contestants to use a combination of boxing, kicking, wrestling,
231 hitting, punching, or other combative, contact techniques;

232 (b) contest rules incorporate a formalized system of combative techniques against
233 which a contestant's performance is judged to determine the prevailing contestant;

234 (c) contest rules divide nonchampionship contests into three equal and specified rounds
235 of no more than five minutes per round with a rest period of one minute between each round;

236 (d) contest rules divide championship contests into five equal and specified rounds of
237 no more than five minutes per round with a rest period of one minute between each round; and

238 (e) contest rules prohibit contestants from:

239 (i) using anything that is not part of the human body, except for boxing gloves, to
240 intentionally inflict serious bodily injury upon an opponent through direct contact or the
241 expulsion of a projectile;

242 (ii) striking a person who demonstrates an inability to protect himself from the
243 advances of an opponent;

244 (iii) biting; or

245 (iv) direct, intentional, and forceful strikes to the eyes, groin area, adam's apple area of
246 the neck, and temple area of the head.

247 (23) (a) "Unarmed combat" means boxing or any other form of competition in which a
248 blow is usually struck that may reasonably be expected to inflict bodily injury.

249 (b) "Unarmed combat" does not include a competition or exhibition between
250 participants in which the participants engage in simulated combat for entertainment purposes.

251 (24) "Unlawful conduct" means organizing, promoting, or participating in a contest
252 which involves contestants that are not licensed under this part.

253 (25) "Unprofessional conduct" means:

254 (a) entering into a contract for a contest in bad faith;

255 (b) participating in any sham or fake contest;

256 (c) participating in a contest pursuant to a collusive understanding or agreement in
257 which the contestant competes in or terminates the contest in a manner that is not based upon
258 honest competition or the honest exhibition of the skill of the contestant;

259 (d) engaging in an act or conduct that is detrimental to a contest, including any foul or
260 unsportsmanlike conduct in connection with a contest;

261 (e) failing to comply with any limitation, restriction, or condition placed on a license;

262 (f) striking of a downed opponent by a contestant while the contestant remains on the
263 contestant's feet unless the commission, following a hearing conducted under Subsection
264 63C-11-316(3) and before the contest, has exempted the contest and each contestant from this
265 Subsection (25)(f);

266 (g) after entering the ring or contest area, penetrating an area within four feet of an
267 opponent by a contestant, manager, or second before the commencement of the contest; or

268 (h) as further defined by rule by the commission.

269 Section 7. Section **63C-11-303** is enacted to read:

270 **63C-11-303. Commission -- Creation -- Appointments -- Terms -- Expenses --**

271 **Quorum.**

272 (1) There is created within the authority the Pete Suazo Utah Athletic Commission
273 consisting of five members.

274 (2) (a) The commission members shall be appointed by the authority.

275 (b) The commission members may not be licensees under this part.

276 (c) The names of all persons appointed to the commission shall be submitted to the
277 governor for confirmation or rejection.

278 (3) (a) Except as required by Subsection (3)(b), as terms of current members expire, the
279 authority shall appoint each new member or reappointed member to a four-year term.

280 (b) Notwithstanding the requirements of Subsection (3)(a), the authority shall, at the
281 time of appointment or reappointment, adjust the length of terms to ensure that the terms of
282 members are staggered so that approximately half of the commission is appointed every two
283 years.

284 (c) A member may not serve more than two consecutive full terms, and a member who
285 ceases to serve on the commission may not serve again on the commission until after the
286 expiration of a two-year period beginning from that cessation of service.

287 (d) When a vacancy occurs in the membership for any reason, the replacement shall be
288 appointed for the unexpired term.

289 (e) If a commission member fails or refuses to fulfill the responsibilities and duties of a
290 commission member, including the attendance at commission meetings, the authority, with the
291 approval of the commission, may remove the commission member and replace the member in
292 accordance with this section.

293 (4) (a) A majority of the commission members constitutes a quorum.

294 (b) A quorum is sufficient authority for the commission to act.

295 (5) (a) (i) Members who are not government employees shall receive no compensation
296 or benefits for their services, but may receive per diem and expenses incurred in the
297 performance of the member's official duties at the rates established by the Division of Finance
298 under Sections 63A-3-106 and 63A-3-107.

299 (ii) Members may decline to receive per diem and expenses for their service.

300 (b) (i) State government officer and employee members who do not receive salary, per
301 diem, or expenses from their agency for their service may receive per diem and expenses
302 incurred in the performance of their official duties at the rates established by the Division of
303 Finance under Sections 63A-3-106 and 63A-3-107.

304 (ii) State government officer and employee members may decline to receive per diem
305 and expenses for their service.

306 (6) The commission shall annually designate one of its members to serve as chair for a

307 one-year period.

308 Section 8. Section **63C-11-304** is enacted to read:

309 **63C-11-304. Commission powers and duties.**

310 (1) The commission shall:

311 (a) purchase and use a seal;

312 (b) adopt rules for the administration of this part in accordance with Title 63, Chapter
313 46a, Utah Administrative Rulemaking Act;

314 (c) prepare all forms of contracts between sponsors, licensees, promoters, and
315 contestants; and

316 (d) hold hearings relating to matters under its jurisdiction, including violations of this
317 part or rules promulgated under this part.

318 (2) The commission may subpoena witnesses, take evidence, and require the
319 production of books, papers, documents, records, contracts, recordings, tapes, correspondence,
320 or other information relevant to an investigation if the commission or its designee considers it
321 necessary.

322 (3) (a) The commission shall maintain a list of ringside physicians registered with the
323 commission as approved to act as a ringside physician and meeting the requirements of
324 Subsection (3)(c).

