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- 29 **9-16-101**, Utah Code Annotated 1953
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- 50 **9-16-501**, Utah Code Annotated 1953
- 51 **9-16-502**, Utah Code Annotated 1953
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- 53 **9-16-504**, Utah Code Annotated 1953
- 54 **9-16-505**, Utah Code Annotated 1953

55 REPEALS:

- 56 **13-33-101**, as last amended by Chapter 9, Laws of Utah 2001, Second Special Session
- 57 **13-33-102**, as last amended by Chapter 72, Laws of Utah 2006
- 58 **13-33-201**, as last amended by Chapter 72, Laws of Utah 2006

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



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

83 Section 1. Section **9-16-101** is enacted to read:

84 **CHAPTER 16. PETE SUAZO UTAH ATHLETIC COMMISSION ACT**

85 **Part 1. General Provisions**

86 **9-16-101. Title.**

87 This chapter is known as the "Pete Suazo Utah Athletic Commission Act."

88 Section 2. Section **9-16-102** is enacted to read:

89 **9-16-102. Definitions.**

90 As used in this chapter:

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

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

94 (3) "Club fighting" means any contest of unarmed combat, whether or not admission is
95 charged, if:

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

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

98 (c) a negative result from an HIV test performed on each contestant not less than 180
99 days before the contest has not been provided to the commission;

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

101 (e) the contestants are not matched by the weight standards described in Section
102 9-16-407.

103 (4) "Commission" means the Pete Suazo Utah Athletic Commission created in this
104 chapter.

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

107 (6) "Contestant" means a person who participates in a contest.

108 (7) "Designated commission member" means a member of the commission designated
109 to:

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

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

112 (8) "Elimination boxing contest" means:

113 (a) a contest where a number of contestants participate in a tournament over a period of
114 time not exceeding 48 hours; and

115 (b) the loser of each contest is eliminated from further competition.

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

118 (10) "Federal identification card" means an identification card issued under 15 U.S.C.
119 Sec. 6305.

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

121 (a) rate the performance of contestants;
122 (b) score a contest; and
123 (c) determine with other judges whether there is a winner of the contest or whether the
124 contestants performed equally resulting in a draw.

125 (12) "Licensee" means an individual licensed by the commission to act as a:

126 (a) contestant;

127 (b) judge;

128 (c) manager;

129 (d) promoter;

130 (e) referee; or

131 (f) second.

132 (13) "Manager" means an individual who represents a contestant for the purposes of:

133 (a) obtaining a contest;

134 (b) negotiating terms and conditions of the contract under which the contestant will
135 engage in a contest; or

136 (c) arranging for a second for the contestant at a contest.

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

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

141 (16) "Purse" means any money, prize, remuneration, or any other valuable
142 consideration a contestant receives or may receive for participation in a contest.

143 (17) "Referee" means an individual qualified by training or experience to act as the
144 official attending a contest at the point of contact between contestants for the purpose of:

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

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

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

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

151 (19) "Second" means an individual who attends a contestant at the site of the contest

152 before, during, and after the contest in accordance with contest rules.

153 (20) "Secretary" means the secretary of the Pete Suazo Utah Athletic Commission.

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

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

158 (23) "Ultimate fighting" means a live contest, whether or not an admission fee is
159 charged in which:

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

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

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

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

168 (e) contest rules prohibit contestants from:

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

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

174 (iii) biting; or

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

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

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

181 (25) "Unlawful conduct" means organizing, promoting, or participating in a contest
182 involving contestants that are not licensed under this chapter.

- 183 (26) "Unprofessional conduct" means:
 184 (a) entering into a contract for a contest in bad faith;
 185 (b) participating in any sham or fake contest;
 186 (c) participating in a contest pursuant to a collusive understanding or agreement in
 187 which the contestant competes in or terminates the contest in a manner that is not based upon
 188 honest competition or the honest exhibition of the skill of the contestant;
 189 (d) engaging in an act or conduct that is detrimental to a contest, including any foul or
 190 unsportsmanlike conduct in connection with a contest;
 191 (e) failing to comply with any limitation, restriction, or condition placed on a license;
 192 (f) striking of a downed opponent by a contestant while the contestant remains on the
 193 contestant's feet unless the commission, following a hearing conducted under Subsection
 194 9-16-404(3) and before the contest, has exempted the contest and each contestant from this
 195 Subsection (26)(f);
 196 (g) after entering the ring or contest area, penetrating an area within four feet of an
 197 opponent by a contestant, manager, or second before the commencement of the contest; or
 198 (h) as further defined by rule by the commission.

