
SUBSTITUTE HOUSE BILL 3297

State of Washington **60th Legislature** **2008 Regular Session**

By House Commerce & Labor (originally sponsored by Representative Green)

READ FIRST TIME 02/05/08.

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 chapter 67.08 RCW.

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 participants
8 utilize kicks, punches, blows, or other techniques with the intent not
9 to injure or disable an opponent, but to ((~~defeat an opponent or~~)) win
10 by decision, knockout, technical knockout, or submission.

11 ((+12+)) (14) "No holds barred fighting," also known as "frontier
12 fighting" and "extreme fighting," means a contest, exhibition, or match
13 between contestants where any part of the contestant's body may be used
14 as a weapon or any means of fighting may be used with the specific
15 purpose to intentionally injure the other contestant in such a manner
16 that they may not defend themselves and a winner is declared. Rules
17 may or may not be used.

18 ((+13+)) (15) "Combative fighting," also known as "toughman
19 fighting," "toughwoman fighting," "badman fighting," and "so you think
20 you're tough," means a contest, exhibition, or match between
21 contestants who use their fists, with or without gloves, or their feet,
22 or both, and which allows contestants that are not trained in the sport
23 to compete and the object is to defeat an opponent or to win by
24 decision, knockout, or technical knockout.

25 ((+14+)) (16) "Participant" means a person licensed under this
26 chapter as a boxer, kickboxer, wrestler, or mixed martial artist who
27 competes against others for a purse or is compensated for participating
28 in a professional wrestling event.

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

33 ((+15+)) (18) "Professional" means a person who has received or
34 competed for any purse or other articles of value greater than fifty
35 dollars, either for the expenses of training or for participating in an
36 event.

37 ((+16+)) (19) "Promoter" means a person, and includes any officer,
38 director, employee, or stockholder of a corporate promoter, who (a)

1 produces, arranges, stages, or holds(~~(, or gives)~~) an event in this
2 state involving a professional boxing, kickboxing, mixed martial arts,
3 or wrestling event(~~(,)~~); or (b) shows ((or causes to be shown)) in this
4 state a closed circuit telecast (~~(of a match)~~) involving a professional
5 (~~(participant)~~) boxing, kickboxing, mixed martial arts, or wrestling
6 event whether or not the telecast originates in this state.

7 ~~((17))~~ (20) "Wrestling exhibition" or "wrestling show" means a
8 form of sports entertainment in which the participants play a role or
9 display their skills in a physical struggle against each other in the
10 ring and either the outcome may be predetermined or the participants do
11 not necessarily strive to win, or both.

12 ~~((18))~~ (21) "Amateur event" means an event in which all the
13 participants are "amateurs" and which is registered and sanctioned
14 by(~~(~~

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

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

30 ~~((19))~~ (22) "Elimination tournament" means any contest in which
31 contestants compete in a series of matches until not more than one
32 contestant remains in any weight category. The term does not include
33 any event that complies with the provisions of RCW 67.08.015(~~((2) (a)~~
34 ~~or (b))~~)).

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

37 The department may employ or contract with and fix the compensation

1 of such ~~((officers,))~~ employees~~((,))~~ and ~~((inspectors))~~ appointed
2 officials as may be necessary to administer the provisions of this
3 chapter as amended.

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

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

17 ~~(2) All boxing, kickboxing, martial arts, or wrestling events that:~~
18 ~~(a) Are))~~ The following are not subject to the licensing provisions
19 of this chapter:

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

26 ~~((b) Are))~~ (2) Entirely amateur events as defined in RCW
27 67.08.002~~((+18))~~ (21) and promoted on a nonprofit basis or for
28 charitable purposes~~((+~~
29 ~~are not subject to the licensing provisions of this chapter. A boxing,~~
30 ~~martial arts, kickboxing, or wrestling event may not be conducted~~
31 ~~within the state except under a license issued in accordance with this~~
32 ~~chapter and the rules of the department except as provided in this~~
33 ~~section.~~

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

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

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

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

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

21 In addition to the powers described in RCW 18.235.030 and
22 18.235.040, the director or the director's designee has the following
23 authority in administering this chapter:

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

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

27 (3) ~~((Enter into an assurance of discontinuance in lieu of issuing~~
28 ~~a statement of charges or conducting a hearing. The assurance shall~~
29 ~~consist of a statement of the law in question and an agreement not to~~
30 ~~violate the stated provision. The applicant or license holder shall~~
31 ~~not be required to admit to any violation of the law, and the assurance~~
32 ~~shall not be construed as such an admission. Violation of an assurance~~
33 ~~under this subsection is grounds for disciplinary action)) Direct,~~
34 supervise, and control all boxing, mixed martial arts, kickboxing, and
35 wrestling events conducted within this state; and

