

CHAPTER.....

AN ACT relating to unarmed combat; authorizing the Nevada athletic commission to require the registration of certain television networks and sanctioning organizations; requiring certain information that must be provided to the commission to be kept confidential; revising the provisions relating to the suspension of a license or permit issued by the commission; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Chapter 467 of NRS is hereby amended by adding thereto the provisions set forth as sections 2 to 5, inclusive, of this act.

Sec. 2. 1. “Manager” means a person who:

(a) Undertakes to represent the interests of another person, by contract, agreement or other arrangement, in procuring, arranging or conducting a professional contest or exhibition in which that person will participate as a contestant;

(b) Directs or controls the activities of an unarmed combatant relating to the participation of the unarmed combatant in professional contests or exhibitions;

(c) Receives or is entitled to receive at least 10 percent of the gross purse or gross income of any professional unarmed combatant for services relating to the participation of the unarmed combatant in a professional contest or exhibition; or

(d) Receives compensation for services as an agent or representative of an unarmed combatant.

2. The term does not include an attorney who is licensed to practice law in this state if his participation in any of the activities described in subsection 1 is limited solely to his legal representation of a client who is an unarmed combatant.

Sec. 3. “Sanctioning organization” means an organization that sanctions professional contests of unarmed combat in this state.

Sec. 4. 1. “Unarmed combatant” means any person who engages in unarmed combat in a contest or exhibition, whether or not the person receives remuneration.

2. The term includes, without limitation:

(a) A contestant; and

(b) An amateur boxer who:

(1) Is registered with the United States Amateur Boxing, Inc., or any other amateur organization recognized by the commission; and

(2) Participates in an amateur boxing contest or exhibition in this state that is registered and sanctioned by the United States Amateur Boxing, Inc., or Golden Gloves of America.

3. The term does not include a person who participates in a contest or exhibition that is exempt from the provisions of this chapter.

Sec. 5. 1. The commission may require a sanctioning organization or a broadcasting network for television that televises professional contests of unarmed combat in this state to register with the commission before it participates, directly or indirectly, in any professional contest or exhibition of unarmed combat.

2. If such registration is required, the commission shall adopt regulations that prescribe, without limitation, the requirements for registration and any fees for registration.

3. The commission may require a sanctioning organization or broadcasting network that applies for registration to:

(a) Pay the costs of the proceedings relating to the issuance of the registration, including, without limitation, investigative costs and attorney's fees; and

(b) Deposit with the commission such an amount of money as the commission deems necessary to pay for those costs. If any amount required to be deposited pursuant to this paragraph exceeds the actual cost of the proceedings, including, without limitation, investigative costs and attorney's fees, the commission shall refund the excess amount to the sanctioning organization or broadcasting network upon the completion of the proceedings.

Sec. 6. NRS 467.010 is hereby amended to read as follows:

467.010 As used in this chapter, unless the context otherwise requires, the words and terms defined in NRS 467.0101 to 467.0107, inclusive, *and sections 2, 3 and 4 of this act* have the meanings ascribed to them in those sections.

Sec. 7. NRS 467.080 is hereby amended to read as follows:

467.080 1. The commission may issue and revoke licenses to conduct, hold or give contests or exhibitions of unarmed combat where an admission fee is received in accordance with such terms and provisions as the commission prescribes.

2. Any application for such a license must be in writing and correctly show and define the applicant. The application must be accompanied by an annual fee to be fixed by the commission on a uniform scale.

3. *The commission may deny an application for such a license or grant a limited, restricted or conditional license for any cause deemed sufficient by the commission.*

4. Before any license is granted, the applicant must file a bond in an amount fixed by the commission but not less than \$10,000, executed by the applicant as principal, and by a corporation qualified under the laws of this state as surety, payable to the State of Nevada, and conditioned upon the faithful performance by the applicant of the provisions of this chapter. In lieu of a bond, the applicant may deposit with the commission a like amount of lawful money of the United States or any other form of security authorized by NRS 100.065. If security is provided in the form of a savings certificate, certificate of deposit or investment certificate, the certificate must state that the amount is not available for withdrawal except upon order of the commission. All money which the commission receives pursuant to this subsection must be deposited with the state treasurer for credit to the athletic commission's agency account, which is hereby created in the state agency fund for bonds.

~~14.1~~ 5. If the commission believes the requirement for a bond is inadequate, the commission may require the promoter to make a deposit of money in an amount fixed by the commission. The deposit must be made not less than 5 days before the contest or exhibition. It may be used to satisfy any obligation incurred by the promoter during the staging of the

contest or exhibition upon order of the commission. After satisfaction of all such obligations the commission shall release the remainder to the promoter.

