

HB 2388 - S COMM AMD

By Committee on Commerce & Labor

1 Strike everything after the enacting clause and insert the  
2 following:

3 "Sec. 1. RCW 67.08.002 and 2012 c 99 s 1 are each reenacted and  
4 amended to read as follows:

5 The definitions in this section apply throughout this chapter  
6 unless the context clearly requires otherwise.

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

11 (2) "Amateur event" means an event in which all the participants  
12 are "amateurs" and which is registered and sanctioned by:

13 (a) United States Amateur Boxing, Inc.;

14 (b) Washington Interscholastic Activities Association;

15 (c) National Collegiate Athletic Association;

16 (d) Amateur Athletic Union;

17 (e) Golden Gloves of America;

18 (f) Any similar organization nationally recognized by the United  
19 States Olympic Committee;

20 (g) United Full Contact Federation and any similar amateur  
21 sanctioning organization, recognized and licensed by the department  
22 as exclusively or primarily dedicated to advancing the sport of  
23 amateur mixed martial arts, as those sports are defined in this  
24 section and where the promoter, officials, and participants are  
25 licensed under this chapter; or

26 (h) Local affiliate of any organization identified in (a) through  
27 (f) of this subsection.

28 (3) "Boxing" means the sport of attack and defense which uses the  
29 contestants fists and where the contestants compete with the intent  
30 not to injure or disable an opponent, but to win by decision,  
31 knockout, or technical knockout, but does not include professional  
32 wrestling.

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

4 (5) "Combative fighting," also known as "toughman fighting,"  
5 "toughwoman fighting," "badman fighting," and "so you think you're  
6 tough," means a contest, exhibition, or match between contestants who  
7 use their fists, with or without gloves, or their feet, or both, and  
8 which allows contestants that are not trained in the sport to compete  
9 and the object is to defeat an opponent or to win by decision,  
10 knockout, or technical knockout.

11 (6) "Department" means the department of licensing.

12 (7) "Director" means the director of the department of licensing  
13 or the director's designee.

14 (8) "Elimination tournament" means any contest in which  
15 contestants compete in a series of matches until not more than one  
16 contestant remains in any weight category. The term does not include  
17 any event that complies with the provisions of RCW 67.08.015(2).

18 (9) "Event" includes, but is not limited to, a professional  
19 boxing, wrestling, or martial arts or an amateur mixed martial arts  
20 contest, sparring, fisticuffs, match, show, or exhibition.

21 (10) "Event chiropractor" means the chiropractor licensed under  
22 RCW 67.08.100 and who is operating in a supporting role to the event  
23 physician who is responsible for the activities described in RCW  
24 67.08.090.

25 (11) "Event physician" means the physician licensed under RCW  
26 67.08.100 and who is responsible for the activities described in RCW  
27 67.08.090.

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

33 (13) "Gross receipts" means the amount received from the face  
34 value of all tickets sold and complimentary tickets redeemed.

35 (14) "Kickboxing" means a type of boxing in which blows are  
36 delivered with the fist and any part of the leg below the hip,  
37 including the foot and where the contestants compete with the intent  
38 not to injure or disable an opponent, but to win by decision,  
39 knockout, or technical knockout.

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

8 (16) "Mixed martial arts" means a combative sporting contest, the  
9 rules of which allow two mixed martial arts competitors to attempt to  
10 achieve dominance over one another by utilizing a variety of  
11 techniques including, but not limited to, striking, grappling, and  
12 the application of submission holds. "Mixed martial arts" is a type  
13 of martial arts that does not include martial arts such as tae kwon  
14 do, karate, judo, sumo, jujitsu, and kung fu.

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

22 (18) "Physician" means a person licensed under chapter 18.57,  
23 18.36A, or 18.71 RCW as a physician or a person holding an  
24 osteopathic or allopathic physician license under the laws of any  
25 jurisdiction in which the person resides.

26 (19) "Professional" means a person who has received or competed  
27 for any purse or other articles of value greater than fifty dollars,  
28 either for the expenses of training or for participating in an event.

