
HOUSE BILL 1062

State of Washington

62nd Legislature

2011 Regular Session

By Representatives Green, Appleton, and Goodman

Prefiled 01/05/11. Read first time 01/10/11. Referred to Committee on Business & Financial Services.

1 AN ACT Relating to athletics, limited to boxing, martial arts, and
2 wrestling that are regulated by the department of licensing; amending
3 RCW 67.08.002, 67.08.007, 67.08.015, 67.08.017, 67.08.030, 67.08.050,
4 67.08.055, 67.08.060, 67.08.080, 67.08.130, 67.08.140, 67.08.160,
5 67.08.170, 67.08.180, 67.08.200, and 67.08.300; reenacting and amending
6 RCW 67.08.090 and 67.08.100; adding new sections to chapter 67.08 RCW;
7 creating a new section; repealing RCW 67.08.010, 67.08.040, 67.08.110,
8 67.08.220, and 67.08.240; prescribing penalties; and providing an
9 effective date.

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

11 **Sec. 1.** RCW 67.08.002 and 2004 c 149 s 1 are each amended to read
12 as follows:

13 The definitions in this section apply throughout this chapter
14 unless the context clearly requires otherwise.

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

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

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

8 (4) "Department" means the department of licensing.

9 (5) "Director" means the director of the department of licensing or
10 the director's designee.

11 (6) "Event" includes, but is not limited to, a boxing, wrestling,
12 or martial arts contest, sparring, fisticuffs, match, show, or
13 exhibition, whether amateur or professional.

14 (7) "Event physician" means the physician (~~(licensed under RCW~~
15 ~~67.08.100 and~~)) who is responsible for the activities described in RCW
16 67.08.090.

17 (8) "Face value" means the dollar value of a ticket or order, which
18 value must reflect the dollar amount that the customer is required to
19 pay or, for a complimentary ticket, would have been required to pay to
20 purchase a ticket with equivalent seating priority, in order to view
21 the event.

22 (9) "Gross receipts" means the amount received from the face value
23 of all tickets sold and complimentary tickets redeemed.

24 (~~(("Kickboxing" means a type of boxing in which blows are~~
25 ~~delivered with the fist and any part of the leg below the hip,~~
26 ~~including the foot and where the contestants compete with the intent~~
27 ~~not to injure or disable an opponent, but to win by decision, knockout,~~
28 ~~or technical knockout.~~

29 ~~(11))~~) "Martial arts" means a type of boxing including kickboxing,
30 sumo, judo, karate, kung fu, tae kwon do, pankration, muay thai, or
31 other forms of full-contact martial arts or self-defense conducted on
32 a full-contact basis where weapons are not used and the participants
33 utilize kicks, punches, blows, or other techniques with the intent not
34 to injure or disable an opponent, but to (~~(defeat an opponent or~~)) win
35 by decision, knockout, technical knockout, or submission.

36 (~~(12))~~) (11) "No holds barred fighting," also known as "frontier
37 fighting" and "extreme fighting," means a contest, exhibition, or match
38 between contestants where any part of the contestant's body may be used

1 as a weapon or any means of fighting may be used with the specific
2 purpose to intentionally injure the other contestant in such a manner
3 that they may not defend themselves and a winner is declared. Rules
4 may or may not be used.

5 ~~((+13))~~ (12) "Combative fighting," also known as "toughman
6 fighting," "toughwoman fighting," "badman fighting," and "so you think
7 you're tough," means a contest, exhibition, or match between
8 contestants who use their fists, with or without gloves, or their feet,
9 or both, and which allows contestants that are not trained in the sport
10 to compete and the object is to defeat an opponent or to win by
11 decision, knockout, or technical knockout.

12 ~~((+14))~~ (13) "Physician" means a person licensed under chapter
13 18.57(~~(, 18.36A,)~~) or 18.71 RCW as a physician or a person holding an
14 osteopathic or allopathic physician license under the laws of any
15 jurisdiction in which the person resides.

16 ~~((+15))~~ (14) "Professional" means a person who has received or
17 competed for any purse or other articles of value greater than fifty
18 dollars, either for the expenses of training or for participating in an
19 event.