325 (b) The commission shall appoint a registered ringside physician to perform the duties
326 of a ringside physician at each contest held pursuant to this part.

327 (c) An applicant for registration as a ringside physician shall:

328 (i) submit an application for registration;

329 (ii) pay a fee determined by the commission under Section 63-38-3.2;

330 (iii) provide the commission with evidence of the applicant's licensure to practice
331 medicine in the state; and

332 (iv) satisfy minimum qualifications established by the authority by rule.

333 Section 9. Section **63C-11-305** is enacted to read:

334 **63C-11-305. Commission secretary.**

335 (1) The commission shall employ a secretary to conduct the commission's business,
336 who may not be a member of the commission.

337 (2) The secretary serves at the pleasure of the commission.

338 Section 10. Section **63C-11-306** is enacted to read:

339 **63C-11-306. Inspectors.**

340 (1) The commission may appoint one or more official representatives to be designated
341 as inspectors, who serve at the pleasure of the commission.

342 (2) Each inspector must receive from the commission a card authorizing that inspector
343 to act as an inspector for the commission.

344 (3) An inspector may not promote or sponsor any contest.

345 (4) Each inspector is entitled to receive a fee approved by the commission for the
346 performance of duties under this part.

347 Section 11. Section **63C-11-307** is enacted to read:

348 **63C-11-307. Affiliation with other commissions.**

349 The commission may affiliate with any other state or national boxing commission or
350 athletic authority.

351 Section 12. Section **63C-11-308** is enacted to read:

352 **63C-11-308. Licensing.**

353 (1) A license is required for a person to act as or to represent that the person is a:

354 (a) promoter;

355 (b) manager;

356 (c) contestant;

357 (d) second;

358 (e) referee;

359 (f) judge; or

360 (g) security guard.

361 (2) The commission shall issue to a person who qualifies under this part a license in the
362 classifications of:

363 (a) promoter;

364 (b) manager;

365 (c) contestant;

366 (d) second;

367 (e) referee;

368 (f) judge; or

- 369 (g) security guard.
- 370 (3) All moneys collected pursuant to this section and Sections 63C-11-311,
- 371 63C-11-315, and 63C-11-321 shall be deposited in the General Fund.
- 372 (4) Each applicant for licensure as a promoter shall:
- 373 (a) submit an application in a form prescribed by the commission;
- 374 (b) pay the fee determined by the authority under Section 63-38-3.2;
- 375 (c) provide to the commission evidence of financial responsibility, including financial
- 376 statements and other information that the commission may reasonably require to determine that
- 377 the applicant or licensee is able to competently perform as and meet the obligations of a
- 378 promoter in this state;
- 379 (d) produce information, documentation, and assurances as may be required to
- 380 establish by a preponderance of the evidence the applicant's reputation for good character,
- 381 honesty, integrity, and responsibility, including information, documentation, and assurances
- 382 that the applicant:
- 383 (i) has not and at the time of application is not associating or consorting with a person
- 384 engaging in illegal activity to the extent that the association or consorting represents a threat to
- 385 the conduct of contests in the public's interest within the state, or a threat to the health, safety,
- 386 and welfare of the applicant or a licensed contestant;
- 387 (ii) has not been convicted of a crime in any jurisdiction that the commission
- 388 determines by the nature of the crime and circumstances surrounding the crime should
- 389 disqualify the applicant from licensure in the public interest;
- 390 (iii) is not associating or consorting with a person who has been convicted of a felony
- 391 in any jurisdiction to the extent that the association or consorting represents a threat to the
- 392 conduct of contests in the public's interest within the state, or a threat to the health, safety, and
- 393 welfare of the applicant or a licensed contestant;
- 394 (iv) is not associating or consorting with a person engaging in illegal gambling or
- 395 similar pursuits to the extent that the association or consorting represents a threat to the
- 396 conduct of contests in the public's interest within the state, or a threat to the health, safety, and
- 397 welfare of the applicant or a licensed contestant;
- 398 (v) is not engaging in illegal gambling with respect to sporting events or gambling with
- 399 respect to the promotions the applicant is promoting;

400 (vi) has not been found in an administrative, criminal, or civil proceeding to have
401 engaged in or attempted to engage in any fraud or misrepresentation in connection with a
402 contest or any other sporting event; and

403 (vii) has not been found in an administrative, criminal, or civil proceeding to have
404 violated or attempted to violate any law with respect to a contest in any jurisdiction or any law,
405 rule, or order relating to the regulation of contests in this state or any other jurisdiction;

406 (e) acknowledge in writing to the commission receipt, understanding, and intent to
407 comply with this part and the rules made under this part; and

408 (f) if requested by the commission or the secretary, meet with the commission or the
409 secretary to examine the applicant's qualifications for licensure.

410 (5) Each applicant for licensure as a contestant shall:

411 (a) be not less than 18 years of age at the time the application is submitted to the
412 commission;

413 (b) submit an application in a form prescribed by the commission;

414 (c) pay the fee established by the authority under Section 63-38-3.2;

415 (d) provide a certificate of physical examination, dated not more than 60 days before
416 the date of application for license, in a form provided by the commission, completed by a
417 licensed physician and surgeon certifying that the applicant is free from any physical or mental
418 condition that indicates the applicant should not engage in activity as a contestant;

419 (e) provide the commission with an accurate history of all matches that the applicant
420 has engaged in since becoming a contestant, including information on whether the applicant
421 won or lost each contest, and the matches in which there was a knockout or technical knockout;

422 (f) produce information, documentation, and assurances as may be required to establish
423 by a preponderance of the evidence the applicant's reputation for good character, honesty,
424 integrity, and responsibility, including information, documentation, and assurances that the
425 applicant:

