

SENATE BILL No. 370

May 10, 2017, Introduced by Senator ROBERTSON and referred to the Committee on Regulatory Reform.

A bill to amend 2004 PA 403, entitled
"Michigan unarmed combat regulatory act,"
by amending sections 20, 30, 33, 33a, 47, 48, and 54a (MCL
338.3620, 338.3630, 338.3633, 338.3633a, 338.3647, 338.3648, and
338.3654a), sections 20, 30, 47, and 48 as amended and sections 33a
and 54a as added by 2015 PA 183 and section 33 as amended by 2016
PA 300.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 20. (1) The Michigan unarmed combat commission is created
2 in the department. The commission shall consist of 11 voting
3 members, appointed by the governor with the advice and consent of
4 the senate, as follows:

5 (a) Four members who have experience, knowledge, or background

1 in boxing.

2 (b) Four members who have experience, knowledge, or background
3 in mixed martial arts.

4 (c) Three members who are members of the general public.

5 (2) The department shall provide the budgeting, procurement,
6 human resources, information technology, and related management
7 functions of the commission.

8 (3) Except as otherwise provided in this subsection, members
9 of the commission shall serve a term of 4 years. However, of the
10 initial members appointed under this act, the governor shall
11 appoint 2 of the members to terms of 4 years, 2 of the members to
12 terms of 2 years, and 3 of the members to terms of 1 year. Members
13 appointed by the governor serve at the pleasure of the governor.

14 (4) Subject to subsections (5) and (6), 7 members of the
15 commission constitute a quorum of the commission under this act.
16 Subject to subsections (5) and (6), approval by at least 4 of the
17 members, or by a majority of those members who have not
18 participated in an investigation or administrative hearing
19 regarding a matter before the commission, is necessary for action
20 by the commission.

21 (5) All of the following apply if a proposed action of the
22 commission is designated by the director as related only to boxing:

23 (a) The proposed action shall only be considered by the
24 commission members described in subsection (1)(a) and (c).

25 (b) The quorum requirement for consideration of the proposed
26 action is 4 members who are eligible to consider the action under
27 subdivision (a), 2 of whom are members described in subsection

1 (1) (a) .

2 (c) Approval by at least 3 of the members who are eligible to
3 consider the action under subdivision (a) is required for the
4 commission to take that action.

5 (6) All of the following apply if a proposed action of the
6 commission is designated by the director as related only to mixed
7 martial arts:

8 (a) The proposed action shall only be considered by the
9 commission members described in subsection (1) (b) and (c) .

10 (b) The quorum requirement for consideration of the proposed
11 action is 4 members who are eligible to consider the action under
12 subdivision (a), 2 of whom are members described in subsection
13 (1) (b) .

14 (c) Approval by at least 3 of the members who are eligible to
15 consider the action under subdivision (a) is required for the
16 commission to take that action.

17 (7) While serving as a member of the commission, an individual
18 shall not promote or sponsor any contest or event of any unarmed
19 combat, or a combination of those contests or events, or have any
20 financial interest in the promotion or sponsorship of those
21 contests or events. The commission shall meet not less than 4 times
22 per year. The chair in his or her discretion may cancel 1 or more
23 of these meetings if he or she determines that there is no business
24 to conduct at a meeting. If requested by the chair, the department
25 may schedule additional interim meetings.

26 (8) Except as otherwise provided in sections ~~33(10)~~ **33(9)** and
27 61a, the records of the commission are subject to disclosure under

1 the freedom of information act, 1976 PA 442, MCL 15.231 to 15.246.

2 (9) Meetings of the commission are subject to the open
3 meetings act, 1976 PA 267, MCL 15.261 to 15.275.

4 Sec. 30. (1) A person shall not conduct a contest or event
5 that is regulated under this act without a promoter's license under
6 this act, or engage in or attempt to engage in any other activity
7 regulated under this act without the applicable license issued by
8 the department under this act, unless the person is exempt from
9 licensure under this act.

10 (2) An annual license issued under this act expires on August
11 ~~31. of the calendar year following the year in which the license~~
12 ~~was issued.~~

13 Sec. 33. (1) An application for a promoter's license must be
14 in writing and shall include the legal name, street address, and
15 telephone number of the applicant.