199 (27) "White-collar boxing contest" means a contest in which:

- 200 (a) neither contestant is a professional boxer or an amateur registered with USA
 201 Boxing, Inc; and
 202 (b) no cash prize, or other prize valued at greater than \$35, is awarded.

203 Section 3. Section **9-16-201** is enacted to read:

204 **Part 2. Commission**

205 **9-16-201. Pete Suazo Utah Athletic Commission -- Membership -- Appointment --**
 206 **Terms -- Removal -- Quorum -- Compensation -- Chair.**

207 (1) There is created within the Department of Community and Culture the Pete Suazo
 208 Utah Athletic Commission consisting of five members.

209 (2) (a) The commission members shall be appointed by the governor.

210 (b) The commission members may not be licensees under this chapter.

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

213 (b) The governor shall, at the time of appointment or reappointment, adjust the length

214 of terms to ensure that the terms of members are staggered so that approximately half of the
215 commission is appointed every two years.

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

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

221 (e) If a commission member fails or refuses to fulfill the responsibilities and duties of a
222 commission member, including the attendance at commission meetings, the governor, with the
223 approval of the commission, may remove the commission member and replace the member in
224 accordance with this section.

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

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

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

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

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

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

238 (6) The commission shall annually designate one of its members to serve as chair for a
239 one-year period.

240 Section 4. Section **9-16-202** is enacted to read:

241 **9-16-202. Commission powers and duties.**

242 (1) The commission shall:

243 (a) purchase and use a seal;

244 (b) adopt rules for the administration of this chapter in accordance with Title 63,

245 Chapter 46a, Utah Administrative Rulemaking Act;

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

248 (d) hold hearings relating to matters under its jurisdiction, including violations of this
249 chapter or rules made under this chapter.

250 (2) The commission may subpoena witnesses, take evidence, and require the
251 production of books, papers, documents, records, contracts, recordings, tapes, correspondence,
252 or other information relevant to an investigation if the commission or the commission's
253 designee considers it necessary.

254 Section 5. Section **9-16-203** is enacted to read:

255 **9-16-203. Commission secretary.**

256 (1) The commission shall employ a secretary to conduct the commission's business,
257 who must not be a member of the commission.

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

259 Section 6. Section **9-16-204** is enacted to read:

260 **9-16-204. Inspectors.**

261 (1) (a) The commission may appoint one or more official representatives to be
262 designated as inspectors.

263 (b) An inspector serves at the pleasure of the commission.

264 (2) An inspector may not act as an inspector before receiving from the commission a
265 card authorizing that inspector to act as an inspector for the commission.

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

267 (4) Each inspector is entitled to receive a fee approved by the commission for the
268 performance of duties under this chapter.

269 Section 7. Section **9-16-205** is enacted to read:

270 **9-16-205. Affiliation with other commissions.**

271 The commission may affiliate with any other state or national boxing commission or
272 athletic authority.

273 Section 8. Section **9-16-301** is enacted to read:

274 **Part 3. Licensing**

275 **9-16-301. Licenses.**

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

277 (a) promoter;

278 (b) manager;

279 (c) contestant;

280 (d) second;

281 (e) referee; or

282 (f) judge.

283 (2) The commission shall issue to a person who qualifies under this chapter a license in

284 the classifications of:

285 (a) promoter;

286 (b) manager;

287 (c) contestant;

288 (d) second;

289 (e) referee; or

290 (f) judge.

291 (3) All moneys collected pursuant to this section and Sections 9-16-304, 9-16-403, and

292 9-16-504 shall be deposited in the General Fund.

