

PETE SUAZO UTAH ATHLETIC COMMISSION

2007 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Ed Mayne

House Sponsor: _____

LONG TITLE

General Description:

This bill modifies the code by moving the Pete Suazo Utah Athletic Commission from the Department of Commerce to the Department of Public Safety. This bill also modifies the commission's functions.

Highlighted Provisions:

This bill:

- ▶ moves the Pete Suazo Utah Athletic Commission from the Department of Commerce to the Department of Public Safety;
 - ▶ removes the provision that requires ringside physician applicants to pay a registration fee;
 - ▶ removes the provision that allows the Pete Suazo Utah Athletic Commission to issue licenses in the classification of security guard;
 - ▶ requires monies collected by the commission to be deposited in the General Fund;
- and
- ▶ makes technical changes.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:



28 RENUMBERS AND AMENDS:

29 **53-15-101**, (Renumbered from 13-33-101, as last amended by Chapter 9, Laws of Utah
30 2001, Second Special Session)

31 **53-15-102**, (Renumbered from 13-33-102, as last amended by Chapter 72, Laws of
32 Utah 2006)

33 **53-15-201**, (Renumbered from 13-33-201, as last amended by Chapter 72, Laws of
34 Utah 2006)

35 **53-15-202**, (Renumbered from 13-33-202, as last amended by Chapter 72, Laws of
36 Utah 2006)

37 **53-15-203**, (Renumbered from 13-33-203, as last amended by Chapter 72, Laws of
38 Utah 2006)

39 **53-15-204**, (Renumbered from 13-33-204, as enacted by Chapter 91, Laws of Utah
40 2001)

41 **53-15-205**, (Renumbered from 13-33-205, as enacted by Chapter 91, Laws of Utah
42 2001)

43 **53-15-301**, (Renumbered from 13-33-301, as last amended by Chapter 72, Laws of
44 Utah 2006)

45 **53-15-302**, (Renumbered from 13-33-302, as enacted by Chapter 91, Laws of Utah
46 2001)

47 **53-15-303**, (Renumbered from 13-33-303, as last amended by Chapter 72, Laws of
48 Utah 2006)

49 **53-15-304**, (Renumbered from 13-33-304, as last amended by Chapter 304, Laws of
50 Utah 2002)

51 **53-15-305**, (Renumbered from 13-33-305, as enacted by Chapter 91, Laws of Utah
52 2001)

53 **53-15-401**, (Renumbered from 13-33-401, as last amended by Chapter 72, Laws of
54 Utah 2006)

55 **53-15-402**, (Renumbered from 13-33-402, as last amended by Chapter 104, Laws of
56 Utah 2005)

57 **53-15-403**, (Renumbered from 13-33-403, as last amended by Chapter 72, Laws of
58 Utah 2006)

59 **53-15-404**, (Renumbered from 13-33-404, as last amended by Chapter 72, Laws of
60 Utah 2006)

61 **53-15-405**, (Renumbered from 13-33-405, as last amended by Chapter 104, Laws of
62 Utah 2005)

63 **53-15-406**, (Renumbered from 13-33-406, as enacted by Chapter 72, Laws of Utah
64 2006)

65 **53-15-501**, (Renumbered from 13-33-502, as last amended by Chapter 9, Laws of Utah
66 2001, Second Special Session)

67 **53-15-502**, (Renumbered from 13-33-503, as enacted by Chapter 91, Laws of Utah
68 2001)

69 **53-15-503**, (Renumbered from 13-33-504, as last amended by Chapter 72, Laws of
70 Utah 2006)

71 **53-15-504**, (Renumbered from 13-33-505, as enacted by Chapter 91, Laws of Utah
72 2001)

73 **53-15-505**, (Renumbered from 13-33-506, as last amended by Chapter 17, Laws of
74 Utah 2004)

75 **53-15-506**, (Renumbered from 13-33-507, as enacted by Chapter 104, Laws of Utah
76 2005)

77 **53-15-507**, (Renumbered from 13-33-508, as last amended by Chapter 72, Laws of
78 Utah 2006)



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

81 Section 1. Section **53-15-101**, which is renumbered from Section 13-33-101 is
82 renumbered and amended to read:

83 **CHAPTER 15. PETE SUAZO UTAH ATHLETIC COMMISSION ACT**

84 **Part 1. General Provisions**

85 ~~[13-33-101]~~. **53-15-101**. Title.

