

House _____ Amendment NO. _____

Offered By _____

1 AMEND Senate Committee Substitute for Senate Bill No. 862, Page 1, Section A, Line 3, by
2 inserting after all of said section and line the following:

3
4 "317.006. 1. The division shall have general charge and supervision of all professional
5 boxing, sparring, professional wrestling, professional kickboxing ~~[and], amateur kickboxing,~~
6 professional full-contact karate, professional mixed martial arts, and amateur mixed martial arts
7 contests held in the state of Missouri, and it shall have the power, and it shall be its duty:

8 (1) To make and publish rules governing in every particular professional boxing, sparring,
9 professional wrestling, professional kickboxing ~~[and], amateur kickboxing,~~ professional full-contact
10 karate, professional mixed martial arts, and amateur mixed martial arts contests;

11 (2) To make and publish rules governing the approval of amateur sanctioning bodies;

12 (3) To accept applications for and issue licenses to contestants in professional boxing,
13 sparring, professional wrestling, professional kickboxing ~~[and], amateur kickboxing,~~ professional
14 full-contact karate, professional mixed martial arts, and amateur mixed martial arts contests held in
15 the state of Missouri, and referees, judges, matchmakers, ~~[managers,]~~ promoters, seconds,
16 ~~[announcers,]~~ timekeepers and physicians involved in professional boxing, sparring, professional
17 wrestling, professional kickboxing ~~[and], amateur kickboxing,~~ professional full-contact karate,
18 professional mixed martial arts, and amateur mixed martial arts contests held in the state of
19 Missouri, as authorized herein. Such licenses shall be issued in accordance with rules duly adopted
20 by the division;

21 (4) To charge fees to be determined by the director and established by rule for every license
22 issued and to assess a tax of five percent of the gross receipts of any person, organization,
23 corporation, partnership, limited liability company, or association holding a promoter's license and
24 permit under sections 317.001 to 317.021, derived from admission charges connected with or as an
25 incident to the holding of any professional boxing, sparring, professional wrestling, professional
26 kickboxing ~~[or], amateur kickboxing,~~ professional full-contact karate, professional mixed martial
27 arts, or amateur mixed martial arts contest in the state of Missouri. Such funds shall be paid to the
28 division of professional registration which shall pay said funds into the Missouri state treasury to be
29 set apart into a fund to be known as the "Athletic Fund" which is hereby established;

30 ~~—— (5) To assess a tax of five percent of the gross receipts of any person, organization,~~
31 ~~corporation, partnership, limited liability company or association holding a promoter's license under~~
32 ~~sections 317.001 to 317.021 derived from the sale, lease or other exploitation in this state of~~
33 ~~broadcasting, television, pay-per-view, closed-circuit telecast, and motion picture rights for any~~
34 ~~professional boxing, sparring, professional wrestling, professional kickboxing or professional full-~~
35 ~~contact karate contest. Such funds shall be paid to the division which shall pay said funds into the~~
36 ~~Missouri state treasury to be set apart into a fund to be known as the "Athletic Fund";~~

Action Taken _____ Date _____

1 ———(6) Each cable television system operator whose pay-per-view or closed-circuit facilities are
 2 utilized to telecast a bout or contest shall, within thirty calendar days following the date of the
 3 telecast, file a report with the office stating the number of orders sold and the price per order].

4 2. All fees established pursuant to sections 317.001 to 317.021 shall be determined by the
 5 director by rule in such amount as to produce sufficient revenue to fund the necessary expenses and
 6 operating costs incurred in the administration of the provisions of sections 317.001 to 317.021. All
 7 expenses shall be paid as otherwise provided by law.

8 317.011. 1. The division shall have the power, and it shall be its duty, to accept application
 9 for and issue permits to hold professional boxing, sparring, professional wrestling, professional
 10 kickboxing [øf], amateur kickboxing, professional full-contact karate, professional mixed martial
 11 arts, or amateur mixed martial arts contests in the state of Missouri, and to charge a fee for the
 12 issuance of same in an amount established by rule; such funds to be paid to the division which shall
 13 pay such funds into the Missouri state treasury to be set apart into the athletic fund.

