
SUBSTITUTE HOUSE BILL 1348

State of Washington 61st Legislature 2009 Regular Session

By House Commerce & Labor (originally sponsored by Representatives Green, Conway, and Sullivan)

READ FIRST TIME 02/10/09.

1 AN ACT Relating to professional athletics regulated by the
2 department of licensing; amending RCW 67.08.002, 67.08.007, 67.08.015,
3 67.08.017, 67.08.030, 67.08.050, 67.08.055, 67.08.060, 67.08.080,
4 67.08.110, 67.08.140, 67.08.160, 67.08.170, 67.08.180, 67.08.200, and
5 67.08.300; reenacting and amending RCW 67.08.090 and 67.08.100; adding
6 new sections to chapter 67.08 RCW; repealing RCW 67.08.010, 67.08.040,
7 67.08.130, 67.08.220, and 67.08.240; prescribing penalties; and
8 providing an effective date.

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

10 NEW SECTION. **Sec. 1.** A new section is added to chapter 67.08 RCW
11 to read as follows:

12 In the interest of ensuring the safety and welfare of the
13 participants, the director of the department of licensing is required
14 to direct, supervise, and control all boxing, mixed martial arts,
15 kickboxing, and wrestling events conducted within this state and an
16 event may not be held in this state except in accordance with the
17 provisions of this chapter.

1 **Sec. 2.** RCW 67.08.002 and 2004 c 149 s 1 are each amended to read
2 as follows:

3 The definitions in this section apply throughout this chapter
4 unless the context clearly requires otherwise.

5 (1) "Amateur" means a person who has never received nor competed
6 for any purse or other article of value, either for expenses of
7 training or for participating in an event, other than a prize of fifty
8 dollars in value or less.

9 (2) "Bout" means a contest or match between participants appearing
10 at an event.

11 (3) "Boxing" means the sport of attack and defense which uses the
12 contestants fists and where the contestants compete with the intent not
13 to injure or disable an opponent, but to win by decision, knockout, or
14 technical knockout(~~(, but does not include professional wrestling)~~).

15 ~~((+3))~~ (4) "Chiropractor" means a person licensed under chapter
16 18.25 RCW as a doctor of chiropractic or under the laws of any
17 jurisdiction in which that person resides.

18 ~~((+4))~~ (5) "Department" means the department of licensing.

19 ~~((+5))~~ (6) "Director" means the director of the department of
20 licensing or the director's designee.

21 ~~((+6))~~ (7) "Event" includes, but is not limited to, a boxing,
22 kickboxing, wrestling, or mixed martial arts contest, (~~(sparring,~~
23 ~~fisticuffs,~~) match, show, ~~((or))~~ exhibition, or closed circuit
24 telecast.

25 ~~((+7))~~ (8) "Event fee" means the fee to be paid by the promoter
26 for an event.

27 (9) "Event physician" means ~~((the))~~ a physician licensed under RCW
28 67.08.100 and who is responsible for the activities described in RCW
29 67.08.090.

30 ~~((+8))~~ (10) "Face value" means the dollar value of a ticket ~~((or~~
31 ~~order))~~, which ~~((value must reflect the dollar amount that))~~ the
32 customer is required to pay ~~((or, for a complimentary ticket, would~~
33 ~~have been required to pay to purchase a ticket with equivalent seating~~
34 ~~priority,~~) in order to view the event.

35 ~~((+9))~~ (11) "Gross receipts" means the amount received from the
36 face value of all tickets sold ~~((and complimentary tickets redeemed))~~.

37 ~~((+10))~~ (12) "Kickboxing" means a type of boxing in which blows
38 are delivered with the fist and any part of the leg below the hip,

1 including the foot and where the contestants compete with the intent
2 not to injure or disable an opponent, but to win by decision, knockout,
3 or technical knockout.

4 ~~((+11+))~~ (13) "Mixed martial arts" means a type of boxing including
5 sumo, judo, karate, kung fu, tae kwon do, pankration, muay thai, or
6 other forms of full-contact martial arts or self-defense conducted on
7 a full-contact basis where weapons are not used and the
8 ~~((participants))~~ contestants utilize kicks, punches, blows, or other
9 techniques with the intent not to injure or disable an opponent, but to
10 ~~((defeat an opponent or))~~ win by decision, knockout, technical
11 knockout, or submission.