426 (i) has not and at the time of application is not associating or consorting with a person
427 engaging in illegal activity to the extent that the association or consorting represents a threat to
428 the conduct of contests in the public's interest within the state, or a threat to the health, safety,
429 and welfare of the applicant or a licensed contestant;

430 (ii) has not been convicted of a crime in any jurisdiction that the commission

431 determines by the nature of the crime and circumstances surrounding that crime should
432 disqualify the applicant from licensure in the public interest;

433 (iii) is not associating or consorting with any person who has been convicted of a
434 felony in any jurisdiction to the degree that the commission finds that the association or
435 consorting represents a threat to the conduct of contests in the public's interest within the state,
436 or a threat to the health, safety, and welfare of the applicant or a licensed contestant;

437 (iv) is not associating or consorting with a person engaging in illegal gambling or
438 similar pursuits or a person gambling with respect to the promotion for which the applicant is
439 receiving a license to the extent that the association or consorting represents a threat to the
440 conduct of contests in the public's interest within the state, or a threat to the health, safety, and
441 welfare of the applicant or a licensed contestant;

442 (v) is not engaging in illegal gambling with respect to sporting events or gambling with
443 respect to a contest in which the applicant will participate;

444 (vi) has not been found in an administrative, criminal, or civil proceeding to have
445 engaged in or attempted to have engaged in any fraud or misrepresentation in connection with a
446 contest or any other sporting event; and

447 (vii) has not been found in an administrative, criminal, or civil proceeding to have
448 violated or attempted to violate any law with respect to contests in any jurisdiction or any law,
449 rule, or order relating to the regulation of contests in this state or any other jurisdiction;

450 (g) acknowledge in writing to the commission receipt, understanding, and intent to
451 comply with this part and the rules made under this part; and

452 (h) if requested by the commission or the secretary, meet with the commission or the
453 secretary to examine the applicant's qualifications for licensure.

454 (6) Each applicant for licensure as a manager or second shall:

455 (a) submit an application in a form prescribed by the commission;

456 (b) pay a fee determined by the authority under Section 63-38-3.2;

457 (c) produce information, documentation, and assurances as may be required to
458 establish by a preponderance of the evidence the applicant's reputation for good character,
459 honesty, integrity, and responsibility, including information, documentation, and assurances
460 that the applicant;

461 (i) has not and at the time of application is not associating or consorting with a person

462 engaging in illegal activity to the extent that the association or consorting represents a threat to
463 the conduct of contests in the public's interest within the state, or a threat to the health, safety,
464 and welfare of the applicant or a licensed contestant;

465 (ii) has not been convicted of a crime in any jurisdiction that the commission
466 determines by the nature of the crime and circumstances surrounding that crime should
467 disqualify the applicant from licensure in the public interest;

468 (iii) is not associating or consorting with any person who has been convicted of a
469 felony in any jurisdiction to the degree that the commission finds that the association or
470 consorting represents a threat to the conduct of contests in the public's interest within the state,
471 or a threat to the health, safety, and welfare of the applicant or a licensed contestant;

472 (iv) is not associating or consorting with a person engaging in illegal gambling or
473 similar pursuits or a person gambling with respect to the promotion for which the applicant is
474 receiving a license to the extent that the association or consorting represents a threat to the
475 conduct of contests in the public's interest within the state, or a threat to the health, safety, and
476 welfare of the applicant or a licensed contestant;

477 (v) is not engaging in illegal gambling with respect to sporting events or gambling with
478 respect to a contest in which the applicant is participating;

479 (vi) has not been found in an administrative, criminal, or civil proceeding to have
480 engaged in or attempted to have engaged in any fraud or misrepresentation in connection with a
481 contest or any other sporting event; and

482 (vii) has not been found in an administrative, criminal, or civil proceeding to have
483 violated or attempted to violate any law with respect to a contest in any jurisdiction or any law,
484 rule, or order relating to the regulation of contests in this state or any other jurisdiction;

485 (d) acknowledge in writing to the commission receipt, understanding, and intent to
486 comply with this part and the rules made under this part; and

487 (e) if requested by the commission or secretary, meet with the commission or the
488 secretary to examine the applicant's qualifications for licensure.

489 (7) Each applicant for licensure as a referee or judge shall:

490 (a) submit an application in a form prescribed by the commission;

491 (b) pay a fee determined by the authority under Section 63-38-3.2;

492 (c) produce information, documentation, and assurances as may be required to

493 establish by a preponderance of the evidence the applicant's reputation for good character,
494 honesty, integrity, and responsibility, including information, documentation, and assurances
495 that the applicant:

496 (i) has not and at the time of application is not associating or consorting with a person
497 engaging in illegal activity to the extent that the association or consorting represents a threat to
498 the conduct of contests in the public's interest within the state, or a threat to the health, safety,
499 and welfare of the applicant or a licensed contestant;

500 (ii) has not been convicted of a crime in any jurisdiction that the commission
501 determines by the nature of the crime and circumstances surrounding the crime should
502 disqualify the applicant from licensure in the public interest;

503 (iii) is not associating or consorting with any person who has been convicted of a
504 felony in any jurisdiction to the extent that the association or consorting represents a threat to
505 the conduct of contests in the public's interest within the state, or a threat to the health, safety,
506 and welfare of the applicant or a licensed contestant;

507 (iv) is not associating or consorting with a person engaging in illegal gambling or
508 similar pursuits or a person gambling with respect to the promotion for which the applicant is
509 receiving a license to the extent that the association or consorting represents a threat to the
510 conduct of contests in the public's interest within the state, or a threat to the health, safety, and
511 welfare of the applicant or a licensed contestant;