293 (4) Each applicant for licensure as a promoter shall:

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

295 (b) pay the fee determined by the commission under Section 63-38-3.2;

296 (c) provide to the commission evidence of financial responsibility, which shall include

297 financial statements and other information that the commission may reasonably require to

298 determine that the applicant or licensee is able to competently perform as and meet the

299 obligations of a promoter in this state;

300 (d) produce information, documentation, and assurances as may be required to

301 establish by a preponderance of the evidence the applicant's reputation for good character,

302 honesty, integrity, and responsibility, which shall include information, documentation, and

303 assurances that the applicant:

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

305 engaging in illegal activity to the extent that the association or consorting represents a threat to

306 the conduct of contests in the public's interest within the state, or a threat to the health, safety,

307 and welfare of the applicant or a licensed contestant;

308 (ii) has not been convicted in any jurisdiction of a crime that the commission
309 determines because of the nature of the crime and circumstances surrounding the crime should
310 disqualify the applicant from licensure in the public interest;

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

315 (iv) is not associating or consorting with a person engaging in illegal gambling or
316 similar pursuits to the extent that the association or consorting represents a threat to the
317 conduct of contests in the public's interest within the state, or a threat to the health, safety, and
318 welfare of the applicant or a licensed contestant;

319 (v) is not engaging in illegal gambling with respect to sporting events or gambling with
320 respect to the promotions the applicant is promoting;

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

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

327 (e) acknowledge in writing to the commission receipt, understanding, and intent to
328 comply with this chapter and the rules made under this chapter; and

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

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

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

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

335 (c) pay the fee established by the commission under Section 63-38-3.2;

336 (d) provide a certificate of physical examination, dated not more than 60 days before
337 the date of application for license;

- 338 (i) in a form provided by the commission; and
- 339 (ii) completed by a licensed physician and surgeon certifying that the applicant is free
- 340 from any physical or mental condition indicating that the applicant should not engage in
- 341 activity as a contestant;
- 342 (e) provide the commission with an accurate history of all contests in which the
- 343 applicant has engaged since becoming a contestant, including:
- 344 (i) whether the applicant won or lost each contest; and
- 345 (ii) identifying any contest in which there was a knockout or technical knockout;
- 346 (f) produce information, documentation, and assurances as may be required to establish
- 347 by a preponderance of the evidence the applicant's reputation for good character, honesty,
- 348 integrity, and responsibility, which shall include information, documentation, and assurances
- 349 that the applicant:
- 350 (i) has not and at the time of application is not associating or consorting with a person
- 351 engaging in illegal activity to the extent that the association or consorting represents a threat to
- 352 the conduct of contests in the public's interest within the state, or a threat to the health, safety,
- 353 and welfare of the applicant or a licensed contestant;
- 354 (ii) has not been convicted in any jurisdiction of a crime that the commission
- 355 determines because of the nature of the crime and circumstances surrounding that crime should
- 356 disqualify the applicant from licensure in the public interest;
- 357 (iii) is not associating or consorting with any person who has been convicted of a
- 358 felony in any jurisdiction to the degree that the commission finds that the association or
- 359 consorting represents a threat to the conduct of contests in the public's interest within the state,
- 360 or a threat to the health, safety, and welfare of the applicant or a licensed contestant;
- 361 (iv) is not associating or consorting with a person engaging in illegal gambling or
- 362 similar pursuits or a person gambling with respect to the promotion for which the applicant is
- 363 receiving a license to the extent that the association or consorting represents a threat to the
- 364 conduct of contests in the public's interest within the state, or a threat to the health, safety, and
- 365 welfare of the applicant or a licensed contestant;
- 366 (v) is not engaging in illegal gambling with respect to sporting events or gambling with
- 367 respect to a contest in which the applicant will participate;
- 368 (vi) has not been found in an administrative, criminal, or civil proceeding to have

369 engaged in or attempted to have engaged in any fraud or misrepresentation in connection with a
370 contest or any other sporting event; and

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

374 (g) acknowledge in writing to the commission receipt, understanding, and intent to
375 comply with this chapter and the rules made under this chapter; and

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

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

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

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

381 (c) produce information, documentation, and assurances as may be required to
382 establish by a preponderance of the evidence the applicant's reputation for good character,
383 honesty, integrity, and responsibility, which shall include information, documentation, and
384 assurances that the applicant:

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

389 (ii) has not been convicted in any jurisdiction of a crime that the commission
390 determines because of the nature of the crime and circumstances surrounding that crime should
391 disqualify the applicant from licensure in the public interest;