16 (2) An applicant for a promoter's license must demonstrate
17 good moral character. If an applicant for a promoter's license is
18 denied a license because of a lack of good moral character, the
19 applicant may petition the commission for a review of the decision
20 under section 46.

21 (3) Before the department grants an approval for a contest or
22 event, the promoter must submit a bond to the department that meets
23 all of the following:

24 (a) Is in an amount fixed by the department but not less than
25 \$20,000.00 or more than \$50,000.00.

26 (b) Is executed by the promoter as principal.

27 (c) Is issued by a corporation that is qualified under the

1 laws of this state as a surety.

2 (d) Is payable to the state of Michigan.

3 (e) Is purchased at least 5 days before the contest.

4 (f) Is conditioned on the faithful distribution of all money
5 owed by the promoter as a result of the event.

6 (g) Is for the benefit of any person that is damaged by the
7 promoter's nonpayment of any liabilities associated with the event.

8 (h) Allows any affected person to bring an action on the bond.

9 (i) Remains in effect until all complaints properly filed with
10 the department for nonpayment of obligations covered by the bond
11 are fully adjudicated. A complaint is not properly filed if it is
12 not filed within 30 business days following the event covered by
13 the bond.

14 (4) A promoter must apply for and obtain an annual license
15 from the department in order to present a program of contests or
16 events regulated under this act. The annual license fee is \$300.00.
17 The department shall request, and the applicant shall provide, any
18 information that the department determines is necessary to
19 ascertain the financial stability of the applicant. Section 61a
20 applies to any information provided by an applicant under this
21 subsection.

22 (5) A promoter that conducts an event in this state shall pay
23 an event fee of \$500.00.

24 (6) To assure the integrity of the sports of boxing and mixed
25 martial arts, the public interest, and the welfare and safety of
26 contestants, each promoter that conducts an event in this state
27 shall pay a regulatory and enforcement fee for that event in an

1 amount equal to 3% of the total gross receipts from any contracts
2 for the sale, lease, or other exploitation of broadcasting,
3 television, and motion picture rights or other media for the event,
4 or \$25,000.00, whichever is less, if either of the following is
5 met:

6 (a) The event is located in a venue with a seating capacity of
7 more than 5,000.

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

11 (7) For purposes of subsection (6), at least 10 days before
12 the event, the promoter shall submit any contract that is subject
13 to the regulatory and enforcement fee to the department, stating
14 the amount of the probable total gross receipts from the sale,
15 lease, or other exploitation of broadcasting, television, motion
16 picture rights, or other media for the event. However, this
17 subsection does not apply to a promoter that agrees to pay a
18 regulatory and enforcement fee under subsection (6) of \$25,000.00,
19 and the department receives that payment from the promoter at least
20 3 business days before the event.

21 (8) The department shall deposit the money received from the
22 proceeds of the regulatory and enforcement fee into the fund
23 created in section 22 and use those proceeds for the purposes
24 described in that section.

25 (9) Within 1 business day before a contest or event, the
26 promoter shall deliver to the department a copy of all of the
27 executed contracts between the promoter and the professionals who

1 are participating in that contest or event. The copies of the
2 contracts are exempt from disclosure under the freedom of
3 information act, 1976 PA 442, MCL 15.231 to 15.246, except that the
4 department may disclose statistical information on the number,
5 types, and amounts of contracts if information regarding
6 identifiable individuals or categories is not revealed.

7 (10) The commission or department may require that a promoter
8 ensure that a contestant is available for drug testing before or
9 after a contest to detect the presence of controlled substances,
10 alcohol, enhancers, stimulants, performance enhancing drugs, or
11 other drugs or substances prohibited by rules promulgated by the
12 department, or derivatives or metabolites of controlled substances,
13 alcohol, enhancers, stimulants, performance enhancing drugs, or
14 other drugs or substances prohibited by rules promulgated by the
15 department. A contestant shall submit to a urinalysis or chemical
16 test before or after a contest if the commission, the department, a
17 designated representative of the commission or department, or an
18 inspector described in subsection (11) directs him or her to do so.
19 If a contestant fails or refuses to submit to a urinalysis or
20 chemical test under this subsection, or the results of the
21 urinalysis or chemical test confirm or demonstrate that the
22 contestant has violated this act, he or she is subject to
23 disciplinary action by the commission under this act. In addition
24 to any other disciplinary action by the commission, if the
25 contestant won the contest or the contest was a draw, the
26 commission may change the result of that contest to a no decision.
27 The department may promulgate rules to define the terms

1 "stimulants" or "performance enhancing ~~drugs.~~"**DRUGS**".