12 ~~((+12+))~~ (14) "No holds barred fighting," also known as "frontier
13 fighting" and "extreme fighting," means a contest, exhibition, or match
14 between contestants where any part of the contestant's body may be used
15 as a weapon or any means of fighting may be used with the specific
16 purpose to intentionally injure the other contestant in such a manner
17 that they may not defend themselves and a winner is declared. Rules
18 may or may not be used.

19 ~~((+13+))~~ (15) "Combative fighting," also known as "toughman
20 fighting," "toughwoman fighting," "badman fighting," and "so you think
21 you're tough," means a contest, exhibition, or match between
22 contestants who use their fists, with or without gloves, or their feet,
23 or both, and which allows contestants that are not trained in the sport
24 to compete and the object is to defeat an opponent or to win by
25 decision, knockout, or technical knockout.

26 ~~((+14+))~~ (16) "Participant" means a person licensed under this
27 chapter as a boxer, kickboxer, wrestler, or mixed martial artist who
28 competes against others for a purse or is compensated for participating
29 in a professional wrestling event.

30 (17) "Physician" means a person licensed under chapter 18.57(~~(-~~
31 ~~18.36A,~~) or 18.71 RCW as a physician or a person holding an
32 osteopathic or allopathic physician license under the laws of any
33 jurisdiction in which the person resides.

34 ~~((+15+))~~ (18) "Professional" means a person who has received or
35 competed for any purse or other articles of value greater than fifty
36 dollars, either for the expenses of training or for participating in an
37 event.

1 ~~((16))~~ (19) "Promoter" means a person, and includes any officer,
2 director, employee, or stockholder of a corporate promoter, who (a)
3 produces, arranges, stages, or holds ~~(, or gives)~~ an event in this
4 state involving a professional boxing, kickboxing, mixed martial arts,
5 or wrestling event ~~(,)~~; or (b) shows ~~((or causes to be shown))~~ in this
6 state a closed circuit telecast ~~((of a match))~~ involving a professional
7 ~~((participant))~~ boxing, kickboxing, mixed martial arts, or wrestling
8 event whether or not the telecast originates in this state.

9 ~~((17))~~ (20) "Wrestling ~~((exhibition" or "wrestling show))~~" means
10 a form of sports entertainment in which the ~~((participants))~~
11 contestants play a role or display their skills in a physical struggle
12 against each other in the ring and either the outcome may be
13 predetermined or the ~~((participants))~~ contestants do not necessarily
14 strive to win, or both.

15 ~~((18))~~ (21) "Amateur event" means an event in which all the
16 ~~((participants))~~ contestants are "amateurs" and which is registered and
17 sanctioned by ~~((~~

- 18 ~~(a) United States Amateur Boxing, Inc.;~~
- 19 ~~(b) Washington Interscholastic Activities Association;~~
- 20 ~~(c) National Collegiate Athletic Association;~~
- 21 ~~(d) Amateur Athletic Union;~~
- 22 ~~(e) Golden Gloves of America;~~
- 23 ~~(f) United Full Contact Federation;~~
- 24 ~~(g) Any similar organization recognized by the department as~~
25 ~~exclusively or primarily dedicated to advancing the sport of amateur~~
26 ~~boxing, kickboxing, or martial arts, as those sports are defined in~~
27 ~~this section; or~~

28 ~~(h) Local affiliate of any organization identified in this~~
29 ~~subsection))~~ an organization or a local affiliate of an organization
30 defined in rule and recognized by the department as exclusively or
31 primarily dedicated to advancing the sport of amateur boxing,
32 kickboxing, or mixed martial arts.

33 ~~((19))~~ (22) "Elimination tournament" means any contest in which
34 contestants compete in a series of matches until not more than one
35 contestant remains in any weight category. The term does not include
36 any event that complies with the provisions of RCW 67.08.015 ~~((2) (a)~~
37 ~~or (b))~~.

1 **Sec. 3.** RCW 67.08.007 and 1993 c 278 s 9 are each amended to read
2 as follows:

3 The department may employ or contract with and fix the compensation
4 of such ~~((officers,))~~ employees~~((,))~~ and ~~((inspectors))~~ appointed
5 officials as may be necessary to administer the provisions of this
6 chapter as amended.