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

396 (iv) is not associating or consorting with a person engaging in illegal gambling or
397 similar pursuits or a person gambling with respect to the promotion for which the applicant is
398 receiving a license to the extent that the association or consorting represents a threat to the
399 conduct of a contest in the public's interest within the state, or a threat to the health, safety, and

400 welfare of the applicant or a licensed contestant;
401 (v) is not engaging in illegal gambling with respect to sporting events or gambling with
402 respect to a contest in which the applicant is participating;
403 (vi) has not been found in an administrative, criminal, or civil proceeding to have
404 engaged in or attempted to have engaged in any fraud or misrepresentation in connection with a
405 contest or any other sporting event; and
406 (vii) has not been found in an administrative, criminal, or civil proceeding to have
407 violated or attempted to violate any law with respect to a contest in any jurisdiction or any law,
408 rule, or order relating to the regulation of a contest in this state or any other jurisdiction;
409 (d) acknowledge in writing to the commission receipt, understanding, and intent to
410 comply with this chapter and the rules made under this chapter; and
411 (e) if requested by the commission or secretary, meet with the commission or the
412 secretary to examine the applicant's qualifications for licensure.
413 (7) Each applicant for licensure as a referee or judge shall:
414 (a) submit an application in a form prescribed by the commission;
415 (b) pay a fee determined by the commission under Section 63-38-3.2;
416 (c) produce information, documentation, and assurances as may be required to
417 establish by a preponderance of the evidence the applicant's reputation for good character,
418 honesty, integrity, and responsibility, which shall include information, documentation, and
419 assurances that the applicant:
420 (i) has not and at the time of application is not associating or consorting with a person
421 engaging in illegal activity to the extent that the association or consorting represents a threat to
422 the conduct of a contest in the public's interest within the state, or a threat to the health, safety,
423 and welfare of the applicant or a licensed contestant;
424 (ii) has not been convicted in any jurisdiction of a crime that the commission
425 determines because of the nature of the crime and circumstances surrounding the crime should
426 disqualify the applicant from licensure in the public interest;
427 (iii) is not associating or consorting with any person who has been convicted of a
428 felony in any jurisdiction to the extent that the association or consorting represents a threat to
429 the conduct of a contest in the public's interest within the state, or a threat to the health, safety,
430 and welfare of the applicant or a licensed contestant;

431 (iv) is not associating or consorting with a person engaging in illegal gambling or
432 similar pursuits or a person gambling with respect to the promotion for which the applicant is
433 receiving a license to the extent that the association or consorting represents a threat to the
434 conduct of a contest in the public's interest within the state, or a threat to the health, safety, and
435 welfare of the applicant or a licensed contestant;

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

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

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

444 (d) acknowledge in writing to the commission receipt, understanding, and intent to
445 comply with this chapter and the rules made under this chapter;

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

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

450 (8) (a) A licensee serves at the pleasure, and under the direction, of the commission
451 while participating in any way at a contest.

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

454 Section 9. Section **9-16-302** is enacted to read:

455 **9-16-302. Term of license -- Expiration -- Renewal.**

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

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

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

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

464 Section 10. Section **9-16-303** is enacted to read:

465 **9-16-303. Denial of license -- Discipline -- Reinstatement.**

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

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

472 (a) the applicant or licensee has engaged in unlawful or unprofessional conduct, as
473 defined by statute or rule under this chapter;

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

476 (c) the applicant or licensee is unable to practice the occupation or profession with
477 reasonable skill and safety because of:

478 (i) illness, drunkenness, excessive use of drugs, narcotics, chemicals, or any other type
479 of material; or

480 (ii) any other mental or physical condition, if the licensee's condition demonstrates a
481 threat or potential threat to the public health, safety, or welfare.

482 (3) Any licensee whose license under this chapter has been suspended, revoked, or
483 restricted may apply for reinstatement of the license at reasonable intervals and upon
484 compliance with any conditions imposed upon the licensee by statute, rule, or terms of the
485 license suspension, revocation, or restriction.

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

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

488 (b) to any person who otherwise violates this chapter or any rules adopted under this
489 chapter.

490 (5) (a) The commission may impose an administrative fine for acts of unprofessional or
491 unlawful conduct under this chapter.

