

## **S02159 Summary:**

BILL NO S02159

SAME AS SAME AS

SPONSOR GRIFFO

COSPNSR GOLDEN, PARKER, AVELLA, CROCI, FUNKE, KENNEDY, MARTINS, MURPHY,  
PANEPINTO, RITCHIE

MLTSPNSR

Amd SS4, 5-a & 6, Chap 912 of 1920; amd SS451 & 452, Tax L; amd S106, ABC

Establishes protocols for combative sports; authorizes mixed martial arts events in this state; establishes procedures for applications for licenses establishes penalties for violations; imposes taxes on gross receipts of s events.

## **S02159 Text:**

S T A T E O F N E W Y O R K

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2159

2015-2016 Regular Sessions

I N S E N A T E

January 21, 2015

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Introduced by Sen. GRIFFO -- read twice and ordered printed, and printed to be committed to the Committee on Cultural Affairs, Tou Parks and Recreation

AN ACT to amend chapter 912 of the laws of 1920 relating to the lation of boxing, sparring and wrestling, in relation to establi protocols for combative sports and authorizing mixed martial events in this state; to amend the tax law, in relation to the im tion of a tax on the gross receipts of any person holding any pr sional or amateur boxing, sparring or wrestling match or exhibi

or professional combative sports match or exhibition; and to amend alcoholic beverage control law, in relation to allowing match exhibitions on the premises of certain licensees

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Subdivisions 2, 3, 4, 5 and 6 of section 4 of chapter  
2 of the laws of 1920 relating to the regulation of boxing, sparring  
3 wrestling, subdivisions 2 and 6 as amended by chapter 437 of the laws  
4 of 2002 and subdivisions 3, 4 and 5 as added by chapter 603 of the laws  
5 of 1981, are amended to read as follows:

6 2. The advisory board shall have power and it shall be the duty of  
7 the board to prepare and submit to the commission for approval regulations  
8 and standards for the physical examination of professional boxer  
9 PROFESSIONAL COMBATIVE SPORTS PARTICIPANTS including, without limitation,  
10 pre-fight and/or post-fight examinations and periodic comprehensive  
11 examinations. The board shall continue to serve in an advisory  
12 capacity to the commission and from time to time prepare and submit  
13 to the commission for approval, such additional regulations and standards  
14 of examination as in their judgment will safeguard the physical well-being  
15 of professional boxers licensed by the commission. The advisory board  
16 shall recommend to the commission from time to time such qualified  
17 physicians, for the purpose of conducting physical examination

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets  
[ ] is old law to be omitted.

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S. 2159

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1 professional boxers AND PROFESSIONAL COMBATIVE SPORTS PARTICIPANTS  
2 and other services as the rules of the commission shall provide; and  
3 recommend to the commission a schedule of fees to be paid to physicians  
4 for such examinations and other services as required by this act.

5 3. The advisory board shall develop appropriate medical education  
6 programs for all commission personnel involved in the conduct of boxing  
7 and sparring matches or exhibitions OR PROFESSIONAL COMBATIVE SPORTS  
8 MATCHES OR EXHIBITIONS so that such personnel can recognize and act upon  
9 evidence of potential or actual adverse medical indications in a participant  
10 prior to or during the course of a match OR EXHIBITION.

11 4. The advisory board shall review the credentials and performance of  
12 each commission physician on an annual basis as a condition of the  
13 appointment of each such physician, including each such physician's  
14 comprehension of the medical literature on boxing OR PROFESSIONAL COMBATIVE  
15 SPORTS referred to in subdivision five of this section.

16 5. The advisory board shall recommend to the commission a compilation

17 of medical publications on the medical aspects of boxing OR PROFESS  
18 COMBATIVE SPORTS which shall be maintained by the commission and be  
19 available for review to all commission personnel involved in the co  
20 of any boxing or sparring match or exhibition OR PROFESSIONAL COMB  
21 SPORTS MATCH OR EXHIBITION.

22 6. The advisory board shall also advise the commission on any stu  
23 equipment, procedures or personnel which will, in their opinion, pr  
24 the safety of boxing participants AND PROFESSIONAL COMBATIVE S  
25 PARTICIPANTS.