2 (11) A promoter shall not conduct a professional boxing,
3 professional mixed martial arts, or amateur mixed martial arts
4 event in this state unless at least 1 inspector is present at the
5 event. All of the following apply to an inspector:

6 (a) An inspector shall not have any relationship or business
7 interest with a licensee involved in an event for which he or she
8 is the inspector.

9 (b) An inspector shall collect and submit all contestant drug
10 tests as required by the department to ensure the chain of custody
11 of those tests.

12 (C) AN INSPECTOR SHALL WEIGH IN EACH CONTESTANT.

13 (D) AN INSPECTOR SHALL TABULATE THE SCORES OF EACH CONTEST.

14 (E) AN INSPECTOR SHALL APPROVE EACH CONTESTANT'S HAND WRAPS
15 BEFORE A CONTEST.

16 (F) AN INSPECTOR SHALL MONITOR THE ACTIONS OF EACH INDIVIDUAL
17 WHO ASSISTS A CONTESTANT DURING THE CONTEST.

18 (G) ~~(e)~~—An inspector must be an individual who meets any of
19 the following:

20 (i) Is licensed or certified, or was previously licensed or
21 certified, by the commission on law enforcement standards under the
22 Michigan commission on law enforcement standards act, 1965 PA 203,
23 MCL 28.601 to 28.615.

24 (ii) Is licensed by the department as a private security guard
25 or security guard agency.

26 (iii) Is employed by a security guard agency that is licensed
27 by the department.

1 (iv) WAS PREVIOUSLY APPROVED AS AN INSPECTOR BY THE
2 DEPARTMENT.

3 (v) IS APPROVED BY THE DEPARTMENT.

4 (H) ~~(d)~~—The department may promulgate rules under the
5 administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to
6 24.328, to establish additional duties of inspectors.

7 (I) ~~(e)~~—An inspector shall receive reasonable compensation,
8 and reimbursement of his or her actual and necessary travel
9 expenses, for attending an event.

10 (J) ~~(f)~~—The promoter of an event is responsible for payment of
11 an inspector for that event under subdivision ~~(e)~~-(I).

12 Sec. 33a. (1) Before an individual participates in a contest,
13 he or she shall obtain a contestant license from the department. To
14 obtain a contestant license, an applicant must submit all of the
15 following to the department:

16 (a) An application that includes his or her name, address, and
17 date of birth. The department may prescribe the form and the
18 contents of the application form.

19 (b) With the application described in subdivision (a), a
20 nonrefundable application processing fee in the amount of \$45.00
21 and an annual license fee of \$45.00.

22 (c) If he or she is applying for a license as a professional
23 contestant in boxing, the identification number of his or her
24 federal identification card described in section 33d(1).

25 (d) If he or she is applying for a license as a professional
26 contestant in mixed martial arts, the identification number of his
27 or her national identification card described in section 33d(2).

1 (2) Except as otherwise provided in this act, the department
2 shall issue a contestant license under this section to an
3 individual who meets the contestant licensing requirements under
4 this act and rules promulgated under this act. The department shall
5 assign a license number to each license issued under this
6 subsection.

7 (3) In any notice, report, or other communication with the
8 department or commission that identifies or refers to a specific
9 contestant, including, but not limited to, the report of the
10 results of each contest under section ~~54a(2)(bb)~~, **54A(2)(AA)**, a
11 promoter shall include the license number of the contestant
12 assigned under subsection (2).

13 (4) An individual shall not receive a contestant license under
14 this section unless he or she passes a physical examination that is
15 performed by a physician and submits the results of that
16 examination to the department on a form prescribed by the
17 department.