20 ~~((+16))~~ (15) "Promoter" means a person, and includes any officer,
21 director, employee, or stockholder of a corporate promoter, who (a)
22 produces, arranges, stages, or holds(~~(, or gives))~~ an event in this
23 state (~~(involving a professional boxing, martial arts, or wrestling~~
24 ~~event,))~~ other than an event held in compliance with section 4 of this
25 act; or (b) shows (~~(or causes to be shown))~~ in this state a closed
26 circuit telecast (~~(of a match involving a professional participant~~
27 ~~whether or not the telecast originates))~~ event originating in this
28 state.

29 ~~((+17))~~ (16) "Wrestling (~~(exhibition" or "wrestling show))~~" means
30 a form of sports entertainment in which the participants play a role or
31 display their skills in a physical struggle against each other in the
32 ring and either the outcome may be predetermined or the
33 (~~(participants))~~ contestants do not necessarily strive to win, or both.

34 ~~((+18))~~ "Amateur event" means an event in which all the participants
35 are "amateurs" and which is registered and sanctioned by:

- 36 ~~(a) United States Amateur Boxing, Inc.;~~
- 37 ~~(b) Washington Interscholastic Activities Association;~~
- 38 ~~(c) National Collegiate Athletic Association;~~

1 ~~(d) Amateur Athletic Union;~~

2 ~~(e) Golden Gloves of America;~~

3 ~~(f) United Full Contact Federation;~~

4 ~~(g) Any similar organization recognized by the department as~~
5 ~~exclusively or primarily dedicated to advancing the sport of amateur~~
6 ~~boxing, kickboxing, or martial arts, as those sports are defined in~~
7 ~~this section; or~~

8 ~~(h) Local affiliate of any organization identified in this~~
9 ~~subsection.~~

10 ~~(19))~~ (17) "Elimination tournament" means any contest in which
11 contestants compete in ~~((a series of matches until not more than one~~
12 ~~contestant remains in any weight category))~~ more than one bout in any
13 twenty-four hour period. The term does not include any event that
14 complies with the provisions of RCW 67.08.015(2) (a) or (b).

15 (18) "Bout" means a contest or match between contestants appearing
16 at an event.

17 (19) "Event fee" means the fee to be paid by the promoter for an
18 event.

19 (20) "Training facility" means a business that rents, leases, or
20 owns a building or structure or portion thereof in the state that is
21 used for martial arts training.

22 **Sec. 2.** RCW 67.08.007 and 1993 c 278 s 9 are each amended to read
23 as follows:

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

28 **Sec. 3.** RCW 67.08.015 and 2004 c 149 s 2 are each amended to read
29 as follows:

30 (1) In the interest of ensuring the safety and welfare of the
31 participants, the department shall have power and it shall be its duty
32 to direct, supervise, and control all boxing, martial arts, and
33 wrestling events conducted within this state and an event may not be
34 held in this state except in accordance with the provisions of this
35 chapter. The department may, in its discretion, issue and for cause,
36 which includes concern for the safety and welfare of the participants,

1 take any of the actions specified in RCW 18.235.110 against a license
2 to promote, conduct, or hold boxing, (~~((kickboxing,))~~) martial arts, or
3 wrestling events where an admission fee is charged by any person, club,
4 corporation, organization, association, or fraternal society.

5 (2) All boxing, (~~((kickboxing,))~~) martial arts, or wrestling events
6 that:

7 (a) Are conducted by any (~~((common))~~) elementary or secondary school,
8 college, or university, whether public or private, or by the official
9 student association thereof, whether on or off the school, college, or
10 university grounds, where all the (~~((participating))~~) contestants are
11 (~~((bona fide))~~) students enrolled in any (~~((common))~~) elementary or
12 secondary school, college, or university, within or without this state;
13 or

14 (b) Are (~~((entirely amateur events as defined in RCW 67.08.002(18)~~
15 ~~and promoted on a nonprofit basis or for charitable purposes))~~)
16 conducted as part of an amateur athletic program where all the
17 participants are amateurs and which are sponsored or supervised by any
18 national governing body recognized by the United States olympic
19 committee or paralympic sports organization recognized by the United
20 States olympic committee;

21 are not subject to the licensing provisions of this chapter.

22 (3) A boxing, martial arts, (~~((kickboxing,))~~) or wrestling event may
23 not be conducted within the state except under a license issued in
24 accordance with this chapter and the rules of the department except as
25 provided in this (~~((section))~~) chapter.