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

87 Section 2. Section **53-15-102**, which is renumbered from Section 13-33-102 is
88 renumbered and amended to read:

89 ~~[13-33-102]~~. **53-15-102**. 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, which is covered by
93 an approved boxing glove.

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

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) an HIV negative test regarding each contestant not less than 180 days before the
99 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 [~~13-33-507~~] 53-15-506.

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 an individual who participates in a contest.

108 (7) "Department" means the Department of [~~Commerce~~] Public Safety.

109 (8) "Designated commission member" means a member of the commission designated
110 to:

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

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

113 (9) "Elimination boxing contest" means [~~:(a)~~] a contest where:

114 (a) a number of contestants participate in a tournament;

115 (b) [~~over a period of time not exceeding~~] the duration is not more than 48 hours; and

116 (c) the loser of each contest is eliminated from further competition.

117 [~~(10) "Executive director" means the executive director of the Department of~~
118 ~~Commerce.~~]

119 [(H)] (10) "Exhibition" means an engagement in which the participants show or
120 display their skills without necessarily striving to win.

- 121 ~~[(12)]~~ (11) "Judge" means an individual qualified by training or experience to:
- 122 (a) rate the performance of contestants;
- 123 (b) score a contest; and
- 124 (c) determine with other judges whether there is a winner of the contest or whether the
- 125 contestants performed equally, resulting in a draw.
- 126 ~~[(13)]~~ (12) "Licensee" means an individual licensed by the commission to act as a:
- 127 (a) contestant;
- 128 (b) judge;
- 129 (c) manager;
- 130 (d) promoter;
- 131 (e) referee; or
- 132 (f) second~~[-or]~~;
- 133 ~~[(g) security guard.]~~
- 134 ~~[(14)]~~ (13) "Manager" means an individual who represents a contestant for the
- 135 purposes of:
- 136 (a) obtaining a contest for a contestant;
- 137 (b) negotiating terms and conditions of the contract under which the contestant will
- 138 engage in a contest; or
- 139 (c) arranging for a second for the contestant at a contest.
- 140 ~~[(15)]~~ (14) "Promoter" means a person who engages in producing or staging contests
- 141 and promotions.
- 142 ~~[(16)]~~ (15) "Promotion" means a single contest or a combination of contests that:
- 143 (a) occur during the same time and at the same location; and ~~[that]~~
- 144 (b) is produced or staged by a promoter.
- 145 ~~[(17)]~~ (16) "Purse" means any money, prize, remuneration, or any other valuable
- 146 consideration a contestant receives or may receive for participation in a contest.
- 147 ~~[(18)]~~ (17) "Referee" means an individual qualified by training or experience to act as
- 148 the official attending a contest at the point of contact between contestants for the purpose of:
- 149 (a) enforcing the rules relating to the contest;
- 150 (b) stopping the contest in the event the health, safety, and welfare of a contestant or
- 151 any other person in attendance at the contest is in jeopardy; and

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

153 [~~(19)~~] (18) "Round" means one of a number of individual time periods that, taken
154 together, constitute a contest during which contestants are engaged in a form of unarmed
155 combat.

156 [~~(20)~~] (19) "Second" means an individual who attends a contestant at the site of the
157 contest before, during, and after the contest in accordance with contest rules.

158 [~~(21)~~] (20) "Secretary" means the secretary of the Pete Suazo Utah Athletic
159 Commission.

160 [~~(22)~~] (21) "Serious bodily injury" is as defined in Section 76-1-601.

161 [~~(23)~~] (22) "Total gross receipts" means the amount of the face value of all tickets sold
162 to a particular contest plus any sums received as consideration for holding the contest at a
163 particular location.

164 [~~(24)~~] (23) "Ultimate fighting" means a live contest, whether or not an admission fee is
165 charged, in which:

166 (a) contest rules permit contestants to use a combination of boxing, kicking, wrestling,
167 hitting, punching, or other combative[;] contact techniques;

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

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

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

174 (e) contest rules prohibit contestants from:

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

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

180 (iii) biting; or

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

183 ~~[(25)]~~ (24) (a) "Unarmed combat" means boxing or any other form of competition in
 184 which a blow is usually struck which may reasonably be expected to inflict bodily injury.

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

187 ~~[(26)]~~ (25) "Unlawful conduct" means organizing, promoting, or participating in a
 188 contest which involves contestants that are not licensed under this chapter.