18 **(5) AN INDIVIDUAL SHALL NOT RECEIVE A CONTESTANT LICENSE UNDER**
19 **THIS SECTION UNLESS HE OR SHE IS AT LEAST 18 YEARS OF AGE.**

20 Sec. 47. (1) The department shall initiate an action under
21 this chapter against an applicant or take any other allowable
22 action against the license of any contestant, promoter, or
23 participant if the department determines that the applicant or
24 licensee does any of the following:

25 (a) Engages in fraud, deceit, or dishonesty in obtaining a
26 license.

27 (b) Engages in fraud, deceit, or dishonesty in performing the

1 duties of a promoter, if applicable, or otherwise practicing that
2 person's licensed occupation.

3 (c) If the licensee or applicant pays a fee under this act
4 with a check, money order, or similar instrument or with a credit
5 card or debit card and that payment is dishonored or otherwise
6 refused when presented by the department for payment, fails to pay
7 that fee and reimburse the department for any charges incurred by
8 the department in connection with that dishonored or refused
9 payment. If a payment is dishonored or refused, the license is
10 immediately suspended and remains suspended until the fee and the
11 related charges are paid. As used in this subdivision, "dishonored"
12 means that term as described in section 3502 of the uniform
13 commercial code, 1962 PA 174, MCL 440.3502.

14 (d) Enters into a contract for a contest or event in bad
15 faith.

16 (e) Participates in any sham or fake contest or event.

17 (f) Participates in a contest or event under a collusive
18 understanding or agreement in which the contestant competes or
19 terminates the contest or event in a manner that is not based on
20 honest competition or the honest exhibition of the skill of the
21 contestant.

22 (g) Is determined to have failed to give his or her best
23 efforts, failed to compete honestly, or failed to give an honest
24 exhibition of his or her skills in a contest.

25 (h) Is determined to have performed an act or engaged in
26 conduct that is detrimental to a contest or event, including, but
27 not limited to, any foul or unsportsmanlike conduct in connection

1 with a contest or event.

2 (i) Gambles on the outcome of a contest or event in which he
3 or she is a contestant, matchmaker, ring official, or second.

4 (j) Assaults another licensee, outside of or while not
5 involved in a contest, a commission member, or a department
6 employee.

7 (k) Engages in false advertising.

8 (l) Fails to comply with a subpoena issued under this act.

9 (m) Fails to provide a requested document or records to the
10 department.

11 (n) Violates or fails to comply with a settlement with or
12 final order issued by the department or commission.

13 (o) Fails to pay any obligation that is related to the normal
14 course of promoting an event, including, but not limited to, venue
15 rent or judge, physician, referee, or timekeeper fees.

16 (p) Enters into a contract for a contest or event in bad
17 faith.

18 (q) Gambles on the outcome of a contest or event of which the
19 person is a promoter.

20 (r) Fails to file current address information with the
21 department **WITHIN 30 DAYS AFTER A CHANGE OCCURS.**

22 (s) Tampers with or coerces a contestant.

23 (t) Aids or abets another person to act as a promoter,
24 contestant, or participant or conduct an event without a license
25 under this act.

26 (u) Violates any other provision of this act or a rule
27 promulgated under this act for which a penalty or remedy is not

1 otherwise prescribed.

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

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

5 (b) For purposes of section 48(5), specific summary suspension
6 procedures for contestants who fail to submit to a drug test or who
7 test positive for controlled substances, alcohol, enhancers,
8 stimulants, performance enhancing drugs, or other drugs or
9 substances prohibited by rules promulgated by the department, or
10 derivatives or metabolites of controlled substances, alcohol,
11 enhancers, stimulants, performance enhancing drugs, or other drugs
12 or substances prohibited by rules promulgated by the department.
13 The rules shall include all of the following:

14 (i) A procedure to allow the department to place the licensee
15 on the national suspension list maintained by the designated
16 recordkeeper authorized by the Association of Boxing Commissions.

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

18 (iii) A relicensing procedure following summary suspension.

19 (3) Each promoter shall furnish each member of the commission
20 present at a contest or event a seat in the area immediately
21 adjacent to the contest or event. An additional seat shall be
22 provided in the venue.

23 Sec. 48. (1) If it receives an application for reinstatement
24 and the payment of any administrative fine assessed by the
25 commission under this section, the commission may reinstate a
26 revoked license or lift a suspension.