26 (~~((+3))~~) (4) The director shall prohibit events unless all of the
27 contestants are licensed or otherwise exempt from licensure as provided
28 under this chapter.

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

1 NEW SECTION. **Sec. 4.** (1) A training facility license allows the
2 licensee to promote, conduct, and hold events under the standards in
3 this section. No promoter license is required to promote, conduct, or
4 hold an event in compliance with this section. Contestants and
5 officials are exempt from licensure for participation in events held in
6 compliance with this section.

7 (2) A training facility licensee must require all contestants to:

8 (a) Be amateurs;

9 (b) Be at least ten years of age;

10 (c) Wear full pads, including shin and instep pads, kneepads, and
11 sparring style gloves weighing a minimum of six ounces per glove; and

12 (d) Follow rules adopted by the department. The rules shall
13 include, but are not limited to, the following:

14 (i) Contestants ages ten through twelve shall not perform elbow
15 strikes, knee blows to the head, wrist or ankle locks, strikes to an
16 opponent's head while the opponent is on the ground, lower body
17 submissions, or throwing or spiking an opponent onto the opponent's
18 head.

19 (ii) Contestants ages thirteen through fifteen shall not perform
20 elbow strikes, knee blows to the head, wrist or ankle locks, twisting
21 leg locks, strikes to an opponent's head while the opponent is on the
22 ground, or throwing or spiking an opponent onto the opponent's head.

23 (iii) Contestants ages sixteen and seventeen shall not perform
24 elbow strikes, twisting leg locks, knee blows to the head, or throwing
25 or spiking an opponent onto the opponent's head.

26 (iv) Contestants age eighteen or older shall not perform elbow
27 strikes to the head, twisting knee locks, knees to the head of a
28 grounded opponent, or throwing or spiking an opponent onto the
29 opponent's head.

30 (3) Training facility licensees must:

31 (a) Hold events only at venues open to all ages, if minors are
32 allowed to compete;

33 (b) Require an immediate end to any bout during which a wound
34 sustained by a contestant does not cease bleeding within five
35 cumulative minutes;

36 (c) Use trained officials; and

37 (d) Meet other standards adopted by the department by rule.

1 (4) RCW 67.08.030, 67.08.050, 67.08.055, 67.08.060, 67.08.090,
2 67.08.130, 67.08.160, and 67.08.170 do not apply to events held in
3 compliance with this section.

4 (5) Training facility events not in compliance with this section
5 are subject to all the requirements of this chapter except for this
6 section.

7 (6) The department may conduct random inspections of training
8 facilities and training facility events to assure compliance with this
9 chapter.

10 NEW SECTION. **Sec. 5.** No amateur or professional no holds barred
11 fighting or combative fighting contest, exhibition, match, or similar
12 type of event, nor any elimination tournament, may be held in this
13 state. Any person promoting such an event is guilty of a class C
14 felony. Additionally, the director may apply to a superior court for
15 an injunction against any and all promoters of such contests, and the
16 court may seize all money and assets relating to the competition at the
17 request of the director.

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

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

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

25 (2) Adopt standards of ((professional)) conduct or practice((+)

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

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

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 of
6 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, to ensure the payment of the ~~((taxes))~~
9 event fee, officials' fee, and contestant contracts as provided for
10 herein and the observance of all rules of the department.

11 (2) Boxing and martial arts promoters must obtain medical insurance
12 in an amount set by the director, but not less than fifty thousand
13 dollars, to cover ~~((any))~~ injuries incurred by ~~((participants))~~
14 contestants 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))~~ proof of insurance must specify, at a minimum,
17 the name of the insurance company, the insurance policy number, the
18 effective date of the coverage, the expiration date of the policy, and
19 ~~((evidence))~~ wording that each ~~((participant))~~ contestant is covered by
20 the insurance at the time of each event. The promoter must pay any
21 deductible associated with the insurance policy.

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

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

30 **Sec. 8.** RCW 67.08.050 and 2009 c 429 s 1 are each amended to read
31 as follows:

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

1 changes (~~regarding a wrestling event~~) or additions may be allowed
2 (~~after notice to the department, if the new participant holds a valid~~
3 ~~license under this chapter. The department may stop any wrestling~~
4 ~~event in which a participant is not licensed under this chapter~~) upon
5 approval by the department.