7 **Sec. 4.** RCW 67.08.015 and 2004 c 149 s 2 are each amended to read
8 as follows:

9 ~~((1) In the interest of ensuring the safety and welfare of the~~
10 ~~participants, the department shall have power and it shall be its duty~~
11 ~~to direct, supervise, and control all boxing, martial arts, and~~
12 ~~wrestling events conducted within this state and an event may not be~~
13 ~~held in this state except in accordance with the provisions of this~~
14 ~~chapter. The department may, in its discretion, issue and for cause,~~
15 ~~which includes concern for the safety and welfare of the participants,~~
16 ~~take any of the actions specified in RCW 18.235.110 against a license~~
17 ~~to promote, conduct, or hold boxing, kickboxing, martial arts, or~~
18 ~~wrestling events where an admission fee is charged by any person, club,~~
19 ~~corporation, organization, association, or fraternal society.~~

20 ~~(2) All boxing, kickboxing, martial arts, or wrestling events that:~~
21 ~~(a) Are))~~ The following are not subject to this chapter, except for
22 section 5 of this act:

23 (1) Events conducted by any ~~((common))~~ school, college, or
24 university, whether public or private, or by the official student
25 association thereof, whether on or off the school, college, or
26 university grounds, where all the ~~((participating))~~ contestants are
27 ~~((bona fide))~~ students enrolled in any ~~((common))~~ school, college, or
28 university, within or without this state; or

29 ~~((b) Are))~~ (2) Entirely amateur events as defined in RCW
30 67.08.002~~((+18))~~ (21) and promoted on a nonprofit basis or for
31 charitable purposes~~((+~~
32 ~~are not subject to the licensing provisions of this chapter. A boxing,~~
33 ~~martial arts, kickboxing, or wrestling event may not be conducted~~
34 ~~within the state except under a license issued in accordance with this~~
35 ~~chapter and the rules of the department except as provided in this~~
36 ~~section.~~

1 ~~(3) The director shall prohibit events unless all of the~~
2 ~~contestants are licensed or otherwise exempt from licensure as provided~~
3 ~~under this chapter.~~

4 ~~(4) No amateur or professional no holds barred fighting or~~
5 ~~combative fighting type of contest, exhibition, match, or similar type~~
6 ~~of event, nor any elimination tournament, may be held in this state.~~
7 ~~Any person promoting such an event is guilty of a class C felony.~~
8 ~~Additionally, the director may apply to a superior court for an~~
9 ~~injunction against any and all promoters of a contest, and may request~~
10 ~~that the court seize all money and assets relating to the~~
11 ~~competition)).~~

12 NEW SECTION. **Sec. 5.** A new section is added to chapter 67.08 RCW
13 to read as follows:

14 No amateur or professional no holds barred fighting or combative
15 fighting contest, exhibition, match, or similar type of event, nor any
16 elimination tournament, may be held in this state. Any person
17 promoting such an event is guilty of a class C felony. Additionally,
18 the director may apply to a superior court for an injunction against
19 any and all promoters of such contests, and the court may seize all
20 money and assets relating to the competition at the request of the
21 director.

22 **Sec. 6.** RCW 67.08.017 and 2002 c 86 s 307 are each amended to read
23 as follows:

24 In addition to the powers described in RCW 18.235.030 and
25 18.235.040, the director or the director's designee has the following
26 authority in administering this chapter:

27 (1) Adopt, amend, and rescind rules as deemed necessary to carry
28 out this chapter;

29 (2) Adopt standards of professional conduct or practice;

30 ~~(3) ((Enter into an assurance of discontinuance in lieu of issuing~~
31 ~~a statement of charges or conducting a hearing. The assurance shall~~
32 ~~consist of a statement of the law in question and an agreement not to~~
33 ~~violate the stated provision. The applicant or license holder shall~~
34 ~~not be required to admit to any violation of the law, and the assurance~~
35 ~~shall not be construed as such an admission. Violation of an assurance~~

1 ~~under this subsection is grounds for disciplinary action))~~ Direct,
2 supervise, and control all boxing, mixed martial arts, kickboxing, and
3 wrestling events conducted within this state; and

4 (4) ~~((Establish and assess fines for violations of this chapter~~
5 ~~that may be subject to payment from a contestant's purse))~~ Prohibit
6 events unless all of the contestants are licensed or otherwise exempt
7 from licensure as provided under this chapter.