26 S 2. Section 5-a of chapter 912 of the laws of 1920 relating to  
27 regulation of boxing, sparring and wrestling, as added by chapter  
28 the laws of 1997, is amended to read as follows:

29 S 5-a. Combative sports. 1. DEFINITIONS. AS USED IN THIS SECTION:

30 (A) "BOARD" MEANS MEDICAL ADVISORY BOARD AS ESTABLISHED IN SE  
31 FOUR OF THIS ACT.

32 (B) A "combative sport" shall mean any professional match or ex  
33 tion other than boxing, sparring, wrestling or martial arts wherein  
34 contestants deliver, or are not forbidden by the applicable rules t  
35 of from delivering kicks, punches or blows of any kind to the body  
36 opponent or opponents. For the purposes of this section, the  
37 "martial arts" shall include any professional match or exhibition  
38 SINGLE DISCIPLINE sanctioned by AN ORGANIZATION APPROVED BY THE CO  
39 SION, INCLUDING, BUT NOT LIMITED TO, any of the following organizat  
40 U.S. Judo Association, U.S. Judo, Inc., U.S. Judo Federation, U.S.  
41 Kwon Do Union, North American Sport Karate Association, U.S.A. K  
42 Foundation, U.S. Karate, Inc., World Karate Association, Profess  
43 Karate Association, Karate International, International Kenpo As  
44 ation, or World Wide Kenpo Association. The commission [is autho  
45 to] SHALL promulgate regulations which would establish a proce  
46 allow for the inclusion or removal of martial arts organizations  
47 the above list. Such process shall include but not be limited to co  
48 eration of the following factors: [(a)] (1) is the organizat  
49 primary purpose to provide instruction in self defense techniques;  
50 (2) does the organization require the use of hand, feet and  
51 protection during any competition or bout; and [(c)] (3) does the o  
52 ization have an established set of rules that require the imme  
53 termination of any competition or bout when any participant has rec  
54 severe punishment or is in danger of suffering serious physical inj  
S. 2159 3

1 (C) "COMMISSION" MEANS THE STATE ATHLETIC COMMISSION AS PROVIDED  
2 IN SECTION ONE OF THIS CHAPTER OR AN AGENT OF THE COMMISSION ACTI  
3 ITS BEHALF.

4 (D) "MIXED MARTIAL ARTS" MEANS ANY PROFESSIONAL COMBATIVE S  
5 COMPETITION WHEREIN THE RULES OF SUCH COMPETITION SUBJECT TO THE A  
6 CABLE LIMITATIONS AS SET FORTH BY THE COMMISSION AUTHORIZE PROFESS

7 COMBATIVE SPORTS MATCHES OR EXHIBITIONS BETWEEN VARIOUS FIGHTING D  
8 PLINES, INCLUDING THE UTILIZATION OF PERMITTED MARTIAL ARTS TECHNI  
9 INCLUDING STRIKING, KICKING AND GRAPPLING. NO NON-PROFESSIONA  
10 AMATEUR BOUT, EXHIBITION OR PARTICIPANT SHALL BE AUTHORIZED BY  
11 SECTION.

12 (E) "PROFESSIONAL COMBATIVE SPORTS PARTICIPANT" OR "PARTICIPANT"  
13 MEAN A COMBATIVE SPORTS FIGHTER WHO COMPETES FOR A MONEY PRIZE OR T  
14 ES OR PURSUES OR ASSISTS IN THE PRACTICE OF MIXED MARTIAL ARTS  
15 MEANS OF OBTAINING A LIVELIHOOD OR PECUNIARY GAIN, AND ANY CO  
16 CONFORMING TO THE RULES, REGULATIONS AND REQUIREMENTS OF THIS SECTI

17 (F) "PROFESSIONAL COMBATIVE SPORTS MATCH OR EXHIBITION" SHALL MEA  
18 MATCH OR EXHIBITION THAT MUST BE APPROVED BY THE COMMISSION  
19 PROFESSIONAL COMBATIVE SPORTS PARTICIPANTS RECEIVE CONSIDERATION O  
20 VALUE OR AN ADMISSION IS CHARGED.