14 2. The provisions of section 33.080 to the contrary notwithstanding, money in this fund
 15 shall not be transferred and placed to the credit of general revenue until the amount in the fund at
 16 the end of the biennium exceeds two times the amount of the appropriation from the fund for the
 17 preceding fiscal year or, if the division requires by rule renewal of the permits less frequently than
 18 yearly then three times the appropriation from the fund for the preceding fiscal year. The amount, if
 19 any, in the fund which shall lapse is that amount in the fund which exceeds the appropriate multiple
 20 of the appropriations from the fund for the preceding fiscal year.

21 3. The division shall not grant any permit to hold professional boxing, sparring, professional
 22 wrestling, professional kickboxing [øf], amateur kickboxing, professional full-contact karate,
 23 professional mixed martial arts, or amateur mixed martial arts contests in the state of Missouri
 24 except:

25 (1) Where such professional boxing, sparring, professional wrestling, professional
 26 kickboxing [øf], amateur kickboxing, professional full-contact karate, professional mixed martial
 27 arts, or amateur mixed martial arts contest is to be held under the auspices of a promoter duly
 28 licensed by the division; and

29 (2) Where a fee has been paid for such permit, in an amount established by rule.

30 4. In such contests a decision shall be rendered by three judges licensed by the division.

31 5. Specifically exempted from the provisions of this chapter are contests or exhibitions for
 32 amateur boxing[, ~~amateur kickboxing,~~] and amateur wrestling [~~and amateur full-contact karate~~].
 33 However, all amateur boxing[, ~~amateur kickboxing,~~] and amateur wrestling [~~and amateur full-~~
 34 ~~contact karate~~] must be sanctioned by a nationally recognized amateur sanctioning body approved
 35 by the office.

36 317.013. 1. In order to protect the health and welfare of the contestants, there shall be a
 37 mandatory medical suspension of any contestant, not to exceed one hundred eighty days, who loses
 38 consciousness or who has been injured as a result of blows received to the head or body during a
 39 professional boxing, professional wrestling, professional kickboxing, [øf] amateur kickboxing,
 40 professional full-contact karate, professional mixed martial arts, or amateur mixed martial arts
 41 contest. The determination of consciousness is to be made only by a physician licensed by the
 42 board of healing arts and the division. Medical suspensions issued in accordance with this section
 43 shall not be reviewable by any tribunal.

44 2. No license shall be issued to any person who has been injured in such a manner that they
 45 may not continue to participate in boxing, wrestling, professional kickboxing, [øf] amateur
 46 kickboxing, full-contact karate, professional mixed martial arts, or amateur mixed martial arts
 47 contests in the future. Such a person shall be deemed medically retired. No person with a status of
 48 medically retired shall compete in any events governed by this chapter. Medical retirements issued

1 in accordance with this section shall not be reviewable by any tribunal.

2 317.014. 1. Upon proper application by the director, or the director of the office, a court of
3 competent jurisdiction may grant an injunction, restraining order or any other order as may be
4 appropriate to enjoin a person, partnership, organization, corporation, limited liability company or
5 association from:

6 (1) Promoting or offering to promote any professional boxing, sparring, professional
7 wrestling, professional kickboxing ~~[and], amateur kickboxing,~~ professional full-contact karate,
8 professional mixed martial arts, or amateur mixed martial arts contests ~~[in Missouri]~~ that are not
9 approved by the Missouri office of athletics;

10 (2) Advertising or offering to advertise any professional boxing, sparring, professional
11 wrestling, professional kickboxing ~~[and], amateur kickboxing,~~ professional full-contact karate,
12 professional mixed martial arts, or amateur mixed martial arts contests ~~[in Missouri]~~ that are not
13 approved by the Missouri office of athletics;

14 (3) Conducting or offering to conduct any professional boxing, sparring, professional
15 wrestling, professional kickboxing ~~[and], amateur kickboxing,~~ professional full-contact karate,
16 professional mixed martial arts, or amateur mixed martial arts contests ~~[in Missouri]~~ that are not
17 approved by the Missouri office of athletics; or

18 (4) Competing or offering to compete in any professional boxing, sparring, professional
19 wrestling, professional kickboxing ~~[and], amateur kickboxing,~~ professional full-contact karate,
20 professional mixed martial arts, or amateur mixed martial arts contests ~~[in Missouri]~~ that are not
21 approved by the Missouri office of athletics.