8 **Sec. 7.** RCW 67.08.030 and 1997 c 205 s 5 are each amended to read
9 as follows:

10 (1) Every promoter, as a condition for receiving a license, shall
11 file with the department a surety bond in an amount to be determined by
12 the department, but not less than ten thousand dollars, to cover all of
13 the event locations applied for within the state during the license
14 period(~~(, conditioned upon the faithful performance by such licensee of~~
15 ~~the provisions of this chapter,))~~ to ensure the payment of the
16 ~~((taxes))~~ event fee, officials' fee, and participant contracts ~~((as~~
17 ~~provided for herein and the observance of all rules of the~~
18 ~~department))~~.

19 (2) Boxing, kickboxing, and mixed martial arts promoters must
20 obtain medical insurance in an amount set by the director, but not less
21 than fifty thousand dollars, to cover ~~((any))~~ injuries incurred by
22 participants at the time of each event held in this state and provide
23 proof of insurance to the department seventy-two hours before each
24 event. The ~~((evidence))~~ proof of insurance must specify, at a minimum,
25 the name of the insurance company, the insurance policy number, the
26 effective date of the coverage, and ~~((evidence))~~ wording that each
27 participant is covered by the insurance. The promoter must pay any
28 deductible associated with the insurance policy.

29 (3) In lieu of the insurance requirement of subsection (2) of this
30 section, a promoter of the boxing, kickboxing, or mixed martial arts
31 event who so chooses may~~((, as a condition for receiving a license~~
32 ~~under this chapter,))~~ file proof of medical insurance coverage that is
33 in effect for the entire term of the licensing period.

34 (4) The department shall cancel a boxing, kickboxing, or mixed
35 martial arts event if the promoter fails to provide proof of medical
36 insurance ~~((within the proper time frame))~~ seventy-two hours before
37 each event.

1 **Sec. 8.** RCW 67.08.050 and 2000 c 151 s 1 are each amended to read
2 as follows:

3 (1) ~~((Any))~~ Ten days prior to the holding of any boxing,
4 kickboxing, or mixed martial arts event, promoters shall ~~((within seven~~
5 ~~days prior to the holding of any event))~~ file with the department a
6 preliminary statement setting forth the name of each ~~((licensee who is~~
7 ~~a))~~ potential participant, ~~((his or her manager or managers,))~~ and such
8 other information as the department may require. All licensing
9 documents required for licensure must be received by the department no
10 less than seventy-two hours prior to the event. Participant changes
11 ~~((regarding a wrestling event))~~ or additions may be allowed ~~((after~~
12 ~~notice to the department, if the new participant holds a valid license~~
13 ~~under this chapter. The department may stop any wrestling event in~~
14 ~~which a participant is not licensed under this chapter))~~ upon approval
15 by the department.

16 (2) ~~((Upon the termination))~~ Ten days after the end of any event
17 the promoter shall file with the ~~((designated))~~ department
18 ~~((representative))~~ a written report, duly verified as the department
19 may require showing the number of tickets sold for the event, the price
20 charged for the tickets and the gross ~~((proceeds))~~ receipts thereof,
21 and such other and further information as the department may require.
22 The promoter shall pay to the department at the time of filing the
23 report under this section ~~((a tax))~~ an event fee equal to five percent
24 of such gross receipts. However, the ~~((tax))~~ event fee may not be less
25 than twenty-five dollars. The five percent of such gross receipts
26 shall be immediately paid by the department into the state general
27 fund.

28 ~~((3) A complimentary ticket may not have a face value of less than~~
29 ~~the least expensive ticket available for sale to the general public.~~
30 ~~The number of untaxed complimentary tickets shall be limited to ten~~
31 ~~percent of the total tickets sold per event location, not to exceed one~~
32 ~~thousand tickets. All complimentary tickets exceeding this exemption~~
33 ~~shall be subject to taxation.))~~

34 **Sec. 9.** RCW 67.08.055 and 1993 c 278 s 16 are each amended to read
35 as follows:

36 Every ~~((licensee))~~ promoter who charges and receives an admission
37 fee for exhibiting a simultaneous telecast of any live, current, or

