

Amendment No. CA2

First Conference Committee Amendment to (BDR 41-889)
Assembly Bill No. 418 Second Reprint

Proposed by: First Conference Committee

Amends: Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

EXPLANATION: Matter in (1) ***blue bold italics*** is new language in the original bill; (2) ***green bold italic underlining*** is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) ~~orange double underlining~~ is deleted language in the original bill that is proposed to be retained in this amendment; and (6) ***green bold*** is newly added transitory language.

MSN/RBL



Date: 5/30/2007

A.B. No. 418—Makes various changes relating to unarmed combat. (BDR 41-889)



ASSEMBLY BILL NO. 418--ASSEMBLYMEN MUNFORD, ANDERSON, ARBERRY, KIHUEN,
KOIVISTO AND SEGERBLOM

MARCH 19, 2007

Referred to Committee on Judiciary

SUMMARY—Makes various changes relating to unarmed combat. (BDR 41-889)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

~

EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to unarmed combat; removing references to wrestling in various statutes relating to unarmed combat; ~~eliminating the Medical Advisory Board;~~ **changing the appointing authority for the Medical Advisory Board from the Governor to the Nevada Athletic Commission; repealing the Medical Advisory Board effective July 1, 2009;** and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Sections 1-3 of this bill remove references to wrestling that are contained in various statutes relating to unarmed combat.

Section ~~4.5~~ 1.5 of this bill ~~eliminates~~ **provides that the Nevada Athletic Commission, rather than the Governor, is authorized to appoint the members of the Medical Advisory Board, which ~~currently~~ recommends standards for the physical and mental examination of contestants, recommends physicians for licensing, advises the Nevada Athletic Commission as to the physical or mental fitness of a contestant and submits reports containing recommendations for revisions in the law to protect the health of contestants. (NRS 467.018) Section 4.5 of this bill repeals the provisions of NRS 467.0101, 467.012, 467.015 and 467.018 governing the creation, membership and duties of the Board effective July 1, 2009.**

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

Section 1. NRS 467.0107 is hereby amended to read as follows:
467.0107 “Unarmed combat” means boxing ~~[-wrestling]~~ or any form of competition in which a blow is usually struck which may reasonably be expected to inflict injury.

Sec. 1.5. NRS 467.012 is hereby amended to read as follows:
467.012 1. The Medical Advisory Board consisting of five members to be appointed by the ~~Governor~~ **Commission** is hereby created.

2. The ~~{Governor}~~ **Commission** shall designate one of the members of the Board as its Chairman.

3. After the initial terms, ~~{the Governor}~~ **the Commission** shall appoint each member to a term of 4 years. If the position of a member is vacated, the ~~{Governor}~~ **Commission** shall appoint a qualified person to replace the member for the remainder of the unexpired term.

Sec. 2. NRS 467.108 is hereby amended to read as follows:

467.108 1. Except as otherwise provided in subsection 2, in addition to the payment of any other fees or taxes required by this chapter, a promoter shall pay to the Commission a fee of \$1.00 for each ticket sold for admission to a live professional ~~{boxing or wrestling}~~ contest ~~{, match or exhibition}~~ **of unarmed combat** which is held in this State.

2. In lieu of the fee imposed pursuant to subsection 1, the Executive Director of the Commission may require a promoter to pay to the Commission a fee of \$0.50 for each ticket sold for admission to a live professional ~~{boxing or wrestling}~~ contest ~~{, match or exhibition}~~ **of unarmed combat** which is held in this State if the gross receipts from admission fees to the contest ~~{, match or exhibition}~~ **of unarmed combat** are less than \$500,000.

3. The money collected pursuant to subsections 1 and 2 must be used by the Commission to award grants to organizations which promote amateur ~~{boxing}~~ contests or exhibitions **of unarmed combat** in this State.

4. The Commission shall adopt by regulation ~~{the}~~ :

(a) ~~The~~ **The** manner in which ~~{,}~~

~~—(a) The~~ **the** fees required by subsections 1 and 2 must be paid.

(b) ~~{Applications}~~ **The manner in which applications** for grants may be submitted to the Commission. ~~{and the}~~

(c) **The** standards to be used to award grants to organizations which promote amateur ~~{boxing}~~ contests or exhibitions **of unarmed combat** in this State.

Sec. 3. NRS 467.135 is hereby amended to read as follows:

467.135 1. The Commission, its Executive Director or any other employee authorized by the Commission may order the promoter to withhold any part of a purse or other money belonging or payable to any contestant, manager or second if, in the judgment of the Commission, Executive Director or other employee:

(a) The contestant is not competing honestly or to the best of his skill and ability or the contestant otherwise violates any regulations adopted by the Commission or any of the provisions of this chapter, including, but not limited to, the provisions of subsection 1 of NRS 467.110; or

(b) The manager or seconds violate any regulations adopted by the Commission or any of the provisions of this chapter, including, but not limited to, the provisions of subsection 1 of NRS 467.110.

2. ~~{This section does not apply to any contestant in a wrestling exhibition who appears not to be competing honestly or to the best of his skill and ability.}~~

~~—3.}~~ Upon the withholding of any part of a purse or other money pursuant to this section, the Commission shall immediately schedule a hearing on the matter, provide adequate notice to all interested parties and dispose of the matter as promptly as possible.

~~{4.}~~ 3. If it is determined that a contestant, manager or second is not entitled to any part of his share of the purse or other money, the promoter shall pay the money over to the Commission. Subject to the provisions of subsection ~~{5.}~~ 4, the money must be deposited with the State Treasurer for credit to the State General Fund.

~~{5.}~~ 4. Money turned over to the Commission pending final action in any matter must be credited to the Athletic Commission's Agency Account and must

1 remain in that Account until the Commission orders its disposition in accordance
2 with the final action taken.

3 Sec. 4. (Deleted by amendment.)

4 Sec. 4.3. 1. The members of the Medical Advisory Board who are
5 serving on the effective date of this act continue to serve until their terms
6 expire. If the position of a member becomes vacant on or after the effective
7 date of this act, the Nevada Athletic Commission shall appoint a qualified
8 person to replace the member for the remainder of the unexpired term.

9 2. Notwithstanding the provisions of NRS 467.012, the Commission shall
10 appoint to the Board three persons who are qualified pursuant to NRS 467.015
11 to serve terms commencing on July 1, 2007, and expiring on June 30, 2009.

12 Sec. 4.5. NRS 467.0101, 467.012, 467.015 and 467.018 are hereby repealed.

13 Sec. 5. 1. This section and sections 1 to 4.3, inclusive, of this act
14 ~~becomes~~ become effective ~~on July 1, 2007,~~ upon passage and approval.

15 2. Section 4.5 of this act becomes effective on July 1, 2009.

LEADLINES OF REPEALED SECTIONS

467.0101 "Board" defined.

467.012 Creation; Chairman; terms.

467.015 Qualifications of members.

467.018 Duties.