

Chapter 467 of NAC

LCB File No. T027-04

**ADOPTED TEMPORARY REGULATION OF THE NEVADA
ATHLETIC COMMISSION OF THE DEPARTMENT
OF BUSINESS AND INDUSTRY**

Filed with the Secretary of State on January 20, 2005

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

AUTHORITY: §§1-4, 6, NRS 467.030; §5, NRS 467.030 and 467.107.

Section 1. Chapter 467 of NAC is hereby amended by adding thereto the provisions set forth as section 2 of this regulation.

Sec. 2. *A promoter shall not schedule any one program of unarmed combat utilizing more than eighteen contestants, unless a different limit is approved by the Chairman of the Commission or his designee.*

Sec. 3. NAC 467.062 is hereby amended to read as follows:

467.062 1. To qualify for a license as a referee, judge or timekeeper of contests or exhibitions, an applicant must:

- (a) Be at least 21 years of age;
- (b) Not have been convicted of a felony or other crime involving moral turpitude;
- (c) Submit verifications from three persons of his proficiency as a referee, judge or timekeeper, whichever is appropriate; and

(d) Except as otherwise provided in this section, successfully pass the Commission's examination on chapter 467 of NRS and this chapter and successfully complete an internship as established by the Commission.

2. In lieu of the examination and internship, the Commission may accept satisfactory evidence of equivalent qualifications possessed by an applicant who:

(a) Is currently licensed in another state or country; or

(b) Formerly held a Nevada license which lapsed in good standing.

3. A person holding a current Nevada license or who formerly held a Nevada license which lapsed in good standing may be licensed by the Commission without examination or internship to perform an officiating function other than that for which he is or was licensed if the Commission determines that he is qualified to perform that function.

4. The Commission will determine when additional ring officials are needed and when licensing examinations for ring officials will be conducted.

5. Each license issued pursuant to this section is valid until December 31 of each year. An application for renewal must be submitted to the Commission by December 1 of each year accompanied by the appropriate renewal fee. The renewal of a license is not automatic. The Commission will consider the applicant's past performance and abilities in evaluating his application for renewal.

6. The Commission will establish and carry out a system to grade the skills of its ring officials. The Commission will notify its licensees of this system upon its establishment. The Commission and its staff will consider those grades in its selection of a ring official to participate in a contest or exhibition and in its decision regarding whether to renew the license of such an official.

7. *A ring official may be a member or an associate of a sanctioning organization only if that sanctioning organization does not in any way prohibit or discourage such an official from being a member or an associate of any or all other sanctioning organizations.*

8. The renewal fee:

(a) For a judge is \$50.

(b) For a timekeeper is \$50.

(c) For a referee is \$75.

Sec. 4. NAC 467.112 is hereby amended to read as follows:

467.112 1. The bout agreement between a promoter and an unarmed combatant must be executed on a form provided by the Commission.

2. ~~[A bout agreement which provides that an unarmed combatant must fight exclusively for one promoter or at the option of the promoter is prohibited.~~

~~—3.]~~ A bout agreement which provides that an unarmed combatant is to pay for the services of his opponent is prohibited.

Sec. 5. NAC 467.332 is hereby amended to read as follows:

NAC 467.332 1. A promoter may not issue complimentary tickets for more than 4 percent of the seats in the house, *equally distributed between or among the price categories for which complimentary tickets are issued*, without the Commission's written authorization. The Commission does not consider complimentary tickets which it authorizes under this section *and NAC 467.337* to constitute part of the total gross receipts from admission fees for the purposes of calculating the license fee prescribed in subsection 1 of NRS 467.107.

2. ~~[If complimentary tickets are issued for more than 4 percent of the seats in the house:~~

~~—(a)~~ Each unarmed combatant who is working on a percentage must be paid his percentage of the normal price of all complimentary tickets ~~[in excess of 4 percent of the seats in the house]~~ unless the contract between him and the promoter provides otherwise and stipulates the number of complimentary tickets which will be issued. ~~[- and~~

~~—(b)~~ 3. If a service charge is made for complimentary tickets, the unarmed combatant is entitled to be paid his percentage of that service charge, less any deduction for federal taxes and the fees prescribed in NRS 467.104 and 467.107 *unless the contract between him and the promoter provides otherwise.*

Sec. 6. NAC 467.702 is hereby amended to read as follows:

467.702 1. If a contest or exhibition is stopped because of an accidental foul, the referee shall determine whether the unarmed combatant who has been fouled can continue or not. If the unarmed combatant's chance of winning has not been seriously jeopardized as a result of a foul and if the foul did not involve a concussive impact to the head of the unarmed combatant who was fouled, the referee may order the contest or exhibition continued after a reasonable interval. Before the contest or exhibition begins again, the referee shall inform the Commission's representative of his determination that the foul was accidental.

2. If the referee determines that the contest or exhibition may not continue because of an injury suffered as the result of an accidental foul, the contest or exhibition must be declared a *no decision* ~~[technical draw]~~ if the foul occurs during:

(a) The first 3 rounds of a contest or exhibition that is scheduled for 6 rounds or less; or

(b) The ~~[the]~~ first 4 rounds of a ~~[the]~~ contest or exhibition that is scheduled for more than 6 rounds.

3. If an accidental foul renders an unarmed combatant unable to continue the contest or exhibition after:

(a) The completed third round of a contest or exhibition that is scheduled for 6 rounds or less; or

(b) The completed ~~the~~ fourth round of a ~~the~~ contest or exhibition that is scheduled for more than 6 rounds,

the outcome must be determined by scoring the completed rounds and the round during which the referee stops the contest or exhibition.