6 (2) (~~Upon the termination~~) No later than ten days after the end
7 of any event, the promoter shall file with the (~~designated~~)
8 department (~~representative~~) a written report, duly verified as the
9 department may require showing the number of tickets sold for the
10 event, the price charged for the tickets and the gross (~~proceeds~~)
11 receipts thereof, and such other and further information as the
12 department may require. The promoter shall pay to the department at
13 the time of filing the report under this section an event fee to be
14 determined by the director pursuant to RCW 67.08.105. However, the
15 event fee may not be less than twenty-five dollars. The event fee and
16 license fees collected under this chapter shall be paid by the
17 department into the business and professions account under RCW
18 43.24.150.

19 **Sec. 9.** RCW 67.08.055 and 2009 c 429 s 2 are each amended to read
20 as follows:

21 Every (~~licensee~~) promoter who charges and receives an admission
22 fee for exhibiting a simultaneous telecast of any live, current, or
23 spontaneous boxing (~~or sparring match~~), martial arts, or wrestling
24 (~~exhibition or show~~) event on a closed circuit telecast (~~viewed~~
25 ~~within~~) originating in this state shall, within (~~seventy-two hours~~)
26 ten working days after such event, furnish to the department a verified
27 written report on a form which is supplied by the department showing
28 the number of tickets issued or sold, and the gross receipts therefor
29 without any deductions whatsoever. Such (~~licensee~~) promoter shall
30 also, at the same time, pay to the department an event fee to be
31 determined by the director pursuant to RCW 67.08.105. In no event,
32 however, shall the event fee be less than twenty-five dollars. The
33 event fee shall be immediately paid by the department into the business
34 and professions account under RCW 43.24.150.

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

1 (1) The department ((may)) shall appoint official inspectors ((at
2 least one of which, in the absence of a member of the department,)) who
3 shall be present at any event held under the provisions of this
4 chapter. The director and inspectors shall not have any interest or
5 connection, either direct or indirect, in the promotion of any event or
6 contestant in this state. Such inspectors shall carry a card signed by
7 the director evidencing their authority. It shall be their duty to see
8 that all rules of the department and the provisions of this chapter are
9 strictly complied with ~~((and to be present at the accounting of the~~
10 ~~gross receipts of any event, and such inspector is authorized to~~
11 ~~receive from the licensee conducting the event the statement of~~
12 ~~receipts herein provided for and to immediately transmit such reports~~
13 ~~to the department))~~.

14 (2) At all times at all events, contestants, promoters, and all
15 officials shall be under the direction of the director or its
16 inspector.

17 (3) The department shall also appoint all other event officials who
18 shall carry a card evidencing their authority.

19 (4) Each ((inspector)) appointed official shall receive a fee and
20 travel expenses from the promoter through the department to be set by
21 the director for each event officially attended.

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

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

1 limitations, glove weights, weight classes, pads, safety gear, and
2 clean and sportsmanlike conduct for ((kickboxing)) boxing, martial
3 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 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)) an official
23 at a boxing((, kickboxing,)) or martial arts event. ~~((The promoter
24 shall pay the chiropractor present at a boxing, kickboxing, or martial
25 arts event.~~

26 (3) ~~((2))~~ (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 contestant for a boxing or martial arts event
2 shall receive a prefight physical before an event and within a time
3 frame specified in rule. The prefight physical shall be performed by
4 the event physician who shall complete and sign a prefight physical
5 form provided by the department. The completed prefight physical form
6 must be provided to the inspector prior to the beginning of the event.
7 A contestant whose physical condition is not approved by the event
8 physician may not be permitted to participate in the event.

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

26 (5) The department may require that an event physician be present
27 at a wrestling event. The department may appoint a chiropractor to
28 attend a wrestling event when requested by the promoter. The
29 department may have a contestant in a wrestling event examined by the
30 event physician prior to the event. A contestant in a wrestling event
31 whose condition is not approved by the event physician shall not be
32 permitted to participate in the event.