189 ~~[(27)]~~ (26) "Unprofessional conduct" means:

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

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

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

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

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

198 (f) striking of a downed opponent by a contestant while the contestant remains on the
 199 contestant's feet unless the commission, following a hearing conducted under Subsection
 200 ~~[13-33-404]~~ 53-15-404(3) and before the contest, has exempted the contest and each contestant
 201 from this Subsection ~~[(27)]~~ (26)(f);

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

204 (h) as further defined by ~~[rule]~~ rules made by the commission under Title 63, Chapter
 205 46a, Utah Administrative Rulemaking Act.

206 Section 3. Section **53-15-201**, which is renumbered from Section 13-33-201 is
 207 renumbered and amended to read:

208 **Part 2. Pete Suazo Utah Athletic Commission**

209 ~~[13-33-201]~~. **53-15-201. Commission -- Creation -- Appointments --**
 210 **Terms -- Expenses -- Quorum.**

211 (1) There is created within the Department of ~~[Commerce]~~ Public Safety the Pete
 212 Suazo Utah Athletic Commission consisting of five members.

213 (2) (a) The commission members shall be appointed by the ~~[executive director]~~

214 Commissioner of Public Safety.

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

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

218 (3) (a) Except as required by Subsection (3)(b), as terms of current members expire, the
219 [~~executive director~~] Commissioner of Public Safety shall appoint each new member or
220 reappointed member to a four-year term.

221 (b) Notwithstanding the requirements of Subsection (3)(a), the [~~executive director~~]
222 Commissioner of Public Safety shall, at the time of appointment or reappointment, adjust the
223 length of terms to ensure that the terms of members are staggered so that approximately half of
224 the commission is appointed every two years.

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

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

230 (e) If a commission member fails or refuses to fulfill the responsibilities and duties of a
231 commission member, including the attendance at commission meetings, the [~~executive~~
232 ~~director~~] Commissioner of Public Safety, with the approval of the commission, may remove the
233 commission member and replace the member in accordance with this section.

234 (4) A majority of the commission members constitutes a quorum. A quorum is
235 sufficient authority for the commission to act.

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

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

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

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

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

249 Section 4. Section **53-15-202**, which is renumbered from Section 13-33-202 is
250 renumbered and amended to read:

251 ~~[13-33-202].~~ **53-15-202. Commission powers and duties.**

252 (1) The commission shall:

253 (a) purchase and use a seal;

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

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

258 (d) hold hearings relating to matters under its jurisdiction, including violations of this
259 chapter or rules promulgated under this chapter.

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

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

267 (b) The commission shall appoint a registered ringside physician to perform the duties
268 of a ringside physician at each contest held pursuant to this chapter.

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

270 (i) submit an application for registration;

271 ~~[(ii) pay a fee determined by the commission under Section 63-38-3.2;]~~

272 ~~[(iii)]~~ (ii) provide the commission with evidence of the applicant's licensure to practice
273 medicine in the state; and

274 ~~[(iv)]~~ (iii) satisfy minimum qualifications established by the department by rule as
275 authorized under Subsection 53-15-202(1)(b).

276 Section 5. Section **53-15-203**, which is renumbered from Section 13-33-203 is
277 renumbered and amended to read:

278 ~~[13-33-203]~~. **53-15-203. Commission secretary.**

279 (1) The commission shall employ a secretary to conduct the commission's business,
280 and who ~~[must]~~ may not be a member of the commission.

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

282 Section 6. Section **53-15-204**, which is renumbered from Section 13-33-204 is
283 renumbered and amended to read:

284 ~~[13-33-204]~~. **53-15-204. Inspectors.**

285 (1) The commission may appoint one or more official representatives to be designated
286 as inspectors ~~[which]~~, who shall serve at the pleasure of the commission.

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

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

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

292 Section 7. Section **53-15-205**, which is renumbered from Section 13-33-205 is
293 renumbered and amended to read:

294 ~~[13-33-205]~~. **53-15-205. Affiliation with other commissions.**

295 The commission shall have the authority to affiliate with any other state or national
296 boxing commission or athletic authority.

297 Section 8. Section **53-15-301**, which is renumbered from Section 13-33-301 is
298 renumbered and amended to read:

299 **Part 3. Licensing**

300 ~~[13-33-301]~~. **53-15-301. Licensing.**

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

302 (a) promoter;

303 (b) manager;

304 (c) contestant;

305 (d) second;

306 (e) referee; or

307 (f) judge[; ~~or~~].
308 [~~(g) security guard~~].