27 (2) All of the following apply if disciplinary action is taken

1 against a person under this act:

2 (a) If the disciplinary action does not relate to a contest or
3 event, the commission may, in lieu of suspending or revoking a
4 license, assess an administrative fine in an amount that does not
5 exceed \$10,000.00.

6 (b) If disciplinary action is taken against a person under
7 this act that relates to the preparation for a **PROFESSIONAL** contest
8 or ~~an~~-event, the occurrence of a **PROFESSIONAL** contest or ~~an~~-event,
9 or any other action taken in conjunction with a **PROFESSIONAL**
10 contest or ~~an~~-event, the commission may assess an administrative
11 fine in an amount that does not exceed 100% of the share of the
12 purse to which the holder of the license is entitled for the
13 contest or event.

14 (C) IF DISCIPLINARY ACTION IS TAKEN AGAINST A PERSON UNDER
15 THIS ACT THAT RELATES TO THE PREPARATION FOR AN AMATEUR CONTEST OR
16 EVENT, THE OCCURRENCE OF AN AMATEUR CONTEST OR EVENT, OR ANY OTHER
17 ACTION TAKEN IN CONJUNCTION WITH AN AMATEUR CONTEST OR EVENT, THE
18 COMMISSION MAY ASSESS AN ADMINISTRATIVE FINE IN AN AMOUNT THAT DOES
19 NOT EXCEED \$10,000.00.

20 (D) ~~(e)~~-If disciplinary action is taken against a person,
21 other than a contestant, that relates to the preparation for a
22 contest or event, the occurrence of a contest or event, or any
23 other action taken in conjunction with a contest or event, the
24 commission may assess an administrative fine in an amount that does
25 not exceed \$100,000.00.

26 (3) The commission may assess an administrative fine under
27 subsection (2) in addition to, or in lieu of, taking any other

1 disciplinary action against the person.

2 (4) If an administrative fine is assessed under this section,
3 the commission may recover the costs of the proceeding, including
4 investigative costs and attorney fees. The department or the
5 attorney general may bring an action in a court of competent
6 jurisdiction to recover any administrative fines, investigative and
7 other allowable costs, and attorney fees. The filing of an action
8 to recover fines and costs does not bar the imposition of other
9 penalties or remedies under this act.

10 (5) Either of the following is grounds for summary suspension
11 of the individual's license under section 42:

12 (a) A test resulting in a finding of the presence of
13 controlled substances, alcohol, enhancers, stimulants, performance
14 enhancing drugs, or other drugs or substances prohibited by rules
15 promulgated by the department, or derivatives or metabolites of
16 controlled substances, alcohol, enhancers, stimulants, performance
17 enhancing drugs, or other drugs or substances prohibited by rules
18 promulgated by the department.

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

21 Sec. 54a. (1) A licensed promoter that presents an unarmed
22 combat event in this state must comply with all of the following:

23 (a) At least ~~5~~30 days before the event, submit a request for
24 approval of the event to the department, on a form prescribed by
25 the department. The request shall include the names the promoter is
26 required to provide under subdivisions (d), (e), (f), and (g).

27 (b) Within the 5-day period preceding a professional boxing or

1 professional mixed martial arts event, submit the fight records of
2 each contestant to the department. "Fight records" means that term
3 as defined by the department by rule.

4 (c) Pay all obligations that are related to the normal course
5 of promoting an unarmed combat event, including, but not limited
6 to, venue rent and judge, physician, referee, and timekeeper fees.

7 (d) Arrange for a physician to attend the event for purposes
8 of subsection ~~(2) (I)~~, **(2) (K)**, and arrange for an alternate
9 physician to attend the event if the original physician is unable
10 to attend the event. The promoter shall include the name of the
11 physician and the alternate physician described in this subdivision
12 in the request submitted under subdivision (a).

13 (e) Arrange for an ambulance that is staffed by emergency
14 medical technicians to be on the premises to attend the event for
15 purposes of subsection ~~(2) (K)~~, **(2) (J)**, and arrange for an alternate
16 ambulance that is staffed by emergency medical technicians to be on
17 the premises to attend the event if the original ambulance and
18 emergency medical technicians are unable to attend the event. The
19 promoter shall include the name of the ambulance provider ~~and the~~
20 ~~emergency medical technicians~~ and the alternate ambulance provider
21 ~~and emergency medical technicians~~ described in this subdivision in
22 the request submitted under subdivision (a).