492 (b) An administrative fine under this Subsection (5) may not exceed \$2,500 for each

493 separate act of unprofessional or unlawful conduct.

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

496 (d) The imposition of a fine under this Subsection (5) does not affect any other action
497 the commission may take concerning a license issued under this chapter.

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

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

506 (7) (a) Notwithstanding Title 63, Chapter 46b, Administrative Procedures Act, the
507 following have the authority to immediately suspend the license of a licensee at such time and
508 for such period that the following believes is necessary to protect the health, safety, and welfare
509 of the licensee, another licensee, or the public:

510 (i) the commission;

511 (ii) a designated commission member; or

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

513 (b) The commission shall establish by rule appropriate procedures to invoke a
514 suspension under Subsection (7)(a) and to provide a suspended licensee a right to a hearing
515 before the commission with respect to the suspension within a reasonable time after the
516 suspension.

517 Section 11. Section **9-16-304** is enacted to read:

518 **9-16-304. License fee -- Exemption.**

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

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

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

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

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

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

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

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

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

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

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

544 (b) The commission shall select the contest or exhibition to be exempted based on
545 factors established by rule, including:

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

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

548 (iii) ticket pricing;

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

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

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

552 Section 12. Section **9-16-305** is enacted to read:

553 **9-16-305. Transition of licenses.**

554 (1) A license that was issued by the Division of Occupational and Professional

555 Licensing under Title 58, Chapter 66, Utah Professional Boxing Regulation Act, before July 1,
556 2001:

557 (a) is considered a valid license under this chapter until the expiration date indicated on
558 the license;

559 (b) is subject to the provisions of this chapter, including provisions relating to
560 disciplinary action against the license; and

561 (c) may not be renewed under Title 58, Occupations and Professions.

562 (2) Upon the expiration of a license described in Subsection (1), a person desiring to
563 continue licensure in the profession shall meet the same requirements as those required for new
564 licensure under Section 9-16-301.

565 Section 13. Section **9-16-401** is enacted to read:

566 **Part 4. Contests**

567 **9-16-401. Commission jurisdiction over contest.**

568 (1) (a) The commission has the sole direction, management, control, and jurisdiction
569 over all contests or exhibitions of unarmed combat within this state.

570 (b) A contest or exhibition may not be conducted within this state except in accordance
571 with this chapter.

572 (2) (a) Any contest involving a form of unarmed self-defense must be conducted
573 pursuant to rules for that form that are approved by the commission before the contest is
574 conducted.

575 (b) Rules for the conduct of a contest may be approved only if at least four commission
576 members agree to the rules.

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

579 (i) the designated commission member;

580 (ii) other commission members in attendance;

581 (iii) the secretary;

582 (iv) any commission employee;

583 (v) the referee;

584 (vi) a licensee participating or assisting in the contest; and

585 (vii) any other person granted credentials by the commission.

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

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

- 591 (a) the designated commission member;
- 592 (b) other commission members in attendance;
- 593 (c) the secretary;
- 594 (d) any commission employee;
- 595 (e) the referee;
- 596 (f) a licensee participating or assisting in the contest; and
- 597 (g) any other person granted credentials by the commission.

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

600 (6) (a) The designated commission member may direct the removal from the contest
601 venue and premises, of any person whose actions:

- 602 (i) are disruptive to the safe conduct of the contest; or
- 603 (ii) pose a danger to the safety and welfare of the licensees, the commission, or the
604 public.

605 (b) The promoter shall provide security at the direction of the commission or
606 designated commission member to remove a person under Subsection (6)(a).

607 Section 14. Section **9-16-402** is enacted to read:

608 **9-16-402. Club fighting prohibited.**

- 609 (1) Club fighting is prohibited.
- 610 (2) Any person who publicizes, promotes, conducts, or engages in a club fighting
611 match is:

- 612 (a) guilty of a class A misdemeanor as provided in Section 76-9-705; and
- 613 (b) subject to license revocation under this chapter.

614 Section 15. Section **9-16-403** is enacted to read:

615 **9-16-403. Contest application -- Fee -- Requirements.**

- 616 (1) An application to hold a contest or multiple contests as part of a single promotion

617 shall be made by a licensed promoter to the commission on forms provided by the commission.

618 (2) The application shall be accompanied by a contest fee determined by the
619 department under Section 63-38-3.2.