309 (2) The commission shall issue to a person who qualifies under this chapter a license in
310 the classifications of:

- 311 (a) promoter;
- 312 (b) manager;
- 313 (c) contestant;
- 314 (d) second;
- 315 (e) referee; or
- 316 (f) judge[; ~~or~~].
- 317 [~~(g) security guard~~].

318 (3) All moneys collected pursuant to this section and Sections [~~13-33-304, 13-33-403,~~
319 ~~and 13-33-504~~] 53-15-303, 53-15-304, 53-15-403, 53-15-406, and 53-15-503 shall be
320 deposited in the [~~Commerce Service Fund~~] General Fund.

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

- 322 (a) submit an application in a form prescribed by the commission;
- 323 (b) pay the fee determined by the department under Section 63-38-3.2;
- 324 (c) provide to the commission evidence of financial responsibility, which shall include
325 financial statements and other information that the commission may reasonably require to
326 determine that the applicant or licensee is able to competently perform as and meet the
327 obligations of a promoter in this state;
- 328 (d) produce information, documentation, and assurances as may be required to
329 establish by a preponderance of the evidence the applicant's reputation for good character,
330 honesty, integrity, and responsibility, which shall include information, documentation, and
331 assurances that the applicant:

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

336 (ii) has not been convicted of a crime in any jurisdiction which the commission
337 determines by the nature of the crime and circumstances surrounding the crime should

338 disqualify the applicant from licensure in the public interest;

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

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

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

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

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

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

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

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

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

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

363 (c) pay the fee established by the department under Section 63-38-3.2;

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

368 (e) provide the commission with an accurate history of all matches that the applicant

369 has engaged in since becoming a contestant, including information on whether the applicant
370 won or lost each contest, and the matches in which there was a knockout or technical knockout;

371 (f) produce information, documentation, and assurances as may be required to establish
372 by a preponderance of the evidence the applicant's reputation for good character, honesty,
373 integrity, and responsibility, which shall include information, documentation, and assurances
374 that the applicant:

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

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

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

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

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

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

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

399 (g) acknowledge in writing to the commission receipt, understanding, and intent to

400 comply with this chapter and the rules made under this chapter; and

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

449 (ii) has not been convicted of a crime in any jurisdiction which the commission
450 determines by the nature of the crime and circumstances surrounding the crime should
451 disqualify the applicant from licensure in the public interest;

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

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

461 (v) is not engaging in illegal gambling with respect to sporting events or gambling with

462 respect to a contest in which the applicant is participating;

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

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

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

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

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

475 [~~(8) Each applicant for licensure as a security guard shall:~~]

476 [~~(a) submit an application in a form prescribed by the commission;~~]

477 [~~(b) pay the fee determined by the department under Section 63-38-3.2; and]~~

478 [~~(c) provide the commission with evidence of the applicant's qualifications as a
479 security guard.]~~

480 [(9)] (8) (a) A licensee serves at the pleasure, and under the direction, of the
481 commission while participating in any way at a contest.

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

484 Section 9. Section **53-15-302**, which is renumbered from Section 13-33-302 is
485 renumbered and amended to read:

486 [~~13-33-302~~]. **53-15-302. Term of license -- Expiration -- Renewal.**

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

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

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

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

495 Section 10. Section **53-15-303**, which is renumbered from Section 13-33-303 is
496 renumbered and amended to read:

497 ~~[13-33-303]~~. **53-15-303. Grounds for denial of license -- Disciplinary**
498 **proceedings -- Reinstatement.**

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

502 (2) The commission may refuse to issue a license to an applicant and may refuse to
503 renew or may revoke, suspend, restrict, place on probation, issue a public or private reprimand
504 to, or otherwise act upon the license of any licensee ~~[in any of the following cases]~~ if:

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

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

509 (c) the applicant or licensee is unable to practice the occupation or profession with
510 reasonable skill and safety because of illness, drunkenness, excessive use of drugs, narcotics,
511 chemicals, or any other type of material, or as a result of any other mental or physical
512 condition, when the licensee's condition demonstrates a threat or potential threat to the public
513 health, safety, or welfare.

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

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

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

520 (b) to any person who otherwise violates this chapter or any rules adopted under this
521 title.