29 (20) "Promoter" means a person, and includes any officer,  
30 director, employee, or stockholder of a corporate promoter, who  
31 produces, arranges, stages, holds, or gives an event in this state  
32 involving a professional boxing, martial arts, or wrestling event or  
33 amateur mixed martial arts event, or shows or causes to be shown in  
34 this state a closed circuit telecast of a match involving  
35 professional or amateur mixed martial arts participants whether or  
36 not the telecast originates in this state.

37 (21) "Theatrical wrestling" means the performance of sports  
38 entertainment in which:

39 (a) Two or more participants work together in a performance of  
40 mock combat in a ring for the purpose of entertainment; and

1 (b)(i) The outcome is predetermined; and/or

2 (ii) The participants do not necessarily strive to win.

3 (22) "Theatrical wrestling school" means a facility that offers  
4 training in theatrical wrestling.

5 (23) "Training facility" means a facility that:

6 (a) Offers training in one or more of the mixed martial arts; and

7 (b) Holds exhibitions in which all the participants are amateurs  
8 and where an admission fee is charged.

9 ~~((+22))~~ (24) "Wrestling exhibition" ((or)) "wrestling  
10 show" ((means a form of sports entertainment in which the  
11 participants display their skills in a physical struggle against each  
12 other in the ring and either the outcome may be predetermined or the  
13 participants do not necessarily strive to win, or both)) or  
14 "wrestling event" means a demonstration of theatrical wrestling  
15 presented to the public.

16 NEW SECTION. Sec. 2. A new section is added to chapter 67.08  
17 RCW to read as follows:

18 (1) A theatrical wrestling school may hold wrestling shows at the  
19 school facility for training purposes and may charge an admission fee  
20 without a promoter license.

21 (2) A theatrical wrestling school may hold a limited number of  
22 wrestling shows for training purposes off the school premises and may  
23 charge a fee without a promoter license.

24 (3) Any wrestling show presented by a theatrical wrestling school  
25 must feature at least eighty percent amateur participants and must  
26 have an ambulance or paramedical unit or an emergency medical  
27 technician licensed under RCW 18.73.081 at the event location.

28 (4) The department must promulgate rules to implement this  
29 section.

30 Sec. 3. RCW 67.08.100 and 2012 c 99 s 6 are each amended to read  
31 as follows:

32 (1) The department upon receipt of a properly completed  
33 application and payment of a nonrefundable fee, may grant an annual  
34 license to an applicant for the following: (a) Promoter; (b) manager;  
35 (c) boxer; (d) second; (e) wrestling participant; (f) inspector; (g)  
36 judge; (h) timekeeper; (i) announcer; (j) event physician; (k) event  
37 chiropractor; (l) referee; (m) matchmaker; (n) kickboxer; (o) martial

1 arts participant; (p) training facility; (~~and~~) (q) amateur  
2 sanctioning organization; and (r) theatrical wrestling school.

3 (2) The application for the following types of licenses (~~shall~~)  
4 includes a physical performed by a physician, as defined in RCW  
5 67.08.002, which was performed by the physician with a time period  
6 preceding the application as specified by rule: (a) Boxer; (b)  
7 wrestling participant; (c) kickboxer; (d) martial arts participant;  
8 and (e) referee.

9 (3) An applicant for the following types of licenses for the  
10 sports of boxing, kickboxing, and martial arts (~~shall~~) must provide  
11 annual proof of certification as having adequate experience, skill,  
12 and training from an organization approved by the department,  
13 including, but not limited to, the association of boxing commissions,  
14 the international boxing federation, the international boxing  
15 organization, the Washington state association of professional ring  
16 officials, the world boxing association, the world boxing council, or  
17 the world boxing organization for boxing officials, and the united  
18 full contact federation for kickboxing and martial arts officials:  
19 (a) Judge; (b) referee; (c) inspector; (d) timekeeper; or (e) other  
20 officials deemed necessary by the department.

21 (4) No person (~~shall~~) may participate or serve in any of the  
22 above capacities unless licensed as provided in this chapter.

23 (5) The referees, judges, timekeepers, event physicians,  
24 chiropractors, and inspectors for any boxing, kickboxing, or martial  
25 arts event (~~shall~~) must be designated by the department from among  
26 licensed officials.

27 (6) The referee for any wrestling event (~~shall~~) must be  
28 provided by the promoter and (~~shall~~) must be licensed as a  
29 wrestling participant.