512 (v) is not engaging in illegal gambling with respect to sporting events or gambling with
513 respect to a contest in which the applicant is participating;

514 (vi) has not been found in an administrative, criminal, or civil proceeding to have
515 engaged in or attempted to have engaged in any fraud or misrepresentation in connection with a
516 contest or any other sporting event; and

517 (vii) has not been found in an administrative, criminal, or civil proceeding to have
518 violated or attempted to violate any law with respect to contests in any jurisdiction or any law,
519 rule, or order relating to the regulation of contests in this state or any other jurisdiction;

520 (d) acknowledge in writing to the commission receipt, understanding, and intent to
521 comply with this part and the rules made under this part;

522 (e) provide evidence satisfactory to the commission that the applicant is qualified by
523 training and experience to competently act as a referee or judge in a contest; and

524 (f) if requested by the commission or the secretary, meet with the commission or the
525 secretary to examine the applicant's qualifications for licensure.

526 (8) Each applicant for licensure as a security guard shall:

527 (a) submit an application in a form prescribed by the commission;

528 (b) pay the fee determined by the authority under Section 63-38-3.2; and

529 (c) provide the commission with evidence of the applicant's qualifications as a security
530 guard.

531 (9) (a) A licensee serves at the pleasure, and under the direction, of the commission
532 while participating in any way at a contest.

533 (b) A licensee's license may be suspended, or a fine imposed, if the licensee does not
534 follow the commission's direction at an event or contest.

535 Section 13. Section **63C-11-309** is enacted to read:

536 **63C-11-309. Term of license -- Expiration -- Renewal.**

537 (1) (a) The commission shall issue each license under this part in accordance with a
538 two-year renewal cycle established by rule.

539 (b) The commission may by rule extend or shorten a renewal period by as much as one
540 year to stagger the renewal cycles it administers.

541 (2) At the time of renewal, the licensee shall show satisfactory evidence of compliance
542 with renewal requirements established by rule by the commission.

543 (3) Each license automatically expires on the expiration date shown on the license
544 unless the licensee renews it in accordance with the rules established by the commission.

545 Section 14. Section **63C-11-310** is enacted to read:

546 **63C-11-310. Grounds for denial of license -- Disciplinary proceedings --**
547 **Reinstatement.**

548 (1) The commission shall refuse to issue a license to an applicant and shall refuse to
549 renew or shall revoke, suspend, restrict, place on probation, or otherwise act upon the license of
550 a licensee who does not meet the qualifications for licensure under this part.

551 (2) The commission may refuse to issue a license to an applicant and may refuse to
552 renew or may revoke, suspend, restrict, place on probation, issue a public or private reprimand
553 to, or otherwise act upon the license of any licensee in any of the following cases:

554 (a) the applicant or licensee has engaged in unlawful or unprofessional conduct, as

555 defined by statute or rule under this part;

556 (b) the applicant or licensee has been determined to be mentally incompetent for any
557 reason by a court of competent jurisdiction; or

558 (c) the applicant or licensee is unable to practice the occupation or profession with
559 reasonable skill and safety because of illness, drunkenness, excessive use of drugs, narcotics,
560 chemicals, or any other type of material, or as a result of any other mental or physical
561 condition, if the licensee's condition demonstrates a threat or potential threat to the public
562 health, safety, or welfare.

563 (3) Any licensee whose license under this part is suspended, revoked, or restricted may
564 apply for reinstatement of the license at reasonable intervals and upon compliance with any
565 conditions imposed upon the licensee by statute, rule, or terms of the license suspension,
566 revocation, or restriction.

567 (4) The commission may issue cease and desist orders:

568 (a) to a licensee or applicant who may be disciplined under Subsection (1) or (2); and

569 (b) to any person who otherwise violates this part or any rules adopted under this part.

570 (5) (a) The commission may impose an administrative fine for acts of unprofessional or
571 unlawful conduct under this part.

572 (b) An administrative fine under this Subsection (5) may not exceed \$2,500 for each
573 separate act of unprofessional or unlawful conduct.

574 (c) The commission shall comply with Title 63, Chapter 46b, Administrative
575 Procedures Act, in any action to impose an administrative fine under this part.

576 (d) The imposition of a fine under this Subsection (5) does not affect any other action
577 the commission or authority may take concerning a license issued under this part.

578 (6) (a) The commission may not take disciplinary action against any person for
579 unlawful or unprofessional conduct under this part, unless the commission initiates an
580 adjudicative proceeding regarding the conduct within four years after the conduct is reported to
581 the commission, except under Subsection (6)(b).

582 (b) The commission may not take disciplinary action against any person for unlawful
583 or unprofessional conduct more than ten years after the occurrence of the conduct, unless the
584 proceeding is in response to a civil or criminal judgment or settlement and the proceeding is
585 initiated within one year following the judgment or settlement.

586 (7) (a) Notwithstanding Title 63, Chapter 46b, Administrative Procedures Act, the
587 following may immediately suspend the license of a licensee at such time and for such period
588 that the following believes is necessary to protect the health, safety, and welfare of the licensee,
589 another licensee, or the public:

590 (i) the commission;

591 (ii) a designated commission member; or

592 (iii) if a designated commission member is not present, the secretary.

593 (b) The commission shall establish by rule appropriate procedures to invoke the
594 suspension and to provide a suspended licensee a right to a hearing before the commission with
595 respect to the suspension within a reasonable time after the suspension.