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

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

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

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

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

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

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

- 542 (i) the commission;
- 543 (ii) a designated commission member; or
- 544 (iii) if a designated commission member is not present, the secretary.

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

548 Section 11. Section **53-15-304**, which is renumbered from Section 13-33-304 is
549 renumbered and amended to read:

550 ~~[13-33-304]~~. **53-15-304. Additional fees for license of promoter --**
551 **Dedicated credits -- Promotion of contests -- Annual exemption of showcase event.**

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

554 (a) 3% of the total gross receipts from admission fees to each live contest or exhibition,

555 exclusive of any other state or federal tax or tax imposed by any political subdivision of this
556 state; and

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

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

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

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

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

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

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

572 (d) establishing standards for awarding grants under Subsection (3) to organizations
573 which promote amateur boxing in the state.

574 (5) For the purpose of creating a greater interest in contests in the state, the commission
575 may exempt from the payment of license fees under this section one contest or exhibition in
576 each calendar year, intended as a showcase event. The commission shall select the contest or
577 exhibition to be exempted based on factors which include:

578 (a) attraction of the optimum number of spectators;

579 (b) costs of promoting and producing the contest or exhibition;

580 (c) ticket pricing;

581 (d) committed promotions and advertising of the contest or exhibition;

582 (e) rankings and quality of the contestants; and

583 (f) committed television and other media coverage of the contest or exhibition.

584 Section 12. Section **53-15-305**, which is renumbered from Section 13-33-305 is
585 renumbered and amended to read:

586 ~~[13-33-305].~~ **53-15-305. Transition of licenses.**

587 (1) A license that was issued by the ~~[Division of Occupational and Professional~~
588 ~~Licensing]~~ Department of Commerce under Title ~~[58]~~ 13, Chapter ~~[66]~~ 33, ~~[Utah Professional~~
589 ~~Boxing Regulation Act]~~ Pete Suazo Utah Athletic Commission Act, prior to July 1, ~~[2001]~~
590 2007, shall:

591 (a) be considered a valid license under this chapter until the expiration date indicated
592 on the license;

593 (b) be subject to the provisions of this chapter, including provisions relating to
594 disciplinary action against the license; and

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

596 (2) Upon the expiration of a license described in Subsection (1), a person desiring to
597 continue licensure in the profession shall meet the same requirements as those required for new
598 licensure under Section ~~[13-33-301]~~ 53-15-301.

599 Section 13. Section **53-15-401**, which is renumbered from Section 13-33-401 is
600 renumbered and amended to read:

601 **Part 4. Control of Contests**

602 ~~[13-33-401].~~ **53-15-401. Jurisdiction of commission.**

603 (1) (a) The commission has ~~[and is vested with]~~ the sole authority regarding direction,
604 management, control, and jurisdiction over all contests or exhibitions of unarmed combat to be
605 conducted, held, or given within this state.

606 (b) A contest or exhibition may not be conducted, held, or given within this state
607 except in accordance with this chapter.

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

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

- 613 (i) the designated commission member;
- 614 (ii) other commission members in attendance;
- 615 (iii) the secretary;
- 616 (iv) commission employees;

- 617 (v) officials;
- 618 (vi) licensees participating or assisting in the contest; and
- 619 (vii) others granted credentials by the commission.
- 620 (b) The promoter shall provide security at the direction of the commission or
- 621 designated commission member to secure the area described in Subsection (3)(a).
- 622 (4) The area described in Subsection (3), area in the dressing rooms, and other areas
- 623 considered necessary by the designated commission member for the safety and welfare of a
- 624 licensee and the public shall be reserved for the use of:
 - 625 (a) the designated commission member;
 - 626 (b) other commission members in attendance;
 - 627 (c) the secretary;
 - 628 (d) commission employees;
 - 629 (e) officials;
 - 630 (f) licensees participating or assisting in the contest; and
 - 631 (g) others granted credentials by the commission.
- 632 (5) The promoter shall provide security at the direction of the commission or
- 633 designated commission member to secure the areas described in Subsections (3) and (4).
- 634 (6) (a) The designated commission member may direct the removal from the contest
- 635 venue and premises, of any individual whose actions:
 - 636 (i) are disruptive to the safe conduct of the contest; or
 - 637 (ii) pose a danger to the safety and welfare of the licensees, the commission, or the
 - 638 public.
- 639 (b) The promoter shall provide security at the direction of the commission or
- 640 designated commission member to effectuate a removal under Subsection (6)(a).
- 641 Section 14. Section **53-15-402**, which is renumbered from Section 13-33-402 is
- 642 renumbered and amended to read:
 - 643 ~~[13-33-402]~~. **53-15-402. Club fighting prohibited.**
 - 644 (1) Club fighting is prohibited.
 - 645 (2) Any person who publicizes, promotes, conducts, or engages in a club fighting
 - 646 match is:
 - 647 (a) guilty of a class A misdemeanor as provided in Section 76-9-705; and

648 (b) subject to license revocation under this chapter.

