
HOUSE BILL 3298

State of Washington

60th Legislature

2008 Regular Session

By Representative Green

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 a new section to chapter 67.08 RCW; creating a new section; repealing
7 RCW 67.08.010, 67.08.040, 67.08.130, 67.08.220, and 67.08.240;
8 prescribing penalties; and providing an effective date.

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

10 NEW SECTION. **Sec. 1.** In the interest of ensuring the safety and
11 welfare of the participants, the director of the department of
12 licensing is required to direct, supervise, and control all boxing,
13 mixed martial arts, kickboxing, and wrestling events conducted within
14 this state and an event may not be held in this state except in
15 accordance with the provisions of chapter 67.08 RCW.

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

1 The definitions in this section apply throughout this chapter
2 unless the context clearly requires otherwise.

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

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

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

13 ~~((+3))~~ (4) "Chiropractor" means a person licensed under chapter
14 18.25 RCW as a doctor of chiropractic or under the laws of any
15 jurisdiction in which that person resides.

16 ~~((+4))~~ (5) "Department" means the department of licensing.

17 ~~((+5))~~ (6) "Director" means the director of the department of
18 licensing or the director's designee.

19 ~~((+6))~~ (7) "Event" includes, but is not limited to, a boxing,
20 kickboxing, wrestling, or mixed martial arts contest, (~~(sparring,~~
21 ~~fisticuffs,~~) match, show, ~~((or))~~ exhibition, or closed circuit
22 telecast.

23 ~~((+7))~~ (8) "Event physician" means ~~((the))~~ a physician licensed
24 under RCW 67.08.100 and who is responsible for the activities described
25 in RCW 67.08.090.

26 ~~((+8))~~ (9) "Face value" means the dollar value of a ticket or
27 order, which value must reflect the dollar amount that the customer is
28 required to pay or, for a complimentary ticket, would have been
29 required to pay to purchase a ticket with equivalent seating priority,
30 in order to view the event.

31 ~~((+9))~~ (10) "Gross receipts" means the amount received from the
32 face value of all tickets sold and complimentary tickets redeemed.

33 ~~((+10))~~ (11) "Kickboxing" means a type of boxing in which blows
34 are delivered with the fist and any part of the leg below the hip,
35 including the foot and where the contestants compete with the intent
36 not to injure or disable an opponent, but to win by decision, knockout,
37 or technical knockout.

1 ~~((11))~~ (12) "Mixed martial arts" means a type of boxing including
2 sumo, judo, karate, kung fu, tae kwon do, pankration, muay thai, or
3 other forms of full-contact martial arts or self-defense conducted on
4 a full-contact basis where weapons are not used and the participants
5 utilize kicks, punches, blows, or other techniques with the intent not
6 to injure or disable an opponent, but to ~~((defeat an opponent or))~~ win
7 by decision, knockout, technical knockout, or submission.

8 ~~((12))~~ (13) "No holds barred fighting," also known as "frontier
9 fighting" and "extreme fighting," means a contest, exhibition, or match
10 between contestants where any part of the contestant's body may be used
11 as a weapon or any means of fighting may be used with the specific
12 purpose to intentionally injure the other contestant in such a manner
13 that they may not defend themselves and a winner is declared. Rules
14 may or may not be used.

15 ~~((13))~~ (14) "Combative fighting," also known as "toughman
16 fighting," "toughwoman fighting," "badman fighting," and "so you think
17 you're tough," means a contest, exhibition, or match between
18 contestants who use their fists, with or without gloves, or their feet,
19 or both, and which allows contestants that are not trained in the sport
20 to compete and the object is to defeat an opponent or to win by
21 decision, knockout, or technical knockout.

22 ~~((14))~~ (15) "Participant" means a person licensed under this
23 chapter as a boxer, kickboxer, wrestler, or mixed martial artist who
24 competes against others for a purse or is compensated for participating
25 in a professional wrestling event.

