

**PROPOSED REGULATION OF THE
NEVADA ATHLETIC COMMISSION**

LCB File No. R123-21

December 30, 2021

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

AUTHORITY: §§ 1-7, NRS 467.030 and 467.170; § 8, NRS 467.030.

A REGULATION relating to unarmed combat; defining the terms “administrator” and “association or organization of a school, college or university;” presuming, under certain circumstances, that an amateur contest or exhibition of unarmed combat or any combination thereof conducted by or participated in exclusively by any school, college or university or by any association or organization of a school, college or university is exempt from certain provisions of law relating to unarmed combat; requiring a person responsible for an amateur contest or exhibition conducted by or participated in exclusively by a school, college or university or by an association or organization of a school, college or university that does not meet such a presumption to submit to the Nevada Athletic Commission a request for exemption from the provisions of law relating to unarmed combat; requiring the Executive Director of the Commission or the designee of the Executive Director to deny the request for exemption under certain circumstances; requiring the Executive Director or the designee of the Executive Director to notify certain persons of its determination regarding the request for exemption; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law authorizes the Nevada Athletic Commission to adopt regulations relating to unarmed combat. (NRS 467.030) Existing law prohibits contests or exhibitions from being conducted, held or given within this State except in accordance with the provisions of chapter 467 of NRS. (NRS 467.070) However, existing law provides that chapter 467 of NRS does not apply to amateur contests or exhibitions of unarmed combat or any combination thereof conducted by or participated in exclusively by a school, college or university or by an association or organization of a school, college or university, when each participant in the contests or exhibitions is a bona fide student in the school, college or university. (NRS 467.170) **Sections 1-7** of this regulation establish various provisions relating to the exemption.

Section 4 of this regulation presumes that the provisions of chapter 467 of NRS do not apply to certain amateur contests or exhibitions of unarmed combat or any combination thereof conducted by or participated in exclusively by a school, college or university or by an association or organization of a school, college or university. Specifically, **section 4** presumes that such an amateur contest or exhibition is exempt from the provisions of chapter 467 of NRS if: (1) the amateur contest or exhibition is wholly organized and hosted by a body that sanctions and regulates collegiate athletes; (2) the body that sanctions and regulates collegiate athletes is recognized by the Commission; (3) the ring officials for the amateur contest or exhibition are licensed or sanctioned by the body that sanctions and regulates collegiate athletes; and (4) participation in the amateur contest or exhibition is limited to students of schools, colleges or universities. **Section 4** provides that if information is provided to or obtained by the Commission which consists of evidence that the amateur contest or exhibition does not satisfy the presumption: (1) the Commission will notify the person responsible for the amateur contest or exhibition of that fact; and (2) the person must submit a request for an exemption from the provisions of chapter 467 of NRS pursuant to **section 5** of this regulation.

Section 5 provides that the provisions of chapter 467 of NRS apply to an amateur contest or exhibition of unarmed combat or any combination thereof conducted by or participated in by a school, college or university or by an association or organization of a school, college or university, unless: (1) the person responsible for the amateur contest or exhibition submits a request to the Commission for an exemption from the provisions of chapter 467 of NRS; and (2) the Executive Director of the Commission or a designee of the Executive Director determines that the amateur contest or exhibition is exempt from such provisions of law. **Section 5** requires the request to: (1) be submitted to the Commission not later than 60 days before the proposed date of the amateur contest or exhibition; and (2) contain certain information.

Section 6 of this regulation requires the Executive Director or the designee of the Executive Director to deny a request for an exemption if: (1) the amateur contest or exhibition does not satisfy the requirements in existing law concerning the exemption; (2) the request for exemption does not comply with the requirements set forth in **section 5**; or (3) any participant or ring official of the amateur contest or exhibition is suspended or permanently revoked on any registry recognized by the Commission. (NRS 467.170)

Section 7 of this regulation requires the Executive Director or a designee of the Executive Director to notify the person who submitted the request pursuant to **section 5** of its determination of whether the amateur contest or exhibition is exempt from the provisions of chapter 467 of NRS. If the exemption is denied, **section 7** also requires the notification to include the reason for the denial. Additionally, **section 7** requires a copy of the determination to be sent to the administrator of the respective school, college or university.

Sections 2 and 3 of this regulation define the terms “administrator” and “association or organization of a school, college or university.” **Section 8** of this regulation makes a conforming change relating to the placement of those definitions in the Nevada Administrative Code.

Section 1. Chapter 467 of NAC is hereby amended by adding thereto the provisions set forth as sections 2 to 7, inclusive, of this regulation.