21 1-A. COMMISSION REVIEW. THE COMMISSION SHALL REVIEW EACH MARTIAL  
22 SANCTIONING ORGANIZATION, INCLUDING THOSE LISTED IN SUBDIVISION O  
23 THIS SECTION, AT LEAST BIENNIALLY, OR SOONER IF DETERMINED NECE  
24 BASED UPON THE PERIODIC COMPLIANCE CHECKS OR COMPLAINTS TO THE CO  
25 SION, TO DETERMINE CONTINUATION OF THE COMMISSION'S APPROVAL.  
26 COMMISSION SHALL CONTINUE APPROVAL OR SHALL SUSPEND OR REVOKE APP  
27 BASED UPON COMPLIANCE OF THE ORGANIZATION WITH THE APPROVED SANCTI  
28 STANDARDS AND ITS ABILITY TO SUPERVISE MATCHES IN THE STATE.  
29 COMMISSION SHALL ACT UPON ANY APPLICATION FOR INCLUSION IN THE LIS  
30 PARAGRAPH (B) OF SUBDIVISION ONE OF THIS SECTION WITHIN SIXTY DA  
31 THE DATE SUCH APPLICATION IS MADE TO THE COMMISSION.

32 1-B. MIXED MARTIAL ARTS COMPETITION. THE COMMISSION SHALL PROMU  
33 RULES AND REGULATIONS TO ALLOW FOR MIXED MARTIAL ARTS COMPETITIONS  
34 CONDUCTED, HELD, OR GIVEN WITHIN THE STATE OF NEW YORK AND SHALL  
35 FOR LICENSES TO BE APPROVED BY THE COMMISSION FOR SUCH MATCHES OR  
36 BITIONS. THE COMMISSION IS AUTHORIZED TO PROMULGATE RULES AND  
37 LATIONS TO CARRY OUT THE PROVISIONS OF THIS SUBDIVISION. SUCH RULES  
38 REGULATIONS SHALL INCLUDE, BUT NOT BE LIMITED TO, THE ADOPTI  
39 UNIFIED RULES OF MIXED MARTIAL ARTS, A LICENSING PROCESS FOR MATCHE  
40 EXHIBITIONS, A FEE SCHEDULE FOR SUCH LICENSES, PROCEDURES TO ALLOW  
41 THE PARTICIPATION, PROMOTION, AND ADVANCEMENT OF SUCH EVENTS, THE H  
42 AND SAFETY OF PARTICIPANTS, AND THE BEST INTERESTS OF MIXED MARTIAL  
43 AND THE ADOPTION OF RULES AND REGULATIONS FOR LICENSING AND REGUL  
44 OF ANY AND ALL GYMS, CLUBS, TRAINING CAMPS AND OTHER ORGANIZATIONS  
45 MAINTAIN TRAINING FACILITIES PROVIDING CONTACT SPARRING FOR PERSON  
46 PREPARE FOR PARTICIPATION IN SUCH PROFESSIONAL COMBATIVE SPORTS OR  
47 BITIONS, EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION.

48 (B) THE COMMISSION IS AUTHORIZED AND DIRECTED TO REQUIRE THAT  
49 SITES WHEREIN PROFESSIONAL COMBATIVE SPORTS ARE CONDUCTED SHALL C  
50 WITH STATE AND APPLICABLE LOCAL SANITARY CODES APPROPRIATE TO S  
51 ATHLETIC FACILITIES.

52 2. [No combative sport shall be conducted, held or given withi

53 state of New York, and no licenses may be approved by the commissio  
54 such matches or exhibitions.

55 3. (a) A person who knowingly advances or profits from a comb  
56 sport activity shall be guilty of a class A misdemeanor, and sha  
S. 2159 4

1 guilty of a class E felony if he or she has been convicted in the p  
2 ous five years of violating this subdivision.

3 (b) A person advances a combative sport activity when, acting  
4 than as a spectator, he or she engages in conduct which materially  
5 any combative sport. Such conduct includes but is not limited to co  
6 directed toward the creation, establishment or performance of a c  
7 tive sport, toward the acquisition or maintenance of premises, para  
8 nalia, equipment or apparatus therefor, toward the sollicitatio  
9 inducement of persons to attend or participate therein, toward the  
10 al conduct of the performance thereof, toward the arrangement of a  
11 its financial or promotional phases, or toward any other phase  
12 combative sport. One advances a combative sport activity when, h  
13 substantial proprietary or other authoritative control over pre  
14 being used with his or her knowledge for purposes of a combative  
15 activity, he or she permits such to occur or continue or makes no e  
16 to prevent its occurrence or continuation.