1 spontaneous boxing (~~((or sparring match))~~), kickboxing, mixed martial
2 arts, or wrestling ((exhibition or show)) event on a closed circuit
3 telecast viewed within this state shall, within (~~((seventy-two hours))~~)
4 ten working days after such event, furnish to the department a verified
5 written report on a form which is supplied by the department showing
6 the number of tickets issued or sold, and the gross receipts therefor
7 without any deductions whatsoever. Such (~~((licensee))~~) promoter shall
8 also, at the same time, pay to the department (~~((a tax))~~) an event fee
9 equal to five percent of such gross receipts paid for admission to the
10 showing of the (~~((contest, match or exhibition))~~) event. In no event,
11 however, shall the (~~((tax))~~) event fee be less than twenty-five dollars.
12 The (~~((tax))~~) event fee shall apply uniformly at the same rate to all
13 persons subject to the (~~((tax))~~) event fee. (~~((Such receipts))~~) The event
14 fee shall be immediately paid by the department into the general fund
15 of the state.

16 **Sec. 10.** RCW 67.08.060 and 1997 c 205 s 7 are each amended to read
17 as follows:

18 The department (~~((may))~~) shall appoint official inspectors (~~((at least~~
19 ~~one of which, in the absence of a member of the department,))~~) who shall
20 be present at any event held under the provisions of this chapter.
21 Such inspectors shall carry a card signed by the director evidencing
22 their authority. It shall be their duty to see that all rules of the
23 department and the provisions of this chapter are strictly complied
24 with (~~((and to be present at the accounting of the gross receipts of any~~
25 ~~event, and such inspector is authorized to receive from the licensee~~
26 ~~conducting the event the statement of receipts herein provided for and~~
27 ~~to immediately transmit such reports to the department))~~). The
28 department shall also appoint all other event officials who shall carry
29 a card evidencing their authority. Each (~~((inspector))~~) appointed
30 official shall receive a fee and travel expenses from the promoter
31 through the department to be set by the director for each event
32 officially attended.

33 **Sec. 11.** RCW 67.08.080 and 1999 c 282 s 5 are each amended to read
34 as follows:

35 A boxing event held in this state may not be for more than ten
36 rounds and no one round of any bout shall be scheduled for longer than

1 three minutes and there shall be not less than a one minute
2 intermission between each round. In the event of bouts involving
3 state, regional, national, title eliminator, or world championships the
4 department may grant an extension of no more than two additional rounds
5 to allow total bouts of twelve rounds. A ~~((contestant))~~ participant in
6 any boxing event under this chapter may not be permitted to wear gloves
7 weighing less than eight ounces. The director shall adopt rules to
8 assure clean and sportsmanlike conduct on the part of all
9 ~~((contestants))~~ participants and officials, and the orderly and proper
10 conduct of the event in all respects, and to otherwise make rules
11 consistent with this chapter, but such rules shall apply only to events
12 held under the provisions of this chapter. The director may adopt
13 rules with respect to round and bout limitations, glove weights, weight
14 classes, and clean and sportsmanlike conduct for boxing, kickboxing,
15 mixed martial arts, or wrestling events.

16 **Sec. 12.** RCW 67.08.090 and 2002 c 147 s 2 and 2002 c 86 s 308 are
17 each reenacted and amended to read as follows:

18 ~~(1) ((Each contestant for boxing, kickboxing, or martial arts~~
19 ~~events shall be examined within twenty four hours before the contest by~~
20 ~~an event physician licensed by the department. The event physician~~
21 ~~shall report in writing and over his or her signature before the event~~
22 ~~the physical condition of each and every contestant to the inspector~~
23 ~~present at such contest. No contestant whose physical condition is not~~
24 ~~approved by the event physician shall be permitted to participate in~~
25 ~~any event. Blank forms for event physicians' reports shall be provided~~
26 ~~by the department and all questions upon such blanks shall be answered~~
27 ~~in full. The event physician shall be paid a fee and travel expenses~~
28 ~~by the promoter.~~

29 ~~(2) The department may require that an event physician be present~~
30 ~~at a wrestling event. The promoter shall pay the event physician~~
31 ~~present at a wrestling event.))~~ A boxing, kickboxing, or mixed martial
32 arts event may not be held unless an event physician licensed by the
33 department is present throughout the event. In addition to the event
34 physician, a chiropractor may be included as a licensed official at a
35 boxing, kickboxing, or mixed martial arts event. ~~((The promoter shall~~
36 ~~pay the chiropractor present at a boxing, kickboxing, or martial arts~~
37 ~~event.~~