Sec. 2. *“Administrator” means a person who is employed at a school, college or university in this State as a member of the administrative faculty in an executive, supervisory or support position, as determined by the Board of Regents.*

Sec. 3. *“Association or organization of a school, college or university” means an entity whose primary purpose is providing students of the school, college or university with the ability to participate in unarmed combat.*

Sec. 4. 1. *Except as otherwise provided in subsection 2, it is presumed that the provisions of chapter 467 of NRS do not apply to an amateur contest or exhibition of unarmed combat or any combination thereof conducted by or participated in exclusively by any school, college or university or by any association or organization of a school, college or university, and the person responsible for the amateur contest or exhibition need not submit a request for exemption pursuant to section 5 of this regulation if:*

(a) The amateur contest or exhibition is wholly organized and hosted by a body that sanctions and regulates collegiate athletes;

(b) The body described in paragraph (a) is one of the following bodies or the body is otherwise recognized by the Commission:

(1) The National Collegiate Athletic Association;

(2) The National Collegiate Boxing Association; or

(3) The United States Intercollegiate Boxing Association;

(c) The amateur contest or exhibition is officiated by ring officials who are licensed or sanctioned by the body described in paragraph (a); and

(d) Participation in the amateur contest or exhibition is wholly limited to students who are currently enrolled at a school, college or university.

2. If information disqualifying an amateur contest or exhibition from the presumption set forth in subsection 1 is submitted to or otherwise obtained by the Commission:

(a) The Commission will notify the person responsible for the amateur contest or exhibition that the provisions of chapter 467 of NRS are presumed to apply to the amateur contest or exhibition; and

(b) The person responsible for the amateur contest or exhibition must submit to the Commission the request for exemption described in section 5 of this regulation.

Sec. 5. 1. Except as otherwise provided in section 4 of this regulation, the provisions of chapter 467 of NRS apply to an amateur contest or exhibition of unarmed combat or any combination thereof conducted by or participated in exclusively by any school, college or university or by any association or organization of a school, college or university unless:

(a) The person who is responsible for the amateur contest or exhibition submits to the Commission a written request to exempt the amateur contest or exhibition from the provisions of chapter 467 of NRS; and

(b) The Executive Director or the designee of the Executive Director determines, in accordance with sections 5, 6 and 7 of this regulation, that the amateur contest or exhibition is exempt from the provisions of chapter 467 of NRS.

2. The request for exemption described in subsection 1 must be submitted to the Commission not later than 60 days before the proposed date of the amateur contest or exhibition and include, without limitation:

(a) A description of the amateur contest or exhibition, including, without limitation, a statement identifying the school, college or university or the association or organization of the school, college or university conducting the amateur contest or exhibition;

(b) The name of each unarmed combatant scheduled to compete in the amateur contest or exhibition described in paragraph (a);

(c) For each unarmed combatant described in paragraph (b), proof of current enrollment at a school, college or university;

(d) If an unarmed combatant described in paragraph (b) has previously competed in a contest or exhibition as an amateur or professional unarmed combatant, the record of the unarmed combatant;

(e) The name of each ring official scheduled to officiate the amateur contest or exhibition described in paragraph (a);

(f) A summary of the qualifications and experience of each ring official described in paragraph (e);

(g) Except as otherwise provided in subsection 3, an endorsement from the administrator of the school, college or university sanctioning the amateur contest or exhibition described in paragraph (a); and

(h) Except as otherwise provided in subsection 3, a statement detailing the safety protocols in effect for the amateur contest or exhibition described in paragraph (a), and evidence that such protocols have been approved by the administrator of the school, college or university.

3. In lieu of the requirements set forth in paragraphs (g) and (h) of subsection 2, the request for exemption may include evidence that the amateur contest or exhibition described in paragraph (a) of subsection 2 is coordinated with and sanctioned by a sanctioning organization that is recognized by the Commission, including, without limitation:

(a) USA Boxing, Inc.;

(b) The National Collegiate Boxing Association; or

(c) The United States Intercollegiate Boxing Association.

Sec. 6. The Executive Director or the designee of the Executive Director will deny a request for exemption submitted pursuant to section 5 of this regulation if:

1. The amateur contest or exhibition does not satisfy the requirements set forth in NRS 467.170;

2. The request for exemption does not comply with the requirements set forth in section 5 of this regulation; or

3. An amateur combatant or ring official described in the request for exemption is suspended or permanently revoked on any registry recognized by the Commission.

Sec. 7. 1. If the Executive Director or a designee of the Executive Director determines that an amateur contest or exhibition of unarmed combat or any combination thereof conducted by or participated in exclusively by any school, college or university or by any association or organization of a school, college or university:

(a) Is exempt from the provisions of chapter 467 of NRS, the Executive Director or the designee of the Executive Director shall send written notice of the exemption to the person who submitted the request pursuant to section 5 of this regulation; or

(b) Is not exempt from the provisions of chapter 467 of NRS, the Executive Director or the designee of the Executive Director shall send written notice of the denial of the exemption to the person who submitted the request pursuant to section 5 of this regulation and the reasoning for the denial of the exemption, including, without limitation, any disqualifying circumstance described in section 6 of this regulation.

2. A copy of any determination made pursuant to subsection 1 must be sent to the respective administrator of the school, college or university.

Sec. 8. NAC 467.001 is hereby amended to read as follows:

467.001 As used in this chapter, unless the context otherwise requires, the words and terms defined in NAC 467.0015 to 467.0038, inclusive, *and sections 2 and 3 of this regulation*, have the meanings ascribed to them in those sections.