26 (16) "Physician" means a person licensed under chapter 18.57(~~(~~
27 ~~18.36A,~~) or 18.71 RCW as a physician or a person holding an
28 osteopathic or allopathic physician license under the laws of any
29 jurisdiction in which the person resides.

30 ~~((15))~~ (17) "Professional" means a person who has received or
31 competed for any purse or other articles of value greater than fifty
32 dollars, either for the expenses of training or for participating in an
33 event.

34 ~~((16))~~ (18) "Promoter" means a person, and includes any officer,
35 director, employee, or stockholder of a corporate promoter, who (a)
36 produces, arranges, stages, or holds(~~(,~~ ~~or gives~~) an event in this
37 state involving a professional boxing, kickboxing, mixed martial arts,
38 or wrestling event(~~(,~~)i or (b) shows (~~or causes to be shown~~) in this

1 state a closed circuit telecast (~~(of a match)~~) involving a professional
2 (~~(participant)~~) boxing, kickboxing, mixed martial arts, or wrestling
3 event whether or not the telecast originates in this state.

4 (~~((17))~~) (19) "Wrestling exhibition" or "wrestling show" means a
5 form of sports entertainment in which the participants play a role or
6 display their skills in a physical struggle against each other in the
7 ring and either the outcome may be predetermined or the participants do
8 not necessarily strive to win, or both.

9 (~~((18))~~) (20) "Amateur event" means an event in which all the
10 participants are "amateurs" and which is registered and sanctioned
11 by(~~(+~~

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

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

27 (~~((19))~~) (21) "Elimination tournament" means any contest in which
28 contestants compete in a series of matches until not more than one
29 contestant remains in any weight category. The term does not include
30 any event that complies with the provisions of RCW 67.08.015(~~((2) (a)~~
31 ~~or (b))~~)).

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

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

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

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

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

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

23 ~~((b) Are))~~ (2) Entirely amateur events as defined in RCW
24 67.08.002~~((18))~~ (20) and promoted on a nonprofit basis or for
25 charitable purposes~~((+~~
26 ~~are not subject to the licensing provisions of this chapter. A boxing,~~
27 ~~martial arts, kickboxing, or wrestling event may not be conducted~~
28 ~~within the state except under a license issued in accordance with this~~
29 ~~chapter and the rules of the department except as provided in this~~
30 ~~section.~~

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

34 ~~(4) No amateur or professional no holds barred fighting or~~
35 ~~combative fighting type of contest, exhibition, match, or similar type~~
36 ~~of event, nor any elimination tournament, may be held in this state.~~
37 ~~Any person promoting such an event is guilty of a class C felony.~~
38 ~~Additionally, the director may apply to a superior court for an~~

1 ~~injunction against any and all promoters of a contest, and may request~~
2 ~~that the court seize all money and assets relating to the~~
3 ~~competition)).~~

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

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

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

16 In addition to the powers described in RCW 18.235.030 and
17 18.235.040, the director or the director's designee has the following
18 authority in administering this chapter:

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

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

22 (3) ~~((Enter into an assurance of discontinuance in lieu of issuing~~
23 ~~a statement of charges or conducting a hearing. The assurance shall~~
24 ~~consist of a statement of the law in question and an agreement not to~~
25 ~~violate the stated provision. The applicant or license holder shall~~
26 ~~not be required to admit to any violation of the law, and the assurance~~
27 ~~shall not be construed as such an admission. Violation of an assurance~~
28 ~~under this subsection is grounds for disciplinary action)) Direct,~~

29 supervise, and control all boxing, mixed martial arts, kickboxing, and
30 wrestling events conducted within this state; and

31 (4) ~~((Establish and assess fines for violations of this chapter~~
32 ~~that may be subject to payment from a contestant's purse)) Prohibit~~

33 events unless all of the participants are licensed or otherwise exempt
34 from licensure as provided under this chapter.