620 (3) (a) The commission may approve, provisionally approve, or deny approval to hold
621 a contest or promotion permitted under this chapter.

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

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

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

627 (iii) the contest or promotion will be held in accordance with this chapter and rules
628 made under this chapter.

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

631 (a) proof of a negative result from an HIV test performed on each contestant not more
632 than 180 days before the day of the contest;

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

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

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

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

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

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

643 (a) the requirements of this chapter; or

644 (b) rules made under this chapter relating to the promotion or conduct of the contest or
645 promotion.

646 Section 16. Section **9-16-404** is enacted to read:

647 **9-16-404. Contest rules.**

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

650 (2) The rules shall include:

651 (a) authority for:

652 (i) stopping contests; and

653 (ii) impounding purses with respect to contests when there is a question with respect to
654 the contest, contestants, or any other licensee associated with the contest; and

655 (b) reasonable and necessary provisions to ensure that all obligations of a promoter
656 with respect to any promotion or contest are paid in accordance with agreements made by the
657 promoter.

658 (3) (a) The commission may, in its discretion, exempt a contest and each contestant
659 from the definition of unprofessional conduct found in Subsection 9-16-102(26)(f) after:

660 (i) a promoter requests the exemption; and

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

662 (A) the experience of the contestants;

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

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

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

667 (b) The commission's hearing of a request for an exemption under this Subsection (3)
668 is an informal adjudicative proceeding under Section 63-46b-4.

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

671 Section 17. Section **9-16-405** is enacted to read:

672 **9-16-405. Rules -- Medical examinations and drug tests.**

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

676 (1) provisions under which a contestant shall produce evidence based upon competent
677 laboratory examination that the contestant is HIV negative as a condition of participating as a
678 contestant in any contest;

679 (2) provisions under which a contestant is subject to random drug testing before or
680 after participation in a contest, and sanctions, including barring participation in a contest or
681 withholding a percentage of any purse, that shall be placed against a contestant testing positive
682 for alcohol or any other drug that in the opinion of the commission is inconsistent with the safe
683 and competent participation of that contestant in a contest;

684 (3) provisions under which a contestant is subject to a medical examination by the
685 ringside physician not more than 30 hours before the contest to identify any physical ailment or
686 communicable disease that, in the opinion of the commission or designated commission
687 member, is inconsistent with the safe and competent participation of that contestant in the
688 contest; and

689 (4) provisions under which a contestant is subject to medical testing for communicable
690 diseases as considered necessary by the commission to protect the health, safety, and welfare of
691 the licensees and the public.

692 Section 18. Section **9-16-406** is enacted to read:

693 **9-16-406. Ringside physician.**

694 (1) The commission shall maintain a list of ringside physicians registered with the
695 commission as approved to act as a ringside physician and meeting the requirements of
696 Subsection (2).

697 (2) (a) The commission shall appoint a registered ringside physician to perform the
698 duties of a ringside physician at each contest held pursuant to this chapter.

699 (b) The promoter of a contest shall pay the ringside physician's fee.

700 (3) An applicant for registration as a ringside physician shall:

701 (a) submit an application for registration;

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

703 (c) provide the commission with evidence of the applicant's licensure to practice
704 medicine in the state; and

705 (d) satisfy minimum qualifications established by the department by rule.

706 (4) A ringside physician at attendance at a contest may stop the contest at any point if
707 the ringside physician determines that a contestant's physical condition renders the contestant
708 unable to safely continue the contest.