23 (f) Arrange for a referee, judges, and a timekeeper to attend
24 the event for purposes of subsection ~~(2) (M)~~, **(2) (I)**. The promoter
25 shall include the names of the referee, judges, and timekeeper
26 described in this subdivision in the request submitted under
27 subdivision (a).

1 (g) Arrange for an inspector who meets the requirements of
2 section 33(11) to attend the event for purposes of subsection
3 ~~(2)(m)~~—(2) (l). The promoter shall include the name of the
4 inspector, and any other information about the inspector that is
5 required by the department, in the request submitted under
6 subdivision (a).

7 (h) Maintain records of the event for at least 1 year after
8 the date of the scheduled event and make those records available to
9 the department or law enforcement officials on request.

10 (2) A licensed promoter that is presenting an amateur mixed
11 martial arts, professional mixed martial arts, or professional
12 boxing event in this state shall ensure that all of the following
13 are met in the conduct of the event:

14 (a) Except as provided in subdivision (b), each individual
15 mixed martial arts contest consists of not more than 3 rounds, of
16 not more than 5 minutes' duration, with at least a 1-minute rest
17 period between each round; and the length of each individual boxing
18 contest is determined by the department but does not exceed 10
19 rounds, of not more than 5 minutes' duration, with at least a 1-
20 minute rest period between each round.

21 (b) Each individual national or international championship
22 mixed martial arts contest consists of not more than 5 rounds, of
23 not more than 5 minutes' duration, with at least a 1-minute rest
24 period between each round; and the length of each individual
25 national or international championship boxing contest is determined
26 by the department but does not exceed 12 rounds, of not more than 5
27 minutes' duration, with at least a 1-minute rest period between

1 each round.

2 (c) Each mixed martial arts contestant wears gloves, supplied
3 by the promoter, that weigh at least 4 ounces and not more than 8
4 ounces; and each boxing contestant wears gloves that each weigh at
5 least 8 ounces and not more than 16 ounces.

6 (d) The referee examines the gloves worn by each contestant
7 before and during a contest. If the referee finds that a glove is
8 misplaced, lumpy, broken, roughed, or otherwise unfit, the
9 contestant must change the glove before the start of the contest.

10 (e) Before a contestant participates in a contest, he or she
11 is weighed and placed in the appropriate weight class. **THE**
12 **DEPARTMENT BY RULE SHALL ESTABLISH WEIGHT CLASSES FOR CONTESTANTS.**

13 ~~As used in this subdivision and subdivision (f), "weight class"~~
14 ~~means 1 of the following:~~

15 ~~—— (i) Mini flyweight, if he or she weighs 105 pounds or less.~~

16 ~~—— (ii) Light flyweight, if he or she weighs 106 to 108 pounds.~~

17 ~~—— (iii) Flyweight, if he or she weighs 109 to 112 pounds.~~

18 ~~—— (iv) Super flyweight, if he or she weighs 113 to 115 pounds.~~

19 ~~—— (v) Bantamweight, if he or she weighs 116 to 118 pounds.~~

20 ~~—— (vi) Super bantamweight, if he or she weighs 119 to 122~~
21 ~~pounds.~~

22 ~~—— (vii) Featherweight, if he or she weighs 123 to 126 pounds.~~

23 ~~—— (viii) Super featherweight, if he or she weighs 127 to 130~~
24 ~~pounds.~~