649 Section 15. Section **53-15-403**, which is renumbered from Section 13-33-403 is
650 renumbered and amended to read:

651 ~~[13-33-403]~~. **53-15-403. Approval to hold contest or promotion -- Bond**
652 **required.**

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

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

657 (3) (a) The commission may approve or deny approval to hold a contest or promotion
658 permitted under this chapter.

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

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

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

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

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

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

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

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

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

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

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

677 (5) An applicant shall post a surety bond or cashier's check with the commission in the
678 greater of \$10,000 or the amount of the purse, providing for forfeiture and disbursement of the

679 proceeds if the applicant fails to comply with:

680 (a) the requirements of this chapter; or

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

683 Section 16. Section **53-15-404**, which is renumbered from Section 13-33-404 is
684 renumbered and amended to read:

685 ~~[13-33-404]~~. **53-15-404. Rules for the conduct of contests.**

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

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

693 (3) (a) The commission may, in its discretion, exempt a contest and each contestant
694 from the definition of unprofessional conduct found in Subsection ~~[13-33-102(27)(f)]~~
695 53-15-102(26)(f) after:

696 (i) a promoter requests the exemption; and

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

698 (A) the experience of the contestants;

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

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

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

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

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

707 Section 17. Section **53-15-405**, which is renumbered from Section 13-33-405 is
708 renumbered and amended to read:

709 ~~[13-33-405]~~. **53-15-405. Medical examinations and drug tests.**

710 The commission shall adopt rules in accordance with Title 63, Chapter 46a, Utah
711 Administrative Rulemaking Act, for medical examinations and drug testing of contestants,
712 including provisions under which contestants shall:

713 (1) [~~provisions under which contestants shall~~] produce evidence based upon competent
714 laboratory examination that they are HIV negative as a condition of participating as a
715 contestant in any contest;

716 (2) [~~provisions under which contestants shall~~] be subject to random drug testing before
717 or after participation in a contest, and sanctions, including barring participation in a contest or
718 withholding a percentage of any purse, that shall be placed against a contestant testing positive
719 for alcohol or any other drug that in the opinion of the commission is inconsistent with the safe
720 and competent participation of that contestant in a contest;

721 (3) [~~provisions under which contestants shall~~] be subject to a medical examination by
722 the ringside physician not more than 30 hours before the contest to identify any physical
723 ailment or communicable disease that, in the opinion of the commission or designated
724 commission member, are inconsistent with the safe and competent participation of that
725 contestant in the contest; and

726 (4) [~~provisions under which contestants shall~~] be subject to medical testing for
727 communicable diseases as considered necessary by the commission to protect the health,
728 safety, and welfare of the licensees and the public.

729 Section 18. Section **53-15-406**, which is renumbered from Section 13-33-406 is
730 renumbered and amended to read:

731 ~~[13-33-406].~~ **53-15-406. Contests.**

732 (1) Except as provided in Section [~~13-33-508~~] 53-15-507, a licensee may not
733 participate in:

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

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

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

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

741 the promoter shall demonstrate the promoter's compliance with the commission's security
742 requirements to all commission members present at the contest.

743 ~~[(4) A venue at which a contest is to be held that has the capacity to host more than~~
744 ~~5,000 people need not have commission licensed security guards to provide security at a~~
745 ~~contest.]~~

746 [(5)] (4) The commission shall establish fees in accordance with Section 63-38-3.2 to
747 be paid by a promoter for the conduct of each contest or event composed of multiple contests
748 conducted under this chapter.

749 Section 19. Section **53-15-501**, which is renumbered from Section 13-33-502 is
750 renumbered and amended to read:

751 **Part 5. Miscellaneous Provisions**

752 ~~[13-33-502].~~ **53-15-501. Reports to commission.**

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

- 756 (a) the number of tickets sold or issued for the contest or exhibition;
- 757 (b) the amount of the gross receipts from admission fees without any deductions for
758 commissions, brokerage fees, distribution fees, advertising, contestants' purses, or any other
759 expenses or charges; and
- 760 (c) any other matters prescribed by rule.