~~15. Subsections 3 and 4~~

6. The provisions of subsections 4 and 5 do not apply to amateur athletic clubs.

Sec. 8. NRS 467.1005 is hereby amended to read as follows:

467.1005 1. Except as otherwise provided in subsection 2, the commission shall keep confidential:

(a) Any information that it receives concerning an applicant for the issuance of a license pursuant to this chapter which is declared confidential by law and that is provided to the commission by another governmental entity ~~1. and~~ **or the Association of Boxing Commissions;**

(b) Any information contained in a medical record of such an applicant, if the information is not relevant to the commission in determining whether to grant a license to the applicant ~~1.1~~;

(c) Any information relating to the financial records of an applicant or licensee; and

(d) Any information required to be disclosed to the commission and kept confidential pursuant to federal law.

2. The commission shall reveal the information set forth in subsection 1:

(a) Upon the lawful order of a court of competent jurisdiction;

(b) To any person upon the request of the person who is the subject of the information; and

(c) In the course of the necessary administration of this chapter.

3. A person seeking an order of a court of competent jurisdiction for the disclosure of information described in subsection 1 must submit a motion in writing to the court requesting the information. At least 10 days before submitting the motion, the person must provide notice to the commission, the attorney general and all persons who may be affected by the disclosure of the information. ~~1. Such~~ **The** notice must:

(a) Include, without limitation, a copy of the motion and all documents in support of the motion that are to be filed with the court; and

(b) Be delivered in person or by certified mail to the last known address of each person to whom notice must be provided.

Sec. 9. NRS 467.105 is hereby amended to read as follows:

467.105 1. Every promoter, in order to present a program of contests or exhibitions of unarmed combat, must obtain a permit from the commission for each program.

2. The commission may deny an application for such a permit or grant a limited, restricted or conditional permit for any cause deemed sufficient by the commission.

3. The commission shall charge and collect the following fees for a permit to present a program of contests or exhibitions:

Permit for a promoter who has no place of business in this state	\$100
Permit for a promoter who has a place of business in this state	100

The provisions of this subsection do not apply to the presentation of a program of amateur contests or exhibitions of unarmed combat.

Sec. 10. NRS 467.113 is hereby amended to read as follows:

467.113 1. Any member of the commission may conduct hearings.

2. All *disciplinary* hearings conducted under the provisions of this chapter ~~shall~~ *must* be preceded by a written notice to be served upon the accused at least ~~30 days prior to~~ *10 days before* the hearing.

3. Before any adjudication is rendered, a majority of the members of the commission shall ~~be required to~~ examine the record and approve the adjudication and order.

4. The commission shall file a written report of its findings, adjudication and order in the record of the proceedings and ~~shall~~ send a copy to the accused.

Sec. 11. NRS 467.115 is hereby amended to read as follows:

467.115 1. The commission, or a quorum of three members thereof, may:

(a) Issue subpoenas to require the attendance and testimony of a licensee or other person whom the commission believes to have information of importance to the ~~committee;~~ *commission;*

(b) Issue subpoenas duces tecum to require the production of books and papers by a licensee or other person whom the commission believes to have books or papers of importance to the commission;

(c) Administer oaths and require testimony under oath;

(d) Appoint hearing examiners who may administer oaths and receive evidence and testimony under oath; and

(e) Pay such transportation and other expenses of witnesses as it may deem reasonable and proper.

2. Service of process or notice required pursuant to this section must be served in the manner provided for service of process and notices in civil actions.

3. A person making false oath in a matter before the commission or a hearing examiner is guilty of perjury which is a category D felony and shall be punished as provided in NRS 193.130.

Sec. 12. NRS 467.117 is hereby amended to read as follows:

467.117 1. Each member of the commission *or the executive director of the commission* may, upon his own motion ~~or~~ or upon the verified written ~~complaint~~ *charge* of any person charging a licensee or the holder of a permit with violating any provision of this chapter or the regulations ~~promulgated thereunder;~~ *adopted pursuant thereto*, suspend for a period not exceeding 10 days any license or permit until final determination by the commission ~~when~~ *if*, in his opinion, the action is necessary to protect the public welfare and the best interests of the sports regulated pursuant to this chapter.

2. *If a license or permit is suspended pursuant to subsection 1, the commission may, upon written notice to the licensee or holder of the permit and after a hearing, continue the suspension until it makes a final determination of any disciplinary action to be taken against the licensee or holder of the permit.*

Sec. 13. NRS 467.156 is hereby repealed.

Sec. 14. This act becomes effective on July 1, 2001.