30 (7) The department (~~shall~~) must immediately suspend the license  
31 or certificate of a person who has been certified pursuant to RCW  
32 74.20A.320 by the department of social and health services as a  
33 person who is not in compliance with a support order. If the person  
34 has continued to meet all other requirements for reinstatement during  
35 the suspension, reissuance of the license or certificate (~~shall be~~)  
36 is automatic upon the department's receipt of a release issued by the  
37 department of social and health services stating that the licensee is  
38 in compliance with the order.

39 (8) The director (~~shall~~) must suspend the license of any person  
40 who has been certified by a lending agency and reported to the

1 director for nonpayment or default on a federally or state-guaranteed  
2 educational loan or service-conditional scholarship. Prior to the  
3 suspension, the agency must provide the person an opportunity for a  
4 brief adjudicative proceeding under RCW 34.05.485 through 34.05.494  
5 and issue a finding of nonpayment or default on a federally or state-  
6 guaranteed educational loan or service-conditional scholarship. The  
7 person's license may not be reissued until the person provides the  
8 director a written release issued by the lending agency stating that  
9 the person is making payments on the loan in accordance with a  
10 repayment agreement approved by the lending agency. If the person has  
11 continued to meet all other requirements for licensure during the  
12 suspension, reinstatement is automatic upon receipt of the notice and  
13 payment of any reinstatement fee the director may impose.

14 (9) A person may not be issued a license if the person has an  
15 unpaid fine outstanding to the department.

16 (10) A person may not be issued a license unless they are at  
17 least eighteen years of age.

18 (11)(a) This section (~~shall~~) does not apply to:

19 (i) Contestants or participants in events at which only amateurs  
20 are engaged in contests (~~and/or~~);

21 (ii) Wrestling participants engaged in training or a wrestling  
22 show at a theatrical wrestling school; and

23 (iii) Fraternal organizations and/or veterans' organizations  
24 chartered by congress or the defense department, excluding any  
25 recognized amateur sanctioning body recognized by the department.

26 (b) Upon request of the department, a promoter, contestant, or  
27 participant (~~shall~~) must provide sufficient information to  
28 reasonably determine whether this chapter applies.

29 **Sec. 4.** RCW 67.08.160 and 1999 c 282 s 10 are each amended to  
30 read as follows:

31 A promoter (~~shall~~) must have an ambulance or paramedical unit  
32 present at the event location.

33 NEW SECTION. **Sec. 5.** (1) The legislature finds that theatrical  
34 wrestling, like circus arts, is an art form that promotes the  
35 economic and cultural vitality of the state of Washington. Theatrical  
36 wrestling has a long history in Washington, and while large-scale  
37 professional wrestling companies have dominated the field in recent  
38 years, independent theatrical wrestling again has the potential to

1 thrive in this state. Legislation and rule making should reflect the  
2 economic and cultural potential of theatrical wrestling.

3 (2) The legislature further finds that theatrical wrestling can  
4 be safe for both participants and spectators. Safety requirements  
5 aimed at more dangerous and daring forms of sport and entertainment  
6 are unduly burdensome on theatrical wrestling promoters.  
7 Additionally, it is important to adequately train the next generation  
8 of theatrical wrestlers to foster safety and skill in theatrical  
9 wrestling.

10 (3) The legislature finds that a theatrical wrestling school  
11 license will create opportunity for a new generation of luchadores,  
12 faces, and heels to create economic and cultural vitality in  
13 Washington. Finally, reducing the medical personnel requirement for  
14 wrestling shows will preserve the safety of participants and  
15 spectators while fostering the ability of independent theatrical  
16 wrestling promoters to build an audience in Washington and create new  
17 artistic opportunities for Washington residents.

18 (4) The legislature finds that Washington is ready to rumble."

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19 On page 1, line 2 of the title, after "67.08.160;" strike the  
20 remainder of the title and insert "reenacting and amending RCW  
21 67.08.002; adding a new section to chapter 67.08 RCW; and creating a  
22 new section."

EFFECT: Specifies that theatrical wrestling schools may hold  
wrestling shows without a promoter license. Requires a theatrical  
wrestling school to have medical personnel present at the event  
location for any theatrical wrestling show. Removes the allowance for  
a general wrestling promoter to satisfy the medical personnel  
requirement with an emergency medical technician.

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