1 ~~(3))~~ (2) Any physician licensed under RCW 67.08.100 may be
2 selected by the department as the event physician. The event physician
3 present at any ~~((contest))~~ event shall have authority to stop any
4 ~~((event))~~ bout when in the event physician's opinion it would be
5 dangerous ~~((to a contestant))~~ to continue~~((, and in such event it shall~~
6 ~~be the event physician's duty to stop the event.~~

7 ~~(4)~~ The department may have a participant in a wrestling event
8 examined by an event physician licensed by the department prior to the
9 event. ~~A participant in a wrestling event whose condition is not~~
10 ~~approved by the event physician shall not be permitted to participate~~
11 ~~in the event)).~~

12 ~~((5))~~ (3) Each participant for boxing, kickboxing, or mixed
13 martial arts events shall receive a prefight physical before an event
14 and within a time frame specified in rule. The prefight physical shall
15 be performed by an event physician licensed by the department. The
16 event physician shall complete and sign a prefight physical form
17 provided by the department. The completed prefight physical form must
18 be provided to the inspector prior to the beginning of the event. No
19 participant whose physical condition is not approved by the event
20 physician shall be permitted to participate in any event.

21 (4) Each ~~((contestant))~~ participant for boxing, kickboxing, mixed
22 martial arts, or wrestling events may be subject to a random urinalysis
23 or chemical test within twenty-four hours before or after ~~((a contest))~~
24 an event. Breathalyzer tests may be administered within twenty-four
25 hours before an event, during an event, or after an event until the
26 postfight physical has been completed to determine if a participant has
27 consumed or is affected by alcoholic beverages. Participants shall not
28 consume alcoholic beverages until the postfight physical has been
29 completed by the event physician. In addition to the unprofessional
30 conduct specified in RCW 18.235.130, an applicant or licensee who tests
31 positive for alcohol, or who refuses or fails to submit to the
32 breathalyzer test, urinalysis, or chemical test is subject to
33 disciplinary action under RCW 18.235.110. ~~((If the urinalysis or~~
34 ~~chemical test is positive for substances prohibited by rules adopted by~~
35 ~~the director, the applicant or licensee has engaged in unprofessional~~
36 ~~conduct and disciplinary action may be taken under RCW 18.235.110.)) If
37 the urinalysis or chemical test is positive for illegal use of a~~

1 controlled substance as defined in RCW 69.50.101, the applicant or
2 licensee has engaged in unprofessional conduct and disciplinary action
3 may be taken under RCW 18.235.110.

4 (5) The department may require that an event physician be present
5 at a wrestling event. The department may appoint a chiropractor to
6 attend wrestling events when requested by the promoter. The department
7 may have a participant in a wrestling event examined by an event
8 physician licensed by the department prior to the event. A participant
9 in a wrestling event whose condition is not approved by the event
10 physician shall not be permitted to participate in the event.

11 (6) The event physician and chiropractor shall be paid a fee and
12 travel expenses by the promoter through the department in an amount to
13 be set by the director for each event officially attended.

14 **Sec. 13.** RCW 67.08.100 and 2002 c 147 s 3 and 2002 c 86 s 309 are
15 each reenacted and amended to read as follows:

16 (1) The department upon receipt of a properly completed application
17 and payment of a nonrefundable fee, may grant an annual license to an
18 applicant for the following: (a) Promoter; (b) manager; (c) ~~((boxer))~~
19 boxing participant; (d) second; (e) wrestling participant; (f)
20 inspector; (g) judge; (h) timekeeper; (i) announcer; (j) event
21 physician; (k) chiropractor; (l) referee; (m) matchmaker; (n)
22 ~~((kickboxer))~~ kickboxing participant; and (o) mixed martial arts
23 participant.

24 (2) ~~((The application for the following types of licenses))~~ With
25 their applications, participants and referees shall include a physical
26 performed by a physician, as defined in RCW 67.08.002, which was
27 performed by the physician with a time period preceding the application
28 as specified by rule~~((:—(a) Boxer; (b) wrestling participant; (c)~~
29 ~~kickboxer; (d) martial arts participant; and (e) referee))~~.