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

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

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

9 (2) ~~((The application for the following types of licenses))~~ With
10 the application, a contestant and referee shall include a physical
11 performed by a physician, ((as defined in RCW 67.08.002,)) which was
12 performed by the physician ~~((with))~~ within a time period preceding the
13 application as specified by rule~~((: (a) Boxer; (b) wrestling~~
14 ~~participant; (c) kickboxer; (d) martial arts participant; and (e)~~
15 ~~referee))~~. A boxing contestant must present with the application proof
16 of having a federal identification card. Except for a contestant at a
17 training facility event, a martial arts contestant must present with
18 the application proof of having a national identification card.

19 (3) An applicant or licensee upon renewal for the following types
20 of licenses for the sports of boxing~~((, kickboxing,))~~ and martial arts
21 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 to,~~
24 ~~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 licensed instructor who
30 instructs in a curriculum approved by the department as determined by
31 rule: (a) Judge; (b) referee; (c) ~~((inspector; (d))~~ timekeeper; or
32 ~~((e))~~ (d) other officials deemed necessary by the department.

33 (4) An applicant or licensee upon renewal for an inspector or an
34 instructor license shall meet qualifications as determined by rule.

35 (5) An applicant or licensee upon renewal for a training facility
36 license shall be required to provide proof of ownership of the business
37 and such other information as the department may require. An applicant

1 must have been engaged in the business of a training facility in the
2 state for at least two years to be granted a license.

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

5 ~~((5) The referees, judges, timekeepers, event physicians,~~
6 ~~chiropractors, and inspectors))~~ (7) All officials for any boxing(~~(,~~
7 ~~kickboxing,~~) or martial arts event other than an event held in
8 compliance with section 4 of this act and wrestling events shall be
9 ~~((designated))~~ appointed by the department ~~((from among licensed~~
10 ~~officials))~~.

11 ~~((6))~~ (8) The referee for any wrestling event shall be provided
12 by the promoter and shall be licensed as a wrestling ~~((participant))~~
13 contestant.

14 ~~((7))~~ (9) The department shall immediately suspend the license or
15 certificate of a person who has been certified pursuant to RCW
16 74.20A.320 by the department of social and health services as a person
17 who is not in compliance with a support order. If the person has
18 continued to meet all other requirements for reinstatement during the
19 suspension, reissuance of the license or certificate shall be automatic
20 upon the department's receipt of a release issued by the department of
21 social and health services stating that the licensee is in compliance
22 with the order.

23 ~~((8))~~ (10) A person may not be issued a license if the person has
24 an unpaid fine, related to boxing, martial arts, or wrestling,
25 outstanding to the department.

26 ~~((9))~~ (11) A person may not be issued a license unless they are
27 at least eighteen years of age.

28 ~~((10))~~ (12) This section shall not apply to contestants ~~((or~~
29 ~~participants))~~ in events at which only amateurs are engaged ~~((in~~
30 ~~contests and/or fraternal organizations and/or veterans' organizations~~
31 ~~chartered by congress or the defense department or any recognized~~
32 ~~amateur sanctioning body recognized by the department, holding and~~
33 ~~promoting athletic events and where all funds are used primarily for~~
34 ~~the benefit of their members))~~ and which are sponsored by veterans'
35 organizations chartered by congress or the defense department. Upon
36 request of the department, a promoter, contestant, or participant shall
37 provide sufficient information to reasonably determine whether this
38 chapter applies.

1 **Sec. 14.** RCW 67.08.130 and 2002 c 86 s 311 are each amended to
2 read as follows:

3 Whenever any licensee shall fail to make a report of any event
4 within the time prescribed by this chapter or when such report is
5 unsatisfactory to the department, the director may examine the books
6 and records of such licensee; he or she may subpoena and examine under
7 oath any officer of such licensee and such other person or persons as
8 he or she may deem necessary to a determination of the total gross
9 receipts from any event and the amount of ~~((tax))~~ fee thereon. If,
10 upon the completion of such examination it shall be determined that an
11 additional ~~((tax))~~ fee is due, notice thereof shall be served upon the
12 licensee, providing the licensee with an opportunity to request a
13 hearing under chapter 34.05 RCW. The failure to request a hearing
14 within twenty days of service of the notice constitutes a default,
15 whereupon the director will enter a decision on the facts available.
16 Failure to pay such additional ~~((tax))~~ fee within twenty days after
17 service of a final order constitutes unprofessional conduct and the
18 licensee may be subject to disciplinary action against its license and
19 shall be disqualified from receiving any new license.