25 ~~—— (ix) Lightweight, if he or she weighs 131 to 135 pounds.~~

26 ~~—— (x) Super lightweight, if he or she weighs 136 to 140 pounds.~~

27 ~~—— (xi) Welterweight, if he or she weighs 141 to 147 pounds.~~

- 1 ~~—— (xii) Super welterweight, if he or she weighs 148 to 154~~
2 ~~pounds.~~
- 3 ~~—— (xiii) Middleweight, if he or she weighs 155 to 160 pounds.~~
- 4 ~~—— (xiv) Super middleweight, if he or she weighs 161 to 168~~
5 ~~pounds.~~
- 6 ~~—— (xv) Light heavyweight, if he or she weighs 169 to 175 pounds.~~
- 7 ~~—— (xvi) Cruiserweight, if he or she weighs 176 to 200 pounds.~~
- 8 ~~—— (xvii) Heavyweight, if he or she weighs 201 to 260 pounds.~~
- 9 ~~—— (xviii) Super heavyweight, if he or she weighs 261 pounds or~~
10 ~~more.~~
- 11 ~~—— (f) A contestant only participates in a contest with another~~
12 ~~contestant who meets 1 of the following:~~
- 13 ~~—— (i) The other contestant is in the same class as the~~
14 ~~contestant.~~
- 15 ~~—— (ii) If the contestant's weight class is mini flyweight, light~~
16 ~~flyweight, flyweight, super flyweight, or bantamweight, and the~~
17 ~~other contestant is in another weight class, the weight difference~~
18 ~~between the contestants is not more than 3 pounds.~~
- 19 ~~—— (iii) If the contestant's weight class is super bantamweight,~~
20 ~~featherweight, or super featherweight, and the other contestant is~~
21 ~~in another weight class, the weight difference between the~~
22 ~~contestants is not more than 4 pounds.~~
- 23 ~~—— (iv) If the contestant's weight class is lightweight or super~~
24 ~~lightweight, and the other contestant is in another weight class,~~
25 ~~the weight difference between the contestants is not more than 5~~
26 ~~pounds.~~
- 27 ~~—— (v) If the contestant's weight class is welterweight, super~~

1 ~~welterweight, middleweight, super middleweight, or light~~
2 ~~heavyweight, and the other contestant is in another weight class,~~
3 ~~the weight difference between the contestants is not more than 7~~
4 ~~pounds.~~

5 ~~—— (vi) If the contestant's weight class is heavyweight or super~~
6 ~~heavyweight, there is no limitation on the weight difference~~
7 ~~between the contestant and the other contestant.~~

8 (F) ~~(g)~~ An individual does not compete as a contestant unless
9 he or she submits to the ~~promoter~~ **DEPARTMENT** a medical
10 certification of negative results for hepatitis B and C and HIV
11 tests that were performed on the contestant in the 180-day period
12 that precedes the scheduled contest or event.

13 (G) ~~(h)~~ An individual does not compete as a contestant unless
14 he or she submits to the ~~promoter~~ **DEPARTMENT** the results of an
15 ophthalmologic exam that was performed ~~in the 180-day period that~~
16 ~~precedes the contest or event and the results of the exam are~~
17 ~~submitted to the department.~~ **BY A LICENSED OPTOMETRIST OR**
18 **OPHTHALMOLOGIST WITHIN THE 12-MONTH PERIOD THAT PRECEDES THE**
19 **CONTEST OR EVENT THAT INDICATE THAT THE CONTESTANT IS MEDICALLY**
20 **CLEARED TO FIGHT. THE INDIVIDUAL SHALL SUBMIT THE RESULTS ON A FORM**
21 **PRESCRIBED BY THE DEPARTMENT.**

22 (H) ~~(i)~~ A female individual does not compete as a contestant
23 unless she submits to the ~~promoter~~ **DEPARTMENT** the results of a
24 pregnancy test that was performed on her in the 7-day period that
25 precedes the contest or event and the results of the pregnancy test
26 are negative.

27 (I) ~~(j)~~ An individual is not allowed to compete as a

1 contestant without proper medical clearance.

2 (J) ~~(k)~~—The event does not take place or continue without an
3 ambulance that is staffed by at least 2 emergency medical
4 technicians on the premises of the event.

5 (K) ~~(l)~~—The event does not take place or continue without a
6 physician at the event.

7 (I) ~~(m)~~—The event does not take place or continue without an
8 inspector and a trained and competent referee, judge, and
9 timekeeper.

10 (M) ~~(n)~~—An individual is not allowed to compete as a
11 contestant if there is any reason to suspect that he or she is
12 impaired or has used or uses performance enhancing drugs.