22 2. Any such actions shall be commenced either in the county in which such conduct
23 occurred or in the county in which the defendant resides.

24 3. Any action brought under this section shall be in addition to, and not in lieu of, any
25 penalty provided by law and may be brought concurrently with other actions to enforce this chapter.

26 317.017. 1. In any professional or amateur event the division regulates, other than amateur
27 kickboxing, no person shall be allowed to participate if such person is not eighteen years of age or
28 older on or before the day the individual is scheduled to participate in the event.

29 2. Before the office issues a promoter's license, the promoter shall provide the office a
30 surety bond in the amount of twenty-five thousand dollars or an irrevocable letter of credit in the
31 amount of at least twenty-five thousand dollars from a lending institution approved to do business in
32 the United States to guarantee payment of all state athletic taxes and fees to the state. The surety
33 bond or irrevocable letter of credit shall cover all license fees and taxes due to the office as well as
34 all expenses of the contestants and officials in the event of default by the promoter. The irrevocable
35 letter of credit shall be released only upon written approval by the office. An additional bond or
36 irrevocable letter of credit may be required in the amount specified by the office if it may be
37 reasonably expected that the twenty-five thousand dollar bond or irrevocable letter of credit will not
38 provide sufficient protection to the state. It shall be the duty of each promoter to maintain all
39 required bonds on a current status.

40 3. There shall be a prohibition of all elbow strikes to the head of an opponent during an
41 amateur mixed martial arts bout.

42 4. For the first five sanctioned amateur bouts, there shall be a prohibition of knee strikes to
43 the head of an opponent during an amateur mixed martial arts contest. However, after the fifth
44 sanctioned bout for both contestants, both contestants may mutually agree to allow knee strikes
45 during a bout.

46 317.019. 1. The promoter of a professional boxing, professional kickboxing, ~~[and]~~ amateur
47 kickboxing, professional full-contact karate, professional mixed martial arts, and amateur mixed
48 martial arts contest shall sign written bout contracts with each professional or amateur contestant.

1 Original bout contracts shall be filed with the division prior to the event as required by the rules of
 2 the office. The bout contract shall be on a form supplied by the division and contain at least the
 3 following:

- 4 (1) The weight required of the contestant at weigh-in;
- 5 (2) The amount of the purse to be paid for the contest, except amateur kickboxing and
 6 amateur mixed martial arts contests;
- 7 (3) The date and location of the contest;
- 8 (4) The glove size allotted for each contestant;
- 9 (5) Any other payment or consideration provided to the contestant, except amateur
 10 kickboxing and amateur mixed martial arts contests;
- 11 (6) List of all fees, charges, and expenses including training expenses that will be assessed
 12 to the contestant or deducted from the contestant's purse, except amateur kickboxing and amateur
 13 mixed martial arts contests;
- 14 (7) Any advances paid to the contestant before the bout, except amateur kickboxing and
 15 amateur mixed martial arts contests;
- 16 (8) The amount of any compensation or consideration that a promoter has contracted to
 17 receive in connection with the bout or contest, except amateur kickboxing and amateur mixed
 18 martial arts contests;
- 19 (9) The signature of the promoter and contestant;
- 20 (10) The date signed by both the promoter and the contestant; and
- 21 (11) Any additional information required by the office.

22 2. If the bout contract between a contestant and promoter is changed, the promoter shall
 23 provide the division with the amended contract containing all contract changes at least two hours
 24 prior to the event's scheduled start time. The amended contract shall comply with all requirements
 25 for original bout contracts and shall contain the signature of the promoter and contestant.

26 3. A promoter of an event shall not be a manager for a contestant who is contracted for ten
 27 rounds or more at the event.

28 4. The promoter of an event shall provide payments for the event official's fees to the office
 29 prior to the start of the event. The form of payment shall be at the discretion of the office provided
 30 that payments remitted by check or money order shall be made payable directly to the applicable
 31 official."; and

32
 33 Further amend said bill by amending the title, enacting clause, and intersectional references
 34 accordingly.