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

22 Any person(~~(, club, corporation, organization, association,~~
23 ~~fraternal society, participant, or promoter)~~) conducting or
24 participating in boxing, martial arts, or wrestling events within this
25 state without having first obtained ~~((a))~~ the applicable license
26 ~~((therefor in the manner provided by))~~ under this chapter is in
27 violation of this chapter and shall be guilty of a misdemeanor
28 excepting the events and persons excluded from the ~~((operation))~~
29 licensing requirement of this chapter ~~((by RCW 67.08.015))~~.

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

32 A promoter shall have an ambulance or a paramedical unit with
33 transport and resuscitation capabilities and a minimum of two
34 attendants present at the event location. The ambulance or paramedical
35 unit, and attendants, must be present for the duration of the event
36 until the completion of all postfight physicals.

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

3 A promoter shall ensure that adequate security personnel are (~~in~~
4 ~~attendance~~) present at (~~(a wrestling or boxing)~~) an event to control
5 (~~(fans)~~) spectators in attendance. The size of the security force
6 shall be determined by mutual agreement of the promoter, the person in
7 charge of operating the arena or other facility, and the department.

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

10 In addition to the unprofessional conduct specified in RCW
11 18.235.130, the following conduct, acts, or conditions constitute
12 unprofessional conduct for which disciplinary action may be taken:

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

16 ~~(2))~~ The deliberate cutting (~~(of himself or herself)~~) or other
17 (~~(self)~~) mutilation of any person by a wrestling (~~(participant)~~)
18 contestant while participating in a wrestling event.

19 (~~(3))~~ (2) A conviction under chapter 69.50 RCW.

20 (~~(4))~~ (3) Testing positive for illegal use of a controlled
21 substance as defined in RCW 69.50.101.

22 (~~(5))~~ (4) The striking of any person (~~(that is not a licensed~~
23 ~~participant at a wrestling)~~), other than the approved bout opponent at
24 the event.

25 (5) Conducting or participating in any boxing or martial arts sham
26 or fake event.

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

29 A person, including but not limited to a consumer, licensee,
30 corporation, organization, and state and local governmental agency, may
31 submit a written complaint to the department (~~(charging a license~~
32 ~~holder or applicant with unprofessional conduct and specifying the~~
33 ~~grounds for the complaint)~~). If the department determines that the
34 complaint merits investigation or if the department has reason to
35 believe, without a formal complaint, that a license holder or applicant
36 may have engaged in (~~(unprofessional conduct)~~) a violation of this

1 chapter, the department shall investigate (~~(to determine whether there~~
2 ~~has been unprofessional conduct)~~). A person who files a complaint
3 under this section in good faith is immune from suit in any civil
4 action related to the filing or contents of the complaint.

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

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

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

15 (1) RCW 67.08.010 (Licenses for boxing, martial arts, and wrestling
16 events--Telecasts) and 2002 c 86 s 305, 1997 c 205 s 2, 1993 c 278 s
17 10, 1989 c 127 s 13, 1975-'76 2nd ex.s. c 48 s 2, & 1933 c 184 s 7;

18 (2) RCW 67.08.040 (Issuance of license) and 1993 c 278 s 14, 1975-
19 '76 2nd ex.s. c 48 s 4, & 1933 c 184 s 10;

20 (3) RCW 67.08.110 (Unprofessional conduct--Sham or fake event) and
21 2002 c 86 s 310, 1999 c 282 s 8, 1997 c 205 s 11, 1993 c 278 s 21, 1989
22 c 127 s 11, & 1933 c 184 s 17;

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

25 (5) RCW 67.08.240 (Unprofessional conduct--What constitutes) and
26 1997 c 205 s 21.

27 NEW SECTION. **Sec. 22.** If any provision of this act or its
28 application to any person or circumstance is held invalid, the
29 remainder of the act or the application of the provision to other
30 persons or circumstances is not affected.

31 NEW SECTION. **Sec. 23.** Sections 4 and 5 of this act are each added
32 to chapter 67.08 RCW.

1 NEW SECTION. **Sec. 24.** Sections 1 through 23 of this act take
2 effect January 1, 2012.

3 NEW SECTION. **Sec. 25.** The director of the department of licensing
4 may take such steps as are necessary to ensure that this act is
5 implemented on January 1, 2012.

--- END ---