709 Section 19. Section **9-16-407** is enacted to read:

- 710 **9-16-407. Contest weights and classes -- Matching contestants.**
- 711 (1) Boxing contest weights and classes are established as follows:
- 712 (a) strawweight is up to and including 105 lbs. (47.627 kgs.);
- 713 (b) light flyweight is over 105 lbs. (47.627 kgs.) to 108 lbs. (48.988 kgs.);
- 714 (c) flyweight is over 108 lbs. (48.988 kgs.) to 112 lbs. (50.802 kgs.);
- 715 (d) super flyweight is over 112 lbs. (50.802 kgs.) to 115 lbs. (52.163 kgs.);
- 716 (e) bantamweight is over 115 lbs. (52.163 kgs.) to 118 lbs. (53.524 kgs.);
- 717 (f) super bantamweight is over 118 lbs. (53.524 kgs.) to 122 lbs. (55.338 kgs.);
- 718 (g) featherweight is over 122 lbs. (55.338 kgs.) to 126 lbs. (57.153 kgs.);
- 719 (h) super featherweight is over 126 lbs. (57.153 kgs.) to 130 lbs. (58.967 kgs.);
- 720 (i) lightweight is over 130 lbs. (58.967 kgs.) to 135 lbs. (61.235 kgs.);
- 721 (j) super lightweight is over 135 lbs. (61.235 kgs.) to 140 lbs. (63.503 kgs.);
- 722 (k) welterweight is over 140 lbs. (63.503 kgs.) to 147 lbs. (66.678 kgs.);
- 723 (l) super welterweight is over 147 lbs. (66.678 kgs.) to 154 lbs. (69.853 kgs.);
- 724 (m) middleweight is over 154 lbs. (69.853 kgs.) to 160 lbs. (72.574 kgs.);
- 725 (n) super middleweight is over 160 lbs. (72.574 kgs.) to 168 lbs. (76.204 kgs.);
- 726 (o) light heavyweight is over 168 lbs. (76.204 kgs.) to 175 lbs. (79.378 kgs.);
- 727 (p) cruiserweight is over 175 lbs. (79.378 kgs.) to 200 lbs. (90.720 kgs.); and
- 728 (q) heavyweight is over 200 lbs. (90.720 kgs.).
- 729 (2) Contest weights and classes for unarmed combat that is not boxing are established
- 730 as follows:
- 731 (a) flyweight is up to and including 125 lbs. (56.82 kgs.);
- 732 (b) bantamweight is over 125 lbs. (56.82 kgs.) to 135 lbs. (61.36 kgs.);
- 733 (c) featherweight is over 135 lbs. (61.36 kgs.) to 145 lbs. (65.91 kgs.);
- 734 (d) lightweight is over 145 lbs. (65.91 kgs.) to 155 lbs. (70.45 kgs.);
- 735 (e) welterweight is over 155 lbs. (70.45 kgs.) to 170 lbs. (77.27 kgs.);
- 736 (f) middleweight is over 170 lbs. (77.27 kgs.) to 185 lbs. (84.09 kgs.);
- 737 (g) light heavyweight is over 185 lbs. (84.09 kgs.) to 205 lbs. (93.18 kgs.);
- 738 (h) heavyweight is over 205 lbs. (93.18 kgs.) to 265 lbs. (120.45 kgs.); and
- 739 (i) super heavyweight is over 265 lbs. (120.45 kgs.).
- 740 (3) As to any unarmed combat contest, a contestant may not fight another contestant

741 who is outside of the contestant's weight classification.

742 (4) As to any unarmed combat contest:

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

745 (b) a contestant may have two hours to attempt to gain or lose not more than three
746 pounds in order to be reweighed; and

747 (c) a contestant may contract to participate in a contest within a smaller weight range if
748 the contracted weight range is within a contest weight and class identified in Subsections (1)
749 and (2).

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

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

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

754 (ii) the weight differential between the contestants;

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

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

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

758 Section 20. Section **9-16-408** is enacted to read:

759 **9-16-408. Contests -- Frequency -- Security -- Fee.**

760 (1) Except as provided in Section 9-16-409, a licensee may not participate in:

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

763 (b) an ultimate fighting contest as a contestant if that person has participated in another
764 ultimate fighting contest as a contestant within six days before the proposed ultimate fighting
765 contest.

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

767 (3) During the period of time beginning 60 minutes before the beginning of a contest,
768 the promoter shall demonstrate the promoter's compliance with the commission's security
769 requirements to all commission members present at the contest.

770 (4) The commission shall establish fees in accordance with Section 63-38-3.2 to be
771 paid by a promoter for the conduct of each contest or event composed of multiple contests

772 conducted under this chapter.

773 Section 21. Section **9-16-409** is enacted to read:

774 **9-16-409. Elimination boxing contest -- Duration of contest -- Equipment.**

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

777 (2) Except as otherwise provided in this section or by other specific statute, the
778 provisions of this chapter pertaining to boxing apply to an elimination boxing contest.