4. If an injury inflicted by an accidental foul later becomes aggravated by fair blows and the referee orders the contest or exhibition stopped because of the injury, the outcome must be determined by scoring the completed rounds and the round during which the referee stops the contest or exhibition.

5. The provisions of this section do not apply to a contest or exhibition of mixed martial arts.

**NOTICE OF ADOPTION OF TEMPORARY REGULATION
LCB File No. T027-04**

The Nevada Athletic Commission adopted temporary regulations assigned LCB File No. T027-04 which pertain to chapter 467 of the Nevada Administrative Code on January 19, 2005.

Hearing date: 11/10/2004; 1/19/2005

Date of adoption by agency: 1/19/2005

Filing date: 1/20/2005

INFORMATIONAL STATEMENT

1. A description of how public comment was solicited, a summary of public response, and an explanation how other interested persons may obtain a copy of the summary.

T027-04 was noticed by posting at the (1) Office of the Athletic Commission, 555 East Washington Avenue, Suite 3200, Las Vegas, Nevada 89101; (2) Bradley Building, 2501 East Sahara Avenue, Las Vegas, Nevada 89104; (3) Washoe County District Courthouse, 75 Court Street, Reno, Nevada 89502; (4) Department of Parks & Recreation, 2601 East Sunset Road, Las Vegas, Nevada 89120; and (5) State of Nevada Grant Sawyer Building, 555 East Washington Avenue, Las Vegas, Nevada 89101, by mailing to all main public libraries in each Nevada county; and by mailing to all persons and businesses who had requested in writing that they be placed upon a mailing list pursuant to NRS 233B.0603. Comments from the public focused on (1) the health and safety of the unarmed combatants, (2) rules regarding boxing gloves, (3) clarification of bout agreements. There was one written comment submitted, and there were 5 persons who testified. A copy of a summary of the public response may be obtained by calling the Office of the Athletic Commission at (702) 486-2575, or writing to the Office of the Athletic Commission, 555 East Washington Avenue, Suite 3200, Las Vegas, Nevada 89101.

2. The number of persons who:

(a) Attended the	
November 10, 2004 workshop:	3
January 19, 2005 hearing:	6

(b) Testified at the	
November 10, 2004 workshop:	1
January 19, 2005 hearing:	5

(c) Submitted to the agency written comments: One (1) written comment was submitted to the agency. That comment was jointly submitted by the Presidents of the International Boxing Federation and the World Boxing Association.

3. A description of how comment was solicited from affected businesses, a summary of their response, and an explanation how other interested persons may obtain a copy of the summary.

Comments were solicited from affected businesses by posting at the (1) Office of the Athletic Commission, 555 East Washington Avenue, Suite 3200, Las Vegas, Nevada 89101; (2) Bradley Building, 2501 East Sahara Avenue, Las Vegas, Nevada 89104; (3) Washoe County District Courthouse, 75 Court Street, Reno, Nevada 89502; (4) Department of Parks & Recreation, 2601 East Sunset Road, Las Vegas, Nevada 89120; and (5) State of Nevada Grant Sawyer Building, 555 East Washington Avenue, Las Vegas, Nevada 89101, by mailing to all main public libraries in each Nevada county; and by mailing to all persons and businesses who had requested in writing that they be placed upon a mailing list pursuant to NRS 233B.0603. Comments from interested businesses included (1) the health and safety of the unarmed combatants, (2) rules regarding boxing gloves, (3) clarification of bout agreements. There was one written comment submitted. A copy of a summary of the businesses' response may be obtained by calling the Office of the Athletic Commission at (702) 486-2575, or writing to the Office of the Athletic Commission, 555 East Washington Avenue, Suite 3200, Las Vegas, Nevada 89101.

4. A summary of the reasons for making changes to the regulation as proposed.

The Nevada Athletic Commission adopted T027-04 as temporary regulation with one (1) change. The Commission made a change to Section 2 by referencing the number of contestants instead of the number of contests or exhibitions. Moreover, consideration of proposed sections 3 to 9, and 13 were postponed, and the adopted regulation sections renumbered accordingly. The Athletic Commission favorably responded to the public concerns and adopted T027-04, as amended.

5. The estimated economic effect of the adopted regulation on the business that it is to regulate and on the public. These must be stated separately, and each case must include:

- (a) Both adverse and beneficial effects; and**
- (b) Both immediate and long-term effects.**

- a. The proposed regulation is not expected to have an immediate or long-term adverse economic effect, nor an immediate or long-term beneficial economic effect upon the regulated community.
- b. There is no estimated adverse effect on the public. However, there should be both immediate and long-term beneficial effect on the public because of improved regulation of unarmed combat in Nevada.

6. The estimated cost to the agency for enforcement of the adopted regulation.

There is no additional cost to the agency for enforcement of these regulations.

7. A description of any regulations of other state or government agencies that the proposed regulation overlaps or duplicates and a statement explaining why the duplication or

overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.

There are no other state or governmental agency regulations that the proposed regulation duplicates.

8. If the regulation includes provisions which are more stringent than a federal regulation that regulates the same activity, a summary of such provisions.

Not applicable.

9. If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.

This regulation does not provide a new fee or increase an existing fee. Since no fees are involved, there is not a total amount expected to be collected or used.