596 Section 15. Section **63C-11-311** is enacted to read:

597 **63C-11-311. Additional fees for license of promoter -- Dedicated credits --**

598 **Promotion of contests -- Annual exemption of showcase event.**

599 (1) In addition to the payment of any other fees and money due under this part, every
600 promoter shall pay a license fee of:

601 (a) 3% of total gross receipts from admission fees to each live contest or exhibition,
602 exclusive of any other state or federal tax or tax imposed by any political subdivision of this
603 state; and

604 (b) 3% of total gross receipts from the sale, lease, or other exploitation of broadcasting,
605 television, and motion picture rights for each contest or exhibition.

606 (2) The license fees due under Subsection (1) shall be calculated without any
607 deductions for commissions, brokerage fees, distribution fees, advertising, contestants' purses,
608 or any other expenses or charges.

609 (3) One-half of license fees collected under Subsection (1)(a) from professional boxing
610 contests or exhibitions shall be deposited in the General Fund as a dedicated credit to be used
611 by the commission to award grants to organizations that promote amateur boxing in the state.

612 (4) In accordance with Title 63, Chapter 46a, Utah Administrative Rulemaking Act, the
613 commission shall adopt rules:

614 (a) requiring that the number and face value of all complimentary tickets be reported;

615 (b) governing the treatment of complimentary tickets for the purposes of computing
616 gross receipts from admission fees under Subsection (1);

617 (c) governing the manner in which applications for grants under Subsection (3) may be
618 submitted to the commission; and

619 (d) establishing standards for awarding grants under Subsection (3) to organizations
620 that promote amateur boxing in the state.

621 (5) (a) For the purpose of creating a greater interest in contests in the state, the
622 commission may exempt from the payment of license fees under this section one contest or
623 exhibition in each calendar year, intended as a showcase event.

624 (b) The commission shall select the contest or exhibition to be exempted based on
625 factors including:

626 (i) attraction of the optimum number of spectators;

627 (ii) costs of promoting and producing the contest or exhibition;

628 (iii) ticket pricing;

629 (iv) committed promotions and advertising of the contest or exhibition;

630 (v) rankings and quality of the contestants; and

631 (vi) committed television and other media coverage of the contest or exhibition.

632 Section 16. Section **63C-11-312** is enacted to read:

633 **63C-11-312. Transition of licenses.**

634 (1) A license that was issued by the Pete Suazo Utah Athletic Commission under Title
635 13, Chapter 33, Pete Suazo Utah Athletic Commission Act, before July 1, 2007, is:

636 (a) considered a valid license under this part until the expiration date indicated on the
637 license; and

638 (b) subject to the provisions of this part, including provisions relating to disciplinary
639 action against the license.

640 (2) Upon the expiration of a license described in Subsection (1), a person desiring to
641 continue licensure in the profession shall meet the same requirements as those required for new
642 licensure under Section 63C-11-308.

643 Section 17. Section **63C-11-313** is enacted to read:

644 **63C-11-313. Jurisdiction of commission.**

645 (1) (a) The commission has the sole direction, management, control, and jurisdiction
646 over all contests or exhibitions of unarmed combat to be conducted, held, or given within this
647 state.

648 (b) A contest or exhibition may not be conducted, held, or given within this state
649 except in accordance with this part.

650 (2) Any contest involving a form of unarmed self-defense shall be conducted pursuant
651 to rules for that form that are approved by the commission before the contest is conducted,
652 held, or given.

653 (3) (a) An area not less than six feet from the perimeter of the ring shall be reserved for
654 the use of:

- 655 (i) the designated commission member;
- 656 (ii) other commission members in attendance;
- 657 (iii) the secretary;
- 658 (iv) commission employees;
- 659 (v) officials;
- 660 (vi) licensees participating or assisting in the contest; and
- 661 (vii) others granted credentials by the commission.

662 (b) The promoter shall provide security at the direction of the commission or
663 designated commission member to secure the area described in Subsection (3)(a).

664 (4) The area described in Subsection (3), area in the dressing rooms, and other areas
665 considered necessary by the designated commission member for the safety and welfare of a
666 licensee and the public shall be reserved for the use of:

- 667 (a) the designated commission member;
- 668 (b) other commission members in attendance;
- 669 (c) the secretary;
- 670 (d) commission employees;
- 671 (e) officials;
- 672 (f) licensees participating or assisting in the contest; and
- 673 (g) others granted credentials by the commission.

674 (5) The promoter shall provide security at the direction of the commission or
675 designated commission member to secure the areas described in Subsections (3) and (4).

676 (6) (a) The designated commission member may direct the removal from the contest
677 venue and premises, of any individual whose actions:

- 678 (i) are disruptive to the safe conduct of the contest; or

679 (ii) pose a danger to the safety and welfare of the licensees, the commission, or the
680 public.

681 (b) The promoter shall provide security at the direction of the commission or
682 designated commission member to effectuate a removal under Subsection (6)(a).

683 Section 18. Section **63C-11-314** is enacted to read:

684 **63C-11-314. Club fighting prohibited.**

685 (1) Club fighting is prohibited.

686 (2) Any person who publicizes, promotes, conducts, or engages in a club fighting
687 match is:

688 (a) guilty of a class A misdemeanor as provided in Section 76-9-705; and

689 (b) subject to license revocation under this part.

690 Section 19. Section **63C-11-315** is enacted to read:

691 **63C-11-315. Approval to hold contest or promotion -- Bond required.**

692 (1) An application to hold a contest or multiple contests as part of a single promotion
693 shall be made by a licensed promoter to the commission on forms provided by the commission.

694 (2) The application shall be accompanied by a contest fee determined by the authority
695 under Section 63-38-3.2.

696 (3) (a) The commission may approve or deny approval to hold a contest or promotion
697 permitted under this part.