761 (2) The promoter shall, at the same time as submitting the report required by
762 Subsection (1), pay to the commission the fee required by Section ~~[13-33-304]~~ **53-15-304.**

763 Section 20. Section **53-15-502**, which is renumbered from Section 13-33-503 is
764 renumbered and amended to read:

765 ~~[13-33-503].~~ **53-15-502. Contracts.**

766 Before a contest is held, a copy of the signed contract or agreement between the
767 promoter of the contest and each contestant shall be filed with the commission. Approval of
768 the contract's terms and conditions shall be obtained from the commission as a condition
769 precedent to the contest.

770 Section 21. Section **53-15-503**, which is renumbered from Section 13-33-504 is
771 renumbered and amended to read:

772 ~~[13-33-504]~~. **53-15-503. Withholding of purse.**

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

777 (a) the contestant is not competing honestly or to the best of his skill and ability or the
778 contestant otherwise violates any rules adopted by the commission or any of the provisions of
779 this chapter; or

780 (b) the manager or second violates any rules adopted by the commission or any of the
781 provisions of this chapter.

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

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

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

790 Section 22. Section **53-15-504**, which is renumbered from Section 13-33-505 is
791 renumbered and amended to read:

792 ~~[13-33-505]~~. **53-15-504. Penalty for unlawful conduct.**

793 A person who engages in any act of unlawful conduct, as defined in Section
794 ~~[13-33-102]~~ 53-15-102, is guilty of a class A misdemeanor.

795 Section 23. Section **53-15-505**, which is renumbered from Section 13-33-506 is
796 renumbered and amended to read:

797 ~~[13-33-506]~~. **53-15-505. Exemptions.**

798 ~~[The provisions of this]~~ This chapter ~~[do]~~ does not apply to:

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

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

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

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

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

808 Section 24. Section **53-15-506**, which is renumbered from Section 13-33-507 is
809 renumbered and amended to read:

810 ~~[13-33-507].~~ **53-15-506. Contest weights and classes -- Matching**

811 **contestants.**

812 (1) Boxing contest weights and classes are ~~[established as follows]~~:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

830 (2) Contest weights and classes for unarmed combat that is not boxing are ~~[established~~
831 ~~as follows]~~:

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

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

- 834 (c) featherweight is over 135 lbs (61.36 kgs.) to 145 lbs. (65.91 kgs.);
- 835 (d) lightweight is over 145 lbs. (65.91 kgs.) to 155 lbs. (70.45 kgs.);
- 836 (e) welterweight is over 155 lbs. (70.45 kgs.) to 170 lbs. (77.27 kgs.);
- 837 (f) middleweight is over 170 lbs. (77.27 kgs.) to 185 lbs. (84.09 kgs.);
- 838 (g) light-heavyweight is over 185 lbs. (84.09 kgs.) to 205 lbs. (93.18 kgs.);
- 839 (h) heavyweight is over 205 lbs. (93.18 kgs.) to 265 lbs. (120.45 kgs.); and
- 840 (i) super heavyweight is over 265 lbs. (120.45 kgs.).

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

843 (4) As to any unarmed combat contest:

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

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

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

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

- 851 (i) the win-loss record of the contestants;
- 852 (ii) the weight differential between the contestants;
- 853 (iii) the caliber of opponents for each contestant;
- 854 (iv) each contestant's number of fights; and
- 855 (v) previous suspensions or disciplinary actions of the contestants.

856 Section 25. Section **53-15-507**, which is renumbered from Section 13-33-508 is
 857 renumbered and amended to read:

858 **[13-33-508]. 53-15-507. Elimination boxing contests -- Conduct of**
 859 **contests -- Applicability of provisions -- Limitations on license -- Duration of contests --**
 860 **Equipment -- Limitations on contests.**

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

863 (2) Except as otherwise provided in this section and except as otherwise provided by
 864 specific statute, the provisions of this chapter pertaining to boxing apply to an elimination

865 boxing contest.

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

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

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

871 (4) A contestant:

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

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

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

Legislative Review Note
as of 1-23-07 12:48 PM

Office of Legislative Research and General Counsel

S.B. 162 - Pete Suazo Utah Athletic Commission

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 Public Safety. 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 Public Safety 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.