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

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

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

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

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

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

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

36 (1) (~~Any~~) Ten days prior to the holding of any boxing,

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

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

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

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

32 Every (~~((licensee))~~) promoter who charges and receives an admission
33 fee for exhibiting a simultaneous telecast of any live, current, or
34 spontaneous boxing or sparring match, or wrestling exhibition or show
35 on a closed circuit telecast viewed within this state shall, within
36 (~~((seventy-two hours))~~) ten working days after such event, furnish to the
37 department a verified written report on a form which is supplied by the

1 department showing the number of tickets issued or sold, and the gross
2 receipts therefor without any deductions whatsoever. Such (~~(licensee)~~)
3 promoter shall also, at the same time, pay to the department (~~(a tax)~~)
4 an event fee equal to five percent of such gross receipts paid for
5 admission to the showing of the (~~(contest, match or exhibition)~~) event.
6 In no event, however, shall the (~~(tax)~~) event fee be less than twenty-
7 five dollars. The (~~(tax)~~) event fee shall apply uniformly at the same
8 rate to all persons subject to the (~~(tax)~~) event fee. Such receipts
9 shall be immediately paid by the department into the general fund of
10 the state.

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

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

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

30 A boxing event held in this state may not be for more than ten
31 rounds and no one round of any bout shall be scheduled for longer than
32 three minutes and there shall be not less than a one minute
33 intermission between each round. In the event of bouts involving
34 state, regional, national, title eliminator, or world championships the
35 department may grant an extension of no more than two additional rounds
36 to allow total bouts of twelve rounds. A (~~(contestant)~~) participant in

1 any boxing event under this chapter may not be permitted to wear gloves
2 weighing less than eight ounces. The director shall adopt rules to
3 assure clean and sportsmanlike conduct on the part of all
4 ~~((contestants))~~ participants and officials, and the orderly and proper
5 conduct of the event in all respects, and to otherwise make rules
6 consistent with this chapter, but such rules shall apply only to events
7 held under the provisions of this chapter. The director may adopt
8 rules with respect to round and bout limitations, glove weights, weight
9 classes, and clean and sportsmanlike conduct for boxing, kickboxing,
10 mixed martial arts, or wrestling events.

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

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

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

33 ~~(3))~~ ~~(2)~~ Any physician licensed under RCW 67.08.100 may be
34 selected by the department as the event physician. The event physician
35 present at any ~~((contest))~~ event shall have authority to stop any
36 ~~((event))~~ bout when in the event physician's opinion it would be

1 dangerous (~~(to a contestant)~~) to continue(~~(, and in such event it shall~~
2 ~~be the event physician's duty to stop the event.~~

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

8 ~~((+5))~~ (3) Each participant for boxing, kickboxing, or mixed
9 martial arts events shall receive a prefight physical before an event
10 and within a time frame specified in rule. The prefight physical shall
11 be performed by an event physician licensed by the department. The
12 event physician shall complete and sign a prefight physical form
13 provided by the department. The completed prefight physical form must
14 be provided to the inspector prior to the beginning of the event. No
15 participant whose physical condition is not approved by the event
16 physician shall be permitted to participate in any event.

17 (4) Each (~~(contestant)~~) participant for boxing, kickboxing, mixed
18 martial arts, or wrestling events may be subject to a random urinalysis
19 or chemical test within twenty-four hours before or after (~~(a contest)~~)
20 an event. Breathalyzer tests may be administered within twenty-four
21 hours before an event, during an event, or after an event until the
22 postfight physical has been completed to determine if a participant has
23 consumed or is affected by alcoholic beverages. Participants shall not
24 consume alcoholic beverages until the postfight physical has been
25 completed by the event physician. In addition to the unprofessional
26 conduct specified in RCW 18.235.130, an applicant or licensee who tests
27 positive for alcohol, or who refuses or fails to submit to the
28 breathalyzer test, urinalysis, or chemical test is subject to
29 disciplinary action under RCW 18.235.110. (~~(If the urinalysis or~~
30 ~~chemical test is positive for substances prohibited by rules adopted by~~
31 ~~the director, the applicant or licensee has engaged in unprofessional~~
32 ~~conduct and disciplinary action may be taken under RCW 18.235.110.))~~ If
33 the urinalysis or chemical test is positive for illegal use of a
34 controlled substance as defined in RCW 69.50.101, the applicant or
35 licensee has engaged in unprofessional conduct and disciplinary action
36 may be taken under RCW 18.235.110.