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

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

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

784 (4) A contestant:

785 (a) shall wear gloves that weigh 16 ounces; and

786 (b) shall wear headgear approved by the commission, the designated commission
787 member, or the secretary if a designated commission member is not present.

788 (5) A contestant may participate in more than one contest, but may not box more than a
789 total of seven rounds in the entire tournament.

790 Section 22. Section **9-16-501** is enacted to read:

791 **Part 5. Miscellaneous**

792 **9-16-501. Report to commission.**

793 (1) Every promoter shall, within ten days after the completion of any contest or
794 exhibition for which an admission fee is charged, furnish to the commission a verified written
795 report showing:

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

797 (b) the amount of the gross receipts from admission fees without any deductions for
798 commissions, brokerage fees, distribution fees, advertising, contestants' purses, or any other
799 expenses or charges; and

800 (c) any other matters prescribed by rule.

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

802 Subsection (1), pay to the commission the fee required by Section 9-16-304.

803 Section 23. Section **9-16-502** is enacted to read:

804 **9-16-502. Contest contract -- Commission approval.**

805 (1) Before a contest is held, a copy of the signed contract or agreement between the
806 promoter of the contest and each contestant shall be filed with the commission.

807 (2) Approval of the contract's terms and conditions shall be obtained from the
808 commission before the contest.

809 Section 24. Section **9-16-503** is enacted to read:

810 **9-16-503. Withholding of purse.**

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

815 (a) the contestant is not competing honestly or to the best of the contestant's skill and
816 ability;

817 (b) the contestant otherwise violates any rules adopted by the commission or any of the
818 provisions of this chapter; or

819 (c) the manager or second violates any rules adopted by the commission or any of the
820 provisions of this chapter.

821 (2) This section does not apply to any contestant in a simulated combat exhibition who
822 appears not to be competing honestly or to the best of the contestant's skill and ability.

823 (3) Upon the withholding of any part of a purse or other money pursuant to this section,
824 the commission shall conduct a hearing on the matter in accordance with Title 63, Chapter 46b,
825 Administrative Procedures Act.

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

828 Section 25. Section **9-16-504** is enacted to read:

829 **9-16-504. Penalty for unlawful conduct.**

830 A person who engages in unlawful conduct, as defined in Section 9-16-102, is guilty of
831 a class A misdemeanor.

832 Section 26. Section **9-16-505** is enacted to read:

833 **9-16-505. Exemptions.**

834 This chapter does not apply to:

835 (1) any amateur contest or exhibition of unarmed combat conducted by or participated
836 in exclusively by:

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

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

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

842 (2) any contest or exhibition of unarmed combat conducted in accordance with the
843 standards and regulations of USA Boxing, Inc; or

844 (3) a white-collar boxing contest.

845 **Section 27. Repealer.**

846 This bill repeals:

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

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

849 **Section 13-33-201, Commission -- Creation -- Appointments -- Terms -- Expenses**
850 **-- Quorum.**

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

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

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

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

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

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

857 **Section 13-33-303, Grounds for denial of license -- Disciplinary proceedings --**
858 **Reinstatement.**

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

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

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

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

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

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

- 865 Section 13-33-404, Rules for the conduct of contests.
- 866 Section 13-33-405, Medical examinations and drug tests.
- 867 Section 13-33-406, Contests.
- 868 Section 13-33-502, Reports to commission.
- 869 Section 13-33-503, Contracts.
- 870 Section 13-33-504, Withholding of purse.
- 871 Section 13-33-505, Penalty for unlawful conduct.
- 872 Section 13-33-506, Exemptions.
- 873 Section 13-33-507, Contest weights and classes -- Matching contestants.
- 874 Section 13-33-508, Elimination boxing contests -- Conduct of contests --
- 875 **Applicability of provisions -- Limitations on license -- Duration of contests -- Equipment**
- 876 **-- Limitations on contests.**
- 877 Section 28. **Effective date.**
- 878 This bill takes effect on July 1, 2007.

Legislative Review Note
as of 1-10-07 12:04 PM

Office of Legislative Research and General Counsel

H.B. 254 - Pete Suazo Athletic Commission

**Revised
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 the Department of Community and Culture. 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 Department of Community and Culture 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.