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

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

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

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

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

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

32 (1) (~~Any~~) Ten days prior to the holding of any boxing,
33 kickboxing, or mixed martial arts event, promoters shall (~~within seven~~
34 ~~days prior to the holding of any event~~) file with the department a
35 preliminary statement setting forth the name of each (~~licensee who is~~
36 a)) potential participant, (~~his or her manager or managers,~~) and such
37 other information as the department may require. All licensing

1 documents required for licensure must be received by the department no
2 less than seventy-two hours prior to the event. Participant changes
3 ~~((regarding a wrestling event))~~ or additions may be allowed after
4 notice to the department, if the new participant holds a valid license
5 under this chapter, no less than forty-eight hours prior to the event.
6 ~~((The department may stop any wrestling event in which a participant is~~
7 ~~not licensed under this chapter.))~~

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

18 (3) A complimentary ticket may not have a face value of less than
19 the least expensive ticket available for sale to the general public.
20 The number of untaxed complimentary tickets shall be limited to ten
21 percent of the total tickets sold per event location, not to exceed one
22 thousand tickets. All complimentary tickets exceeding this exemption
23 shall be subject to taxation.

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

26 Every ~~((licensee))~~ promoter who charges and receives an admission
27 fee for exhibiting a simultaneous telecast of any live, current, or
28 spontaneous boxing or sparring match, or wrestling exhibition or show
29 on a closed circuit telecast viewed within this state shall, within
30 ~~((seventy-two hours))~~ ten working days after such event, furnish to the
31 department a verified written report on a form which is supplied by the
32 department showing the number of tickets issued or sold, and the gross
33 receipts therefor without any deductions whatsoever. Such ~~((licensee))~~
34 promoter shall also, at the same time, pay to the department a tax
35 equal to five percent of such gross receipts paid for admission to the
36 showing of the ~~((contest, match or exhibition))~~ event. In no event,
37 however, shall the tax be less than twenty-five dollars. The tax shall

1 apply uniformly at the same rate to all persons subject to the tax.
2 Such receipts shall be immediately paid by the department into the
3 general fund of the state.

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

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

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

23 A boxing event held in this state may not be for more than ten
24 rounds and no one round of any bout shall be scheduled for longer than
25 three minutes and there shall be not less than a one minute
26 intermission between each round. In the event of bouts involving
27 state, regional, national, title eliminator, or world championships the
28 department may grant an extension of no more than two additional rounds
29 to allow total bouts of twelve rounds. A (~~contestant~~) participant in
30 any boxing event under this chapter may not be permitted to wear gloves
31 weighing less than eight ounces. The director shall adopt rules to
32 assure clean and sportsmanlike conduct on the part of all
33 (~~contestants~~) participants and officials, and the orderly and proper
34 conduct of the event in all respects, and to otherwise make rules
35 consistent with this chapter, but such rules shall apply only to events
36 held under the provisions of this chapter. The director may adopt

1 rules with respect to round and bout limitations, glove weights, weight
2 classes, and clean and sportsmanlike conduct for boxing, kickboxing,
3 mixed martial arts, or wrestling events.

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

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

17 (2) ~~The department may require that an event physician be present~~
18 ~~at a wrestling event. The promoter shall pay the event physician~~
19 ~~present at a wrestling event.)) A boxing, kickboxing, or mixed martial~~
20 ~~arts event may not be held unless an event physician licensed by the~~
21 ~~department is present throughout the event. In addition to the event~~
22 ~~physician, a chiropractor may be included as a licensed official at a~~
23 ~~boxing, kickboxing, or mixed martial arts event. ((The promoter shall~~
24 ~~pay the chiropractor present at a boxing, kickboxing, or martial arts~~
25 ~~event.~~

26 (3) ~~)) (2) Any physician licensed under RCW 67.08.100 may be~~
27 ~~selected by the department as the event physician. The event physician~~
28 ~~present at any ((contest)) event shall have authority to stop any~~
29 ~~((event)) bout when in the event physician's opinion it would be~~
30 ~~dangerous ((to a contestant)) to continue(, and in such event it shall~~
31 ~~be the event physician's duty to stop the event.~~