37 (5) The department may require that an event physician be present
38 at a wrestling event. The department may appoint a chiropractor to

1 attend wrestling events when requested by the promoter. The department
2 may have a participant in a wrestling event examined by an event
3 physician licensed by the department prior to the event. A participant
4 in a wrestling event whose condition is not approved by the event
5 physician shall not be permitted to participate in the event.

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

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

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

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

25 (3) An applicant or licensee upon renewal for the following types
26 of licenses for the sports of boxing, kickboxing, and mixed martial
27 arts shall provide annual proof of certification as having adequate
28 experience, skill, and training for the license applied for from an
29 organization approved by the department ~~((, including, but not limited~~
30 ~~to, the association of boxing commissions, the international boxing~~
31 ~~federation, the international boxing organization, the Washington state~~
32 ~~association of professional ring officials, the world boxing~~
33 ~~association, the world boxing council, or the world boxing organization~~
34 ~~for boxing officials, and the united full contact federation for~~
35 ~~kickboxing and martial arts officials))): (a) Judge; (b) referee; (c)~~
36 ~~inspector; (d) timekeeper; or (e) other officials deemed necessary by~~
37 the department.

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

3 ((The referees, judges, timekeepers, event physicians,
4 chiropractors, and inspectors)) All appointed official positions for
5 any ((boxing, kickboxing, or martial arts)) event shall be
6 ((designated)) assigned by the department ((from among licensed
7 officials)).

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

10 (7) The department shall immediately suspend the license or
11 certificate of a person who has been certified pursuant to RCW
12 74.20A.320 by the department of social and health services as a person
13 who is not in compliance with a support order. If the person has
14 continued to meet all other requirements for reinstatement during the
15 suspension, reissuance of the license or certificate shall be automatic
16 upon the department's receipt of a release issued by the department of
17 social and health services stating that the licensee is in compliance
18 with the order.

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

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

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

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

35 (1) Any person or any member of any group of persons or corporation
36 promoting boxing, kickboxing, and mixed martial arts events who shall
37 participate directly or indirectly in the purse or fee of any manager

1 of any (~~boxers~~) participants or any (~~boxer~~) participant and any
2 licensee who shall conduct or participate in any sham or fake boxing,
3 kickboxing, and mixed martial arts event has engaged in unprofessional
4 conduct and is subject to the sanctions specified in RCW 18.235.110.

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

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

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

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

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

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

29 A promoter shall ensure that adequate security personnel are in
30 attendance at (~~a wrestling or boxing~~) an event to control fans in
31 attendance. The size of the security force shall be determined by
32 mutual agreement of the promoter, the person in charge of operating the
33 arena or other facility, and the department.

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

3 In addition to the unprofessional conduct specified in RCW
4 18.235.130, the following conduct, acts, or conditions constitute
5 unprofessional conduct for which disciplinary action may be taken:

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

9 ~~(2))~~ The deliberate cutting of himself or herself or other self
10 mutilation by a wrestling participant while participating in a
11 wrestling event.

12 ~~((3))~~ (2) A conviction under chapter 69.50 RCW.

13 ~~((4))~~ (3) Testing positive for illegal use of a controlled
14 substance as defined in RCW 69.50.101.

15 ~~((5))~~ (4) The striking of any person ~~((that is not a licensed
16 participant)), other than the approved bout opponent at ((a wrestling))
17 the event.~~

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

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

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

34 The director or individuals acting on the director's behalf and all
35 appointed event officials are immune from suit in an action, civil or
36 criminal, based on official acts performed in the course of their

1 duties in the administration and enforcement of this chapter.
2 Appointed event officials are not immune from disciplinary actions
3 brought under this chapter and chapter 18.235 RCW by the department.

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

6 (1) RCW 67.08.010 (Licenses for boxing, martial arts, and wrestling
7 events--Telecasts) and 2002 c 86 s 305, 1997 c 205 s 2, 1993 c 278 s
8 10, 1989 c 127 s 13, 1975-'76 2nd ex.s. c 48 s 2, & 1933 c 184 s 7;

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

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

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

16 (5) RCW 67.08.240 (Unprofessional conduct--What constitutes) and
17 1997 c 205 s 21.

18 NEW SECTION. **Sec. 22.** This act takes effect January 1, 2009.

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