698 (b) Provisional approval under Subsection (3)(a) shall be granted upon a determination
699 by the commission that:

700 (i) the promoter of the contest or promotion is properly licensed;

701 (ii) a bond meeting the requirements of Subsection (5) has been posted by the promoter
702 of the contest or promotion; and

703 (iii) the contest or promotion will be held in accordance with this part and rules made
704 under this part.

705 (4) Final approval to hold a contest or promotion may not be granted unless the
706 promoter provides to the commission not less than seven days before the day of the contest:

707 (a) proof of a negative HIV test performed not more than 180 days before the day of
708 the contest for each contestant;

709 (b) a copy of each contestant's federal identification card;

710 (c) a copy of a signed contract between each contestant and the promoter for the
711 contest;

712 (d) a statement specifying the maximum number of rounds of the contest;

713 (e) a statement specifying the site, date, and time of weigh-in; and

714 (f) the name of the physician selected from among a list of registered and
715 commission-approved ringside physicians who shall act as ringside physician for the contest.

716 (5) An applicant shall post a surety bond or cashier's check with the commission in the
717 greater of \$10,000 or the amount of the purse, providing for forfeiture and disbursement of the
718 proceeds if the applicant fails to comply with:

719 (a) the requirements of this part; or

720 (b) rules made under this part relating to the promotion or conduct of the contest or
721 promotion.

722 Section 20. Section **63C-11-316** is enacted to read:

723 **63C-11-316. Rules for the conduct of contests.**

724 (1) The commission shall adopt rules in accordance with the provisions of Title 63,
725 Chapter 46a, Utah Administrative Rulemaking Act, for the conduct of contests in the state.

726 (2) The rules shall include authority for stopping contests, impounding purses with
727 respect to contests when there is a question with respect to the contest, contestants, or any other
728 licensee associated with the contest, and reasonable and necessary provisions to ensure that all
729 obligations of a promoter with respect to any promotion or contest are paid in accordance with
730 agreements made by the promoter.

731 (3) (a) The commission may, in its discretion, exempt a contest and each contestant
732 from the definition of unprofessional conduct found in Subsection 63C-11-302(25)(f) after:

733 (i) a promoter requests the exemption; and

734 (ii) the commission considers relevant factors, including:

735 (A) the experience of the contestants;

736 (B) the win and loss records of each contestant;

737 (C) each contestant's level of training; and

738 (D) any other evidence relevant to the contestants' professionalism and the ability to
739 safely conduct the contest.

740 (b) The commission's hearing of a request for an exemption under this Subsection (3)

741 is an informal adjudicative proceeding under Section 63-46b-4.

742 (c) The commission's decision to grant or deny a request for an exemption under this
743 Subsection (3) is not subject to agency review under Section 63-46b-12.

744 Section 21. Section **63C-11-317** is enacted to read:

745 **63C-11-317. Medical examinations and drug tests.**

746 The commission shall adopt rules in accordance with Title 63, Chapter 46a, Utah
747 Administrative Rulemaking Act, for medical examinations and drug testing of contestants
748 including:

749 (1) provisions under which contestants shall produce evidence based upon competent
750 laboratory examination that they are HIV negative as a condition of participating as a
751 contestant in any contest;

752 (2) provisions under which contestants are subject to random drug testing before or
753 after participation in a contest, and sanctions, including barring participation in a contest or
754 withholding a percentage of any purse, to be placed against a contestant testing positive for
755 alcohol or any other drug that in the opinion of the commission is inconsistent with the safe
756 and competent participation of that contestant in a contest;

757 (3) provisions under which contestants are subject to a medical examination by the
758 ringside physician not more than 30 hours before the contest to identify any physical ailment or
759 communicable disease that, in the opinion of the commission or designated commission
760 member, is inconsistent with the safe and competent participation of that contestant in the
761 contest; and

762 (4) provisions under which contestants are subject to medical testing for communicable
763 diseases as considered necessary by the commission to protect the health, safety, and welfare of
764 the licensees and the public.

765 Section 22. Section **63C-11-318** is enacted to read:

766 **63C-11-318. Contests.**

767 (1) Except as provided in Section 63C-11-325, a licensee may not participate in:

768 (a) a boxing contest as a contestant if that person has participated in another boxing
769 contest as a contestant within 30 days before the proposed boxing contest; or

770 (b) an ultimate fighting contest as a contestant if that person has participated in another
771 ultimate fighting contest as a contestant within six days before the proposed ultimate fighting

772 contest.

773 (2) Subsection (1) applies regardless of where the previous boxing contest occurred.

774 (3) During the period of time beginning 60 minutes before the beginning of a contest,

775 the promoter shall demonstrate the promoter's compliance with the commission's security

776 requirements to all commission members present at the contest.

777 (4) A venue at which a contest is to be held that has the capacity to host more than

778 5,000 people need not have commission licensed security guards to provide security at a

779 contest.

780 (5) The commission shall establish fees in accordance with Section 63-38-3.2 to be

781 paid by a promoter for the conduct of each contest or event composed of multiple contests

782 conducted under this part.

783 Section 23. Section **63C-11-319** is enacted to read:

784 **63C-11-319. Reports to commission.**

785 (1) Every promoter shall, within ten days after the completion of any contest or

786 exhibition for which an admission fee is charged, furnish to the commission a verified written

787 report showing:

788 (a) the number of tickets sold or issued for the contest or exhibition;

789 (b) the amount of the gross receipts from admission fees without any deductions for

790 commissions, brokerage fees, distribution fees, advertising, contestants' purses, or any other

791 expenses or charges; and

792 (c) any other matters prescribed by rule.