13 (N) ~~(o)~~—A professional is not allowed to compete as a
14 contestant in an amateur event. **CONTEST.**

15 (O) ~~(p)~~—If an individual lost a contest by a technical
16 knockout in the 30-day period preceding the event, he or she is not
17 allowed to compete as a contestant unless he or she submits the
18 results of a physical examination to the department that indicate
19 that he or she is fit to compete.

20 (P) ~~(q)~~—The physician at the event determines the status of a
21 contestant who is knocked out or whose contest is stopped by the
22 referee. The physician may make recommendations concerning either
23 of the following:

24 (i) The contestant's status, including, but not limited to, a
25 recommendation to the department that the contestant not compete
26 for a period of time specified by the physician.

27 (ii) The need for additional testing or examination of the

1 contestant, including, but not limited to, a postfight neurological
2 examination, which may include performing computerized axial
3 tomography (CAT) scans or magnetic resonance imaging (MRI) on the
4 contestant immediately after the contestant leaves the event venue.

5 (Q) ~~(P)~~—If a physician recommended that the contestant not
6 compete for a period of time under subdivision ~~(Q) (i)~~, **(P) (i)**, that
7 contestant does not compete in another contest during that time
8 period.

9 (R) ~~(S)~~—If a physician recommended further neurological
10 examination of a contestant under subdivision ~~(Q) (ii)~~, **(P) (ii)**,
11 that contestant does not compete in another contest until those
12 examinations are conducted, the promoter and department receive
13 copies of the examination reports, and the reports demonstrate that
14 the contestant is fit to compete.

15 (S) ~~(T)~~—A contestant who sustains a severe injury or knockout
16 in a contest is examined by a physician and is not permitted to
17 compete in another contest until a physician certifies that the
18 contestant is fully recovered.

19 (T) ~~(U)~~—An individual who meets all of the following does not
20 compete as a contestant:

21 (i) He or she participated in multiple contests before the
22 event.

23 (ii) In any 90-day period, he or she was knocked out in 2
24 contests or 2 of his or her contests were stopped and a physician
25 recommended neurological testing under subdivision ~~(Q)~~ **(P)** after
26 any of those contests.

27 (iii) The second knockout or stoppage described in

1 subparagraph (ii) occurred in the 120-day period preceding the
2 event.

3 (U) ~~(v)~~—An individual who meets all of the following does not
4 compete as a contestant:

5 (i) He or she participated in multiple contests before the
6 event.

7 (ii) In any 12-month period, he or she was knocked out in 3
8 consecutive contests or 3 consecutive contests were stopped and a
9 physician recommended neurological testing under subdivision ~~(q)~~
10 (P) after any of those contests.

11 (iii) The third knockout or stoppage described in subparagraph
12 (ii) occurred in the 1-year period preceding the event.

13 (V) ~~(w)~~—If an individual was not allowed to compete as a
14 contestant in an earlier event because he or she met the
15 requirement of subdivision (S), (t), OR (u) ~~, or (v)~~ at the time of
16 that earlier event, he or she does not compete as a contestant
17 unless he or she provides the promoter with proper medical
18 clearance.

19 (W) ~~(x)~~—Each contestant is at least 18 years of age.

20 (X) ~~(y)~~—A contestant does not compete in more than 1 contest
21 at an event.

22 (Y) ~~(z)~~—All of the contestants in a contest are the same
23 gender.

24 (Z) ~~(aa)~~—An individual does not participate as a contestant if
25 he or she participated in another contest in the 7-day period
26 preceding the event.

27 (AA) ~~(bb)~~—The results of each contest are reported to the

1 department, on a form prescribed by the department, within 48 hours
2 after the conclusion of the event. The report shall include any
3 physician recommendations under subdivision ~~(q)~~ **(P)**. Within 2
4 business days after it receives those results, the department shall
5 enter those results in each national contest results database
6 selected by the department.

7 **(BB)** ~~(ee)~~ In a professional event, that tickets sold by
8 contestants are not a factor in determining the amount of the
9 purse.

10 **(CC)** ~~(dd)~~ If a mixed martial arts contest is a cage fight, the
11 referee conducts a safety inspection of the cage before the
12 contest.

13 Enacting section 1. This amendatory act takes effect 90 days
14 after the date it is enacted into law.