30 (3) An applicant or licensee upon renewal for the following types
31 of licenses for the sports of boxing, kickboxing, and mixed martial
32 arts shall provide annual proof of certification as having adequate
33 experience, skill, and training for the license applied for from an
34 organization approved by the department~~((, including, but not limited~~
35 ~~to, the association of boxing commissions, the international boxing~~
36 ~~federation, the international boxing organization, the Washington state~~
37 ~~association of professional ring officials, the world boxing~~

1 ~~association, the world boxing council, or the world boxing organization~~
2 ~~for boxing officials, and the united full contact federation for~~
3 ~~kickboxing and martial arts officials)): (a) Judge; (b) referee; (c)~~
4 ~~inspector; (d) timekeeper; or (e) other officials deemed necessary by~~
5 ~~the department.~~

6 (4) No person shall participate or serve in any of the above
7 capacities unless licensed as provided in this chapter.

8 (~~The referees, judges, timekeepers, event physicians,~~
9 ~~chiropractors, and inspectors)) All officials for any (~~boxing,~~
10 ~~kickboxing, or martial arts)) event shall be (~~designated~~) appointed
11 by the department (~~from among licensed officials~~)).~~~~

12 (6) The referee for any wrestling event shall be provided by the
13 promoter and shall be licensed as a wrestling participant.

14 (7) The department shall immediately suspend the license or
15 certificate of a person who has been certified pursuant to RCW
16 74.20A.320 by the department of social and health services as a person
17 who is not in compliance with a support order. If the person has
18 continued to meet all other requirements for reinstatement during the
19 suspension, reissuance of the license or certificate shall be automatic
20 upon the department's receipt of a release issued by the department of
21 social and health services stating that the licensee is in compliance
22 with the order.

23 (8) A person may not be issued a license if the person has an
24 unpaid fine, related to boxing, kickboxing, mixed martial arts, and
25 wrestling, outstanding to the department.

26 (9) A person may not be issued a license unless they are at least
27 eighteen years of age.

28 (10) This section shall not apply to contestants (~~or~~
29 ~~participants~~) in events at which only amateurs are engaged in contests
30 and/or fraternal organizations and/or veterans' organizations chartered
31 by congress or the defense department or any recognized amateur
32 sanctioning body recognized by the department, holding and promoting
33 athletic events and where all funds are used primarily for the benefit
34 of their members. Upon request of the department, a promoter,
35 contestant, or participant shall provide sufficient information to
36 reasonably determine whether this chapter applies.

1 **Sec. 14.** RCW 67.08.110 and 2002 c 86 s 310 are each amended to
2 read as follows:

3 (1) Any person or any member of any group of persons or corporation
4 promoting boxing, kickboxing, and mixed martial arts events who shall
5 participate directly or indirectly in the purse or fee of any manager
6 of any (~~boxers~~) participants or any (~~boxer~~) participant and any
7 licensee who shall conduct or participate in any sham or fake boxing,
8 kickboxing, and mixed martial arts event has engaged in unprofessional
9 conduct and is subject to the sanctions specified in RCW 18.235.110.

10 (2) A manager of any boxer, kickboxer, or mixed martial arts
11 participant who allows any person or any group of persons or
12 corporation promoting boxing, kickboxing, or mixed martial arts events
13 to participate directly or indirectly in the purse or fee, or any
14 boxer, kickboxer, or mixed martial arts participant or other licensee
15 who conducts or participates in any sham or fake boxing, kickboxing, or
16 mixed martial arts event has engaged in unprofessional conduct and is
17 subject to the sanctions specified in RCW 18.235.110.

18 **Sec. 15.** RCW 67.08.140 and 2002 c 86 s 312 are each amended to
19 read as follows:

20 Any person(~~(, club, corporation, organization, association,~~
21 ~~fraternal society, participant, or promoter)~~) conducting or
22 participating in boxing, kickboxing, mixed martial arts, or wrestling
23 events within this state without having first obtained a license
24 (~~therefor~~) in the manner provided by this chapter is in violation of
25 this chapter and shall be guilty of a misdemeanor (~~excepting the~~)
26 except those events (~~excluded from the operation of this chapter by~~)
27 exempt under RCW 67.08.015.