17 (c) A person profits from a combative sport activity when he or  
18 accepts or receives money or other property with intent to partic  
19 in the proceeds of a combative sport activity, or pursuant to an a  
20 ment or understanding with any person whereby he or she participat  
21 is to participate in the proceeds of a combative sport activity.

22 (d) Any person who knowingly advances or profits from a comb  
23 sport activity shall also be subject to a civil penalty not to e  
24 for the first violation ten thousand dollars or twice the amount of  
25 derived therefrom whichever is greater, or for a subsequent viol  
26 twenty thousand dollars or twice the amount of gain derived ther  
27 whichever is greater. The attorney general is hereby empowere  
28 commence judicial proceedings to recover such penalties and to o  
29 injunctive relief to enforce the provisions of this section.] PR  
30 SIONAL COMBATIVE SPORTS MATCHES AND EXHIBITIONS AUTHORIZED. NO COMB  
31 SPORTS MATCH OR EXHIBITION SHALL BE CONDUCTED, HELD OR GIVEN WITHI  
32 STATE EXCEPT IN ACCORDANCE WITH THE PROVISIONS OF THIS SECTION AND  
33 RULES AND REGULATIONS PROMULGATED BY THE COMMISSION PURSUANT THE  
34 THE COMMISSION SHALL DIRECT A REPRESENTATIVE TO BE PRESENT AT EACH  
35 WHERE COMBATIVE SPORTS ARE TO BE HELD PURSUANT TO THE PROVISIONS OF  
36 SECTION. SUCH REPRESENTATIVE SHALL ASCERTAIN THE EXACT CONDI  
37 SURROUNDING SUCH MATCH OR EXHIBITION AND MAKE A WRITTEN REPORT O  
38 SAME IN THE MANNER AND FORM PRESCRIBED BY THE COMMISSION. SUCH COMB  
39 SPORTS MATCHES OR EXHIBITIONS MAY BE HELD IN ANY BUILDING FOR WHICH  
40 COMMISSION IN ITS DISCRETION MAY ISSUE A LICENSE. WHERE SUCH MAT

41 EXHIBITION IS AUTHORIZED TO BE HELD IN A STATE OR CITY OWNED ARMORY  
42 PROVISION OF THE MILITARY LAW IN RESPECT THERETO MUST BE COMPLIED  
43 BUT NO SUCH MATCH OR EXHIBITION SHALL BE HELD IN A BUILDING WHOLLY  
44 FOR RELIGIOUS SERVICES.

45 3. JURISDICTION OF COMMISSION. (A) THE COMMISSION SHALL HAVE AND  
46 BY IS VESTED WITH THE SOLE DIRECTION, MANAGEMENT, CONTROL AND JURI  
47 TION OVER ALL PROFESSIONAL COMBATIVE SPORTS MATCHES OR EXHIBITIONS  
48 CONDUCTED, HELD OR GIVEN WITHIN THE STATE OF NEW YORK AND OVE  
49 LICENSES TO ANY AND ALL PERSONS WHO PARTICIPATE IN SUCH COMBATIVE S  
50 MATCHES OR EXHIBITIONS AND OVER ANY AND ALL GYMS, CLUBS, TRAINING  
51 AND OTHER ORGANIZATIONS THAT MAINTAIN TRAINING FACILITIES PROV  
52 CONTACT SPARRING FOR PERSONS WHO PREPARE FOR PARTICIPATION IN  
53 PROFESSIONAL COMBATIVE SPORTS OR EXHIBITIONS, EXCEPT AS OTHE  
54 PROVIDED IN THIS SECTION.

55 (B) THE COMMISSION IS AUTHORIZED AND DIRECTED TO REQUIRE THAT  
56 SITES WHEREIN PROFESSIONAL COMBATIVE SPORTS ARE CONDUCTED SHALL C  
S. 2159 5