793 (2) The promoter shall, at the same time as submitting the report required by

794 Subsection (1), pay to the commission the fee required by Section 63C-11-311.

795 Section 24. Section **63C-11-320** is enacted to read:

796 **63C-11-320. Contracts.**

797 (1) Before a contest is held, a copy of the signed contract or agreement between the

798 promoter of the contest and each contestant shall be filed with the commission.

799 (2) Approval of the contract's terms and conditions shall be obtained from the

800 commission as a condition precedent to the contest.

801 Section 25. Section **63C-11-321** is enacted to read:

802 **63C-11-321. Withholding of purse.**

803 (1) The commission, the secretary, or any other agent authorized by the commission
804 may order a promoter to withhold any part of a purse or other money belonging or payable to
805 any contestant, manager, or second if, in the judgment of the commission, secretary, or other
806 agent:

807 (a) the contestant is not competing honestly or to the best of his skill and ability or the
808 contestant otherwise violates any rules adopted by the commission or any of the provisions of
809 this part; or

810 (b) the manager or second violates any rules adopted by the commission or any of the
811 provisions of this part.

812 (2) This section does not apply to any contestant in a wrestling exhibition who appears
813 not to be competing honestly or to the best of his skill and ability.

814 (3) Upon the withholding of any part of a purse or other money pursuant to this section,
815 the commission shall immediately schedule a hearing on the matter, provide adequate notice to
816 all interested parties, and dispose of the matter as promptly as possible.

817 (4) If it is determined that a contestant, manager, or second is not entitled to any part of
818 his share of the purse or other money, the promoter shall pay the money over to the
819 commission.

820 Section 26. Section **63C-11-322** is enacted to read:

821 **63C-11-322. Penalty for unlawful conduct.**

822 A person who engages in unlawful conduct, as defined in Section 63C-11-302, is guilty
823 of a class A misdemeanor.

824 Section 27. Section **63C-11-323** is enacted to read:

825 **63C-11-323. Exemptions.**

826 The provisions of this part do not apply to:

827 (1) any amateur contests or exhibitions of unarmed combat conducted by or
828 participated in exclusively by:

829 (a) a school accredited by the Utah Board of Education;

830 (b) a college or university accredited by the United States Department of Education; or

831 (c) any association or organization of a school, college, or university described in

832 Subsections (1)(a) and (b), when each participant in the contests or exhibitions is a bona fide
833 student in the school, college, or university; or

834 (2) any contest or exhibition of unarmed combat conducted in accordance with the
835 standards and regulations of USA Boxing, Inc.

836 Section 28. Section **63C-11-324** is enacted to read:

837 **63C-11-324. Contest weights and classes -- Matching contestants.**

838 (1) Boxing contest weights and classes are established as follows:

839 (a) strawweight is up to and including 105 lbs. (47.627 kgs.);

840 (b) light-flyweight is over 105 lbs. (47.627 kgs.) to 108 lbs. (48.988 kgs.);

841 (c) flyweight is over 108 lbs. (48.988 kgs.) to 112 lbs. (50.802 kgs.);

842 (d) super flyweight is over 112 lbs. (50.802 kgs.) to 115 lbs. (52.163 kgs.);

843 (e) bantamweight is over 115 lbs. (52.163 kgs.) to 118 lbs. (53.524 kgs.);

844 (f) super bantamweight is over 118 lbs. (53.524 kgs.) to 122 lbs. (55.338 kgs.);

845 (g) featherweight is over 122 lbs. (55.338 kgs.) to 126 lbs. (57.153 kgs.);

846 (h) super featherweight is over 126 lbs. (57.153 kgs.) to 130 lbs. (58.967 kgs.);

847 (i) lightweight is over 130 lbs. (58.967 kgs.) to 135 lbs. (61.235 kgs.);

848 (j) super lightweight is over 135 lbs. (61.235 kgs.) to 140 lbs. (63.503 kgs.);

849 (k) welterweight is over 140 lbs. (63.503 kgs.) to 147 lbs. (66.678 kgs.);

850 (l) super welterweight is over 147 lbs. (66.678 kgs.) to 154 lbs. (69.853 kgs.);

851 (m) middleweight is over 154 lbs. (69.853 kgs.) to 160 lbs. (72.574 kgs.);

852 (n) super middleweight is over 160 lbs. (72.574 kgs.) to 168 lbs. (76.204 kgs.);

853 (o) light-heavyweight is over 168 lbs. (76.204 kgs.) to 175 lbs. (79.378 kgs.);

854 (p) cruiserweight is over 175 lbs. (79.378 kgs.) to 200 lbs. (90.720 kgs.); and

855 (q) heavyweight is over 200 lbs. (90.720 kgs.).

856 (2) Contest weights and classes for unarmed combat that is not boxing are established
857 as follows:

858 (a) flyweight is up to and including 125 lbs. (56.82 kgs.);

859 (b) bantamweight is over 125 lbs. (56.82 kgs.) to 135 lbs. (61.36 kgs.);

860 (c) featherweight is over 135 lbs. (61.36 kgs.) to 145 lbs. (65.91 kgs.);

861 (d) lightweight is over 145 lbs. (65.91 kgs.) to 155 lbs. (70.45 kgs.);

862 (e) welterweight is over 155 lbs. (70.45 kgs.) to 170 lbs. (77.27 kgs.);

863 (f) middleweight is over 170 lbs. (77.27 kgs.) to 185 lbs. (84.09 kgs.);

864 (g) light-heavyweight is over 185 lbs. (84.09 kgs.) to 205 lbs. (93.18 kgs.);

865 (h) heavyweight is over 205 lbs. (93.18 kgs.) to 265 lbs. (120.45 kgs.); and

866 (i) super heavyweight is over 265 lbs. (120.45 kgs.).

867 (3) As to any unarmed combat contest, a contestant may not fight another contestant
868 who is outside of the contestant's weight classification.

869 (4) As to any unarmed combat contest:

870 (a) a contestant who has contracted to participate in a given weight class may not be
871 permitted to compete if the contestant is not within that weight class at the weigh-in; and

872 (b) a contestant may have two hours to attempt to gain or lose not more than three
873 pounds in order to be reweighed.

874 (5) (a) As to any unarmed combat contest, the commission may not allow a contest in
875 which the contestants are not fairly matched.

876 (b) Factors in determining if contestants are fairly matched include:

877 (i) the win-loss record of the contestants;

878 (ii) the weight differential between the contestants;

879 (iii) the caliber of opponents for each contestant;

880 (iv) each contestant's number of fights; and

881 (v) previous suspensions or disciplinary actions of the contestants.

882 Section 29. Section **63C-11-325** is enacted to read:

883 **63C-11-325. Elimination boxing contests -- Conduct of contests -- Applicability of**
884 **provisions -- Limitations on license -- Duration of contests -- Equipment -- Limitations on**
885 **contests.**

886 (1) An elimination boxing contest shall be conducted under the supervision and
887 authority of the commission.

888 (2) Except as otherwise provided in this section and except as otherwise provided by
889 specific statute, the provisions of this part pertaining to boxing apply to an elimination boxing
890 contest.

891 (3) (a) All contests in an elimination boxing contest shall be no more than three rounds
892 in duration.

893 (b) A round of unarmed combat in an elimination boxing contest shall be no more than
894 one minute in duration.

895 (c) A period of rest following a round shall be no more than one minute in duration.

- 896 (4) A contestant:
- 897 (a) shall wear gloves that weigh 16 ounces; and
- 898 (b) shall wear headgear approved by the commission, the designated commission
- 899 member, or the secretary if a designated commission member is not present.
- 900 (5) A contestant may participate in more than one contest, but may not box more than a
- 901 total of seven rounds in the entire tournament.

902 Section 30. **Repealer.**

903 This bill repeals:

904 Section 13-33-101, **Title.**

905 Section 13-33-102, **Definitions.**

906 Section 13-33-201, **Commission -- Creation -- Appointments -- Terms -- Expenses**

907 **-- Quorum.**

908 Section 13-33-202, **Commission powers and duties.**

909 Section 13-33-203, **Commission secretary.**

910 Section 13-33-204, **Inspectors.**

911 Section 13-33-205, **Affiliation with other commissions.**

912 Section 13-33-301, **Licensing.**

913 Section 13-33-302, **Term of license -- Expiration -- Renewal.**

914 Section 13-33-303, **Grounds for denial of license -- Disciplinary proceedings --**

915 **Reinstatement.**

916 Section 13-33-304, **Additional fees for license of promoter -- Dedicated credits --**

917 **Promotion of contests -- Annual exemption of showcase event.**

918 Section 13-33-305, **Transition of licenses.**

919 Section 13-33-401, **Jurisdiction of commission.**

920 Section 13-33-402, **Club fighting prohibited.**

921 Section 13-33-403, **Approval to hold contest or promotion -- Bond required.**

922 Section 13-33-404, **Rules for the conduct of contests.**

923 Section 13-33-405, **Medical examinations and drug tests.**

924 Section 13-33-406, **Contests.**

925 Section 13-33-502, **Reports to commission.**

926 Section 13-33-503, **Contracts.**

- 927 Section 13-33-504, Withholding of purse.
928 Section 13-33-505, Penalty for unlawful conduct.
929 Section 13-33-506, Exemptions.
930 Section 13-33-507, Contest weights and classes -- Matching contestants.
931 Section 13-33-508, Elimination boxing contests -- Conduct of contests --
932 **Applicability of provisions -- Limitations on license -- Duration of contests -- Equipment**
933 **-- Limitations on contests.**
934 Section 31. **Effective date.**
935 This bill takes effect on July 1, 2007.
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Legislative Review Note
as of 1-22-07 3:49 PM

Office of Legislative Research and General Counsel

S.B. 167 - Utah Sports Authority

Fiscal Note

2007 General Session
State of Utah

State Impact

Enactment of this bill would transfer funding and oversight responsibility related to the Pete Suazo Athletic Commission from the Department of Commerce to an independent agency created in bill, the Utah Sports Authority. Currently the Commission is funded through Commerce Service Fund revenue. In order to enact the transfer, Commerce Service Fund appropriations would have to lapse to the General Fund creating a General Fund revenue source to appropriate from. The amount of the transfer proposed is \$170,000 in FY 2008 and FY 2009. In addition, the Utah Sports Authority will need a one-time appropriation of \$17,500 (General Funds) for costs related to the move from the Department of Commerce.

	<u>FY 2007</u> <u>Approp.</u>	<u>FY 2008</u> <u>Approp.</u>	<u>FY 2009</u> <u>Approp.</u>	<u>FY 2007</u> <u>Revenue</u>	<u>FY 2008</u> <u>Revenue</u>	<u>FY 2009</u> <u>Revenue</u>
General Fund	\$0	\$170,000	\$170,000	\$0	\$170,000	\$170,000
General Fund, One-Time	\$0	\$17,500	\$0	\$0	\$0	\$0
Commerce Service Fund	\$0	(\$170,000)	(\$170,000)	\$0	\$0	\$0
Total	\$0	\$17,500	\$0	\$0	\$170,000	\$170,000

Individual, Business and/or Local Impact

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals, businesses, or local governments.