28 **Sec. 16.** RCW 67.08.160 and 1999 c 282 s 10 are each amended to
29 read as follows:

30 A promoter shall have (~~an ambulance or~~) a paramedical unit with
31 transport and resuscitation capabilities present at the event location.

32 **Sec. 17.** RCW 67.08.170 and 1997 c 205 s 15 are each amended to
33 read as follows:

34 A promoter shall ensure that adequate security personnel are (~~in~~
35 ~~attendance~~) present at (~~a wrestling or boxing~~) an event to control

1 ((fans)) spectators in attendance. The size of the security force
2 shall be determined by mutual agreement of the promoter, the person in
3 charge of operating the arena or other facility, and the department.

4 **Sec. 18.** RCW 67.08.180 and 2002 c 86 s 313 are each amended to
5 read as follows:

6 In addition to the unprofessional conduct specified in RCW
7 18.235.130, the following conduct, acts, or conditions constitute
8 unprofessional conduct for which disciplinary action may be taken:

9 (1) ~~((Destruction of any ticket or ticket stub, whether sold or
10 unsold, within three months after the date of any event, by any
11 promoter or person associated with or employed by any promoter.~~

12 ~~(2))~~ The deliberate cutting ~~((of himself or herself))~~ or other
13 ~~((self))~~ mutilation of any person by a wrestling participant while
14 participating in a wrestling event.

15 ~~((3))~~ (2) A conviction under chapter 69.50 RCW.

16 ~~((4))~~ (3) Testing positive for illegal use of a controlled
17 substance as defined in RCW 69.50.101.

18 ~~((5))~~ (4) The striking of any person ~~((that is not a licensed
19 participant)), other than the approved bout opponent at ((a wrestling))
20 the event.~~

21 **Sec. 19.** RCW 67.08.200 and 1997 c 205 s 17 are each amended to
22 read as follows:

23 A person, including but not limited to a consumer, licensee,
24 corporation, organization, and state and local governmental agency, may
25 submit a written complaint to the department ~~((charging a license
26 holder or applicant with unprofessional conduct and specifying the
27 grounds for the complaint)).~~ If the department determines that the
28 complaint merits investigation or if the department has reason to
29 believe, without a formal complaint, that a license holder or applicant
30 may have engaged in ~~((unprofessional conduct))~~ a violation of this
31 chapter, the department shall investigate ~~((to determine whether there
32 has been unprofessional conduct)).~~ A person who files a complaint
33 under this section in good faith is immune from suit in any civil
34 action related to the filing or contents of the complaint.

1 **Sec. 20.** RCW 67.08.300 and 2002 c 86 s 314 are each amended to
2 read as follows:

3 The director or individuals acting on the director's behalf and all
4 appointed event officials are immune from suit in an action, civil or
5 criminal, based on official acts performed in the course of their
6 duties in the administration and enforcement of this chapter.
7 Appointed event officials are not immune from disciplinary actions
8 brought under this chapter and chapter 18.235 RCW by the department.

9 NEW SECTION. **Sec. 21.** The following acts or parts of acts are
10 each repealed:

11 (1) RCW 67.08.010 (Licenses for boxing, martial arts, and wrestling
12 events--Telecasts) and 2002 c 86 s 305, 1997 c 205 s 2, 1993 c 278 s
13 10, 1989 c 127 s 13, 1975-'76 2nd ex.s. c 48 s 2, & 1933 c 184 s 7;

14 (2) RCW 67.08.040 (Issuance of license) and 1993 c 278 s 14, 1975-
15 '76 2nd ex.s. c 48 s 4, & 1933 c 184 s 10;

16 (3) RCW 67.08.130 (Failure to make report--Additional tax--
17 Hearing--Disciplinary action) and 2002 c 86 s 311, 1997 c 205 s 13,
18 1993 c 278 s 23, & 1933 c 184 s 19;

19 (4) RCW 67.08.220 (Unprofessional conduct--Order upon finding--
20 Penalties--Costs) and 1997 c 205 s 19; and

21 (5) RCW 67.08.240 (Unprofessional conduct--What constitutes) and
22 1997 c 205 s 21.

23 NEW SECTION. **Sec. 22.** This act takes effect January 1, 2010.

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