32 (4) ~~The department may have a participant in a wrestling event~~
33 ~~examined by an event physician licensed by the department prior to the~~
34 ~~event. A participant in a wrestling event whose condition is not~~
35 ~~approved by the event physician shall not be permitted to participate~~
36 ~~in the event)).~~

1 ~~((5))~~ (3) Each participant for boxing, kickboxing, or mixed
2 martial arts events shall receive a prefight physical before an event
3 and within a time frame specified in rule. The prefight physical shall
4 be performed by an event physician licensed by the department. The
5 event physician shall complete and sign a prefight physical form
6 provided by the department. The completed prefight physical form must
7 be provided to the inspector prior to the beginning of the event. No
8 participant whose physical condition is not approved by the event
9 physician shall be permitted to participate in any event.

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

30 (5) The department may require that an event physician be present
31 at a wrestling event. The department may appoint a chiropractor to
32 attend wrestling events when requested by the promoter. The department
33 may have a participant in a wrestling event examined by an event
34 physician licensed by the department prior to the event. A participant
35 in a wrestling event whose condition is not approved by the event
36 physician shall not be permitted to participate in the event.

37 (6) The event physician and chiropractor shall be paid a fee and

1 travel expenses by the promoter through the department in an amount to
2 be set by the director for each event officially attended.

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

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

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

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

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

34 (5) ~~((The referees, judges, timekeepers, event physicians,~~
35 ~~chiropractors, and inspectors))~~ All appointed official positions for
36 any ~~((boxing, kickboxing, or martial arts))~~ event shall be

1 ((designated)) assigned by the department ((from among licensed
2 officials)).

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

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

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

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

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

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

30 (1) Any person or any member of any group of persons or corporation
31 promoting boxing, kickboxing, and mixed martial arts events who shall
32 participate directly or indirectly in the purse or fee of any manager
33 of any ~~((boxers))~~ participants or any ~~((boxer))~~ participant and any
34 licensee who shall conduct or participate in any sham or fake boxing,
35 kickboxing, and mixed martial arts event has engaged in unprofessional
36 conduct and is subject to the sanctions specified in RCW 18.235.110.

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

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

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

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

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

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

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

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

32 In addition to the unprofessional conduct specified in RCW
33 18.235.130, the following conduct, acts, or conditions constitute
34 unprofessional conduct for which disciplinary action may be taken:

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

4 ~~(2))~~ The deliberate cutting of himself or herself or other self
5 mutilation by a wrestling participant while participating in a
6 wrestling event.

7 ~~((3))~~ (2) A conviction under chapter 69.50 RCW.

8 ~~((4))~~ (3) Testing positive for illegal use of a controlled
9 substance as defined in RCW 69.50.101.

10 ~~((5))~~ (4) The striking of any person ~~((that is not a licensed~~
11 ~~participant)), other than the approved bout opponent at ((a wrestling))~~
12 the event.

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

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

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

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

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

3 (1) RCW 67.08.010 (Licenses for boxing, martial arts, and wrestling
4 events--Telecasts) and 2002 c 86 s 305, 1997 c 205 s 2, 1993 c 278 s
5 10, 1989 c 127 s 13, 1975-'76 2nd ex.s. c 48 s 2, & 1933 c 184 s 7;

6 (2) RCW 67.08.040 (Issuance of license) and 1993 c 278 s 14, 1975-
7 '76 2nd ex.s. c 48 s 4, & 1933 c 184 s 10;

8 (3) RCW 67.08.130 (Failure to make report--Additional tax--
9 Hearing--Disciplinary action) and 2002 c 86 s 311, 1997 c 205 s 13,
10 1993 c 278 s 23, & 1933 c 184 s 19;

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

13 (5) RCW 67.08.240 (Unprofessional conduct--What constitutes) and
14 1997 c 205 s 21.

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

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