1 WITH STATE AND APPLICABLE LOCAL SANITARY CODES APPROPRIATE TO S  
2 ATHLETIC FACILITIES.

3 4. ENTITIES REQUIRED TO PROCURE LICENSES; PROFESSIONAL COMB  
4 SPORTS PARTICIPANTS DEFINED. EXCEPT AS OTHERWISE PROVIDED IN SUBDIV  
5 SIX OF THIS SECTION, ALL CORPORATIONS, PERSONS, LIMITED LIABILITY C  
6 NIES, REFEREES, JUDGES, CORPORATION TREASURERS, PROFESSIONAL COMB  
7 SPORTS PARTICIPANTS, THEIR MANAGERS, PROMOTERS, TRAINERS AND  
8 SECONDS SHALL BE LICENSED BY THE COMMISSION, AND NO SUCH ENTITY SHA  
9 PERMITTED TO PARTICIPATE, EITHER DIRECTLY OR INDIRECTLY, IN ANY PR  
10 SIONAL COMBATIVE SPORTS MATCH OR EXHIBITION, OR THE HOLDING THE  
11 UNLESS SUCH ENTITY SHALL HAVE FIRST PROCURED A LICENSE FROM THE CO  
12 SION. THE COMMISSION SHALL ESTABLISH BY RULE AND REGULATION LICE  
13 STANDARDS FOR REFEREES, JUDGES, MANAGERS, PROMOTERS, TRAINERS AND  
14 SECONDS. ANY MATCH OR EXHIBITION CONFORMING TO THE RULES, REGULA  
15 AND REQUIREMENTS OF THIS SECTION SHALL BE DEEMED TO BE A PROFESS  
16 COMBATIVE SPORTS MATCH OR EXHIBITION.

17 5. LICENSE TO ENTITIES. (A) THE COMMISSION MAY, IN ITS DISCRE  
18 ISSUE A LICENSE TO CONDUCT OR HOLD PROFESSIONAL COMBATIVE SPORTS MA  
19 OR EXHIBITIONS, SUBJECT TO THE PROVISIONS HEREOF, TO ANY PERSON, C  
20 RATION OR LIMITED LIABILITY COMPANY DULY INCORPORATED OR FORMED, HE  
21 AFTER REFERRED TO AS "ENTITY".

22 (B) A PROSPECTIVE LICENSEE MUST SUBMIT TO THE COMMISSION PROOF TH  
23 CAN FURNISH SUITABLE PREMISES IN WHICH SUCH MATCH OR EXHIBITION IS  
24 HELD.

25 (C) UPON WRITTEN APPLICATION AND THE PAYMENT OF A FEE OF FIVE HU  
26 DOLLARS WHICH MUST ACCOMPANY THE APPLICATION, THE COMMISSION MAY  
27 TO ANY ENTITY HOLDING A LICENSE ISSUED HEREUNDER, THE PRIVILEGE OF  
28 ING SUCH A MATCH OR EXHIBITION ON A SPECIFIED DATE IN OTHER PREMISE

29 IN ANOTHER LOCATION, THAN THE PREMISES OF LOCATION PREVIOUSLY APP  
30 BY THE COMMISSION, SUBJECT HOWEVER TO APPROVAL OF THE COMMISSION AN  
31 RULES AND REGULATIONS OF THE COMMISSION.

32 (D) ALL PENALTIES IMPOSED AND COLLECTED BY THE COMMISSION FROM  
33 ENTITY LICENSED UNDER THE PROVISIONS OF THIS ACT, WHICH FINES AND P  
34 TIES ARE IMPOSED AND COLLECTED UNDER THE AUTHORITY HEREBY VESTED  
35 WITHIN THIRTY DAYS AFTER THE RECEIPT THEREOF BY THE COMMISSION BE  
36 BY THEM INTO THE STATE TREASURY.

37 6. TEMPORARY WORKING PERMITS FOR PROFESSIONAL COMBATIVE SPORTS PA  
38 IPANTS, MANAGERS, TRAINERS AND CHIEF SECONDS. THE COMMISSION MAY  
39 TEMPORARY WORKING PERMITS TO PROFESSIONAL COMBATIVE SPORTS PARTICIP  
40 THEIR MANAGERS, TRAINERS AND CHIEF SECONDS. A TEMPORARY WORKING P  
41 SHALL AUTHORIZE THE EMPLOYMENT OF THE HOLDER OF SUCH PERMIT TO ENGA  
42 A SINGLE MATCH OR EXHIBITION AT A SPECIFIED TIME AND PLACE. A TEMP  
43 WORKING PERMIT MAY BE ISSUED IF IN THE JUDGMENT OF THE COMMISSION  
44 PARTICIPATION OF THE HOLDER THEREOF IN A PROFESSIONAL COMBATIVE S  
45 MATCH OR EXHIBITION WILL BE CONSISTENT WITH THE PURPOSES AND PROVI  
46 OF THIS SECTION, THE BEST INTERESTS OF COMBATIVE SPORTS GENERALLY  
47 THE PUBLIC INTEREST, CONVENIENCE OR NECESSITY. THE COMMISSION  
48 REQUIRE THAT PROFESSIONAL COMBATIVE SPORTS PARTICIPANTS APPLYIN  
49 TEMPORARY WORKING PERMITS UNDERGO A PHYSICAL EXAMINATION, NEUROLO  
50 OR NEUROPSYCHOLOGICAL TEST OR PROCEDURE, INCLUDING COMPUTED TOMOG  
51 OR MEDICALLY EQUIVALENT PROCEDURE. THE FEE FOR SUCH TEMPORARY WO  
52 PERMIT SHALL BE TWENTY DOLLARS.

53 7. LICENSE FEES; TERM OF LICENSES; RENEWALS. EACH APPLICANT  
54 PROMOTER LICENSE SHALL, BEFORE A LICENSE IS ISSUED BY THE COMMIS  
55 PAY TO THE COMMISSION, AN ANNUAL LICENSE FEE AS FOLLOWS: WHER  
56 SEATING CAPACITY IS NOT MORE THAN TWO THOUSAND FIVE HUNDRED,  
S. 2159

6

1 HUNDRED DOLLARS; WHERE THE SEATING CAPACITY IS MORE THAN TWO THO  
2 FIVE HUNDRED BUT NOT MORE THAN FIVE THOUSAND, ONE THOUSAND DOL  
3 WHERE THE SEATING CAPACITY IS MORE THAN FIVE THOUSAND BUT NOT MORE  
4 FIFTEEN THOUSAND, ONE THOUSAND FIVE HUNDRED DOLLARS; WHERE THE SE  
5 CAPACITY IS MORE THAN FIFTEEN THOUSAND BUT NOT MORE THAN TWENTY  
6 THOUSAND, TWO THOUSAND FIVE HUNDRED DOLLARS; WHERE THE SEATING CAP  
7 IS MORE THAN TWENTY-FIVE THOUSAND, THREE THOUSAND FIVE HUNDRED DOL  
8 REFEREE, ONE HUNDRED DOLLARS; JUDGES, ONE HUNDRED DOLLARS; PROFESS  
9 COMBATIVE SPORTS PARTICIPANTS, FIFTY DOLLARS; MANAGERS, FIFTY DOL  
10 TRAINERS, FIFTY DOLLARS; AND CHIEF SECONDS, FORTY DOLLARS. EACH LI  
11 OR RENEWAL THEREOF ISSUED PURSUANT TO THIS SUBDIVISION ON OR AFTER  
12 BER FIRST SHALL BE EFFECTIVE FOR A LICENSE YEAR EXPIRING ON THE TH  
13 ETH DAY OF SEPTEMBER FOLLOWING THE DATE OF ITS ISSUANCE. THE A  
14 LICENSE FEE PRESCRIBED BY THIS SUBDIVISION SHALL BE THE LICENSE FEE  
15 AND PAYABLE THEREFOR AND SHALL BE PAID IN ADVANCE AT THE TIME APP  
16 TION IS MADE THEREFOR, AND EACH SUCH LICENSE MAY BE RENEWED FOR PE

17 OF ONE YEAR UPON THE PAYMENT OF THE ANNUAL LICENSE FEE PRESCRIB  
18 THIS SUBDIVISION. WITHIN THREE YEARS FROM THE DATE OF PAYMENT AND  
19 THE AUDIT OF THE COMPTROLLER, THE COMMISSION MAY REFUND ANY FEE, U  
20 FEITED POSTED GUARANTEE OR TAX PAID PURSUANT TO THIS SECTION, FOR  
21 NO LICENSE IS ISSUED OR NO SERVICE RENDERED OR REFUND THAT PORTI  
22 THE PAYMENT THAT IS IN EXCESS OF THE AMOUNT PRESCRIBED BY STATUTE.

23 8. APPLICATION FOR LICENSE; FINGERPRINTS. (A) EVERY APPLICATION F  
24 LICENSE SHALL BE IN WRITING, SHALL BE ADDRESSED TO THE COMMISSION,  
25 BE SUBSCRIBED BY THE APPLICANT, AND AFFIRMED BY HIM AS TRUE UNDE  
26 PENALTIES OF PERJURY, AND SHALL SET FORTH SUCH FACTS AS THE PROVI  
27 HEREOF AND THE RULES AND REGULATIONS OF THE COMMISSION MAY REQUIRE.

28 (B) WHEN AN APPLICATION IS MADE FOR A LICENSE UNDER THIS SECTION  
29 COMMISSION MAY CAUSE THE FINGERPRINTS OF SUCH APPLICANT, OR IF  
30 APPLICANT BE A CORPORATION, OF THE OFFICERS OF SUCH CORPORATION,  
31 SUCH APPLICANT BE A LIMITED LIABILITY COMPANY, THE MANAGER OF  
32 LIMITED LIABILITY COMPANY TO BE TAKEN IN DUPLICATE. THE APPLICANT  
33 BE RESPONSIBLE FOR THE COST OF HAVING HIS FINGERPRINTS TAKEN. IF  
34 FINGERPRINTS ARE TAKEN, ONE COPY SHALL BE TRANSMITTED TO THE DIVISI  
35 CRIMINAL JUSTICE SERVICES IN ACCORDANCE WITH THE RULES AND REGULA  
36 OF THE DIVISION OF CRIMINAL JUSTICE SERVICES AND ONE SHALL REMAI  
37 FILE IN THE OFFICE OF THE COMMISSION. NO SUCH FINGERPRINT M  
38 INSPECTED BY ANY PERSON, OTHER THAN A PEACE OFFICER, EXCEPT ON ORDE  
39 A JUDGE OR JUSTICE OF A COURT OF RECORD. THE DIVISION IS HEREBY AU  
40 IZED TO TRANSMIT CRIMINAL HISTORY INFORMATION TO THE COMMISSION FO  
41 PURPOSES OF THIS PARAGRAPH. THE INFORMATION OBTAINED BY ANY SUCH  
42 ERPRINT EXAMINATION SHALL BE FOR THE GUIDANCE OF THE COMMISSION I  
43 EXERCISE OF ITS DISCRETION IN GRANTING OR WITHHOLDING THE LICENSE.  
44 COMMISSION SHALL PROVIDE SUCH APPLICANT WITH A COPY OF HIS OR HER C  
45 NAL HISTORY RECORD, IF ANY, TOGETHER WITH A COPY OF AR  
46 TWENTY-THREE-A OF THE CORRECTION LAW, AND INFORM SUCH APPLICANT OF  
47 OR HER RIGHT TO SEEK CORRECTION OF ANY INCORRECT INFORMATION CONT  
48 IN SUCH RECORD PURSUANT TO REGULATIONS AND PROCEDURES ESTABLISHED B  
49 DIVISION OF CRIMINAL JUSTICE SERVICES. ALL DETERMINATIONS TO I  
50 RENEW, SUSPEND OR REVOKE A LICENSE SHALL BE MADE IN ACCORDANCE  
51 SUBDIVISION SIXTEEN OF SECTION TWO HUNDRED NINETY-SIX OF THE EXEC  
52 LAW AND ARTICLE TWENTY-THREE-A OF THE CORRECTION LAW.

53 9. STANDARDS FOR THE ISSUANCE OF LICENSES. (A) IF IN THE JUDGME  
54 THE COMMISSION THE FINANCIAL RESPONSIBILITY, EXPERIENCE, CHARACTER  
55 GENERAL FITNESS OF AN APPLICANT, INCLUDING IN THE CASE OF CORPORA  
56 ITS OFFICERS AND STOCKHOLDERS, ARE SUCH THAT THE PARTICIPATION OF  
S. 2159 7

1 APPLICANT WILL BE CONSISTENT WITH THE BEST INTERESTS OF COMB  
2 SPORTS, THE PURPOSES OF THIS SECTION INCLUDING THE SAFETY OF PR  
3 SIONAL COMBATIVE SPORTS PARTICIPANTS, AND IN THE PUBLIC INTE  
4 CONVENIENCE OR NECESSITY, THE COMMISSION SHALL GRANT A LICEN



5 ACCORDