

PETE SUAZO UTAH ATHLETIC COMMISSION

ACT AMENDMENTS

2004 GENERAL SESSION

STATE OF UTAH

Sponsor: Ed P. Mayne

LONG TITLE

General Description:

This bill modifies provisions of the Pete Suazo Utah Athletic Commission Act.

Highlighted Provisions:

This bill modifies:

- ▶ certain definitions;
- ▶ provisions related to unarmed self-defense; and
- ▶ exemptions to the chapter.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

13-33-102, as last amended by Chapter 9, Laws of Utah 2001, Second Special Session

13-33-401, as enacted by Chapter 91, Laws of Utah 2001

13-33-506, as enacted by Chapter 91, Laws of Utah 2001

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

Section 1. Section **13-33-102** is amended to read:

13-33-102. Definitions.

As used in this chapter:

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

(2) "Commission" means the Pete Suazo Utah Athletic Commission created in this chapter.

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

(4) "Contestant" means an individual who participates in a contest [~~for a cash purse in any amount or for a noncash purse with more than nominal value as defined by rule~~].

(5) "Department" means the Department of Commerce.

(6) "Director" means the director of the Pete Suazo Utah Athletic Commission.

(7) "Executive director" means the executive director of the Department of Commerce.

(8) "Exhibition" means an engagement in which the participants show or display their skills without necessarily striving to win.

(9) "Judge" means an individual qualified by training or experience to:

(a) rate the performance of contestants;

(b) score a contest; and

(c) determine with other judges whether there is a winner of the contest or whether the contestants performed equally resulting in a draw.

(10) "Manager" means an individual who represents a contestant for the purposes of obtaining matches, negotiating terms and conditions of the contract under which the contestant will engage in a contest, or arranging for a second for the contestant at a contest.

(11) "Promoter" means a person who engages in producing or staging contests and promotions.

(12) "Promotion" means a single contest or a combination of contests that occur during the same time at the same location and that is produced or staged by a promoter.

(13) [~~(a)~~] "Purse" means any money, prize, remuneration, or any other valuable consideration a contestant receives or may receive for participation in a contest.

[~~(b) "Purse" does not mean a trophy, medal, or similar object of nominal value as defined by rule that is received for participation in a contest.~~]

(14) "Referee" means an individual qualified by training or experience to act as the official

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

(a) enforcing the rules relating to the contest;

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

(c) to act as a judge if so designated by the commission.

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

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

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

(18) "Ultimate fighting match" means a live match in which:

(a) an admission fee is charged;

(b) match rules permit contestants to use a combination of boxing, kicking, wrestling, hitting, punching, or other combative, contact techniques; and

(c) match rules do not:

(i) incorporate a formalized system of combative techniques against which a contestant's performance is judged to determine the prevailing contestant;

(ii) divide a match into two or more equal and specified time periods for a match total of no more than 50 minutes; or

(iii) prohibit contestants from:

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

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

(C) biting; or

(D) direct, intentional, and forceful strikes to the eyes, groin area, adam's apple area of

the neck, and temple area of the head.

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

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

(20) "Unlawful conduct" means organizing, promoting, or participating in a contest which involves~~[-(a)]~~ contestants that are not licensed under this chapter~~[-or]~~.

~~[(b) persons other than contestants, unless the contest is conducted in accordance with the standards and regulations of USA Boxing, Inc.]~~

(21) "Unprofessional conduct" means:

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

(b) participating in any sham or fake contest;

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

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

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

(f) as further defined by rule by the commission.

Section 2. Section **13-33-401** is amended to read:

13-33-401. Jurisdiction of commission.

(1) The commission has and is vested with the sole direction, management, control, and jurisdiction over all contests or exhibitions of unarmed combat to be conducted, held, or given within this state, and no contest or exhibition may be conducted, held, or given within this state except in accordance with the provisions of this chapter.

(2) Any contest involving a form of ~~[Oriental]~~ unarmed self-defense must be conducted pursuant to rules for that form which are approved by the commission before the contest is conducted, held, or given.

Section 3. Section **13-33-506** is amended to read:

13-33-506. Exemptions.

The provisions of this chapter do not apply to:

(1) any amateur contests or exhibitions of unarmed combat ~~[or any combination thereof]~~ conducted by or participated in exclusively by ~~[any]~~:

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

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

(c) any association or organization of a school, college, or university described in Subsections (1)(a) and (b), when each participant in the contests or exhibitions is a bona fide student in the school, college, or university; or

(2) ~~[exhibitions of Oriental unarmed self-defense in which no dangerous blow is intended to be struck]~~ any contest or exhibition of unarmed combat conducted in accordance with the standards and regulations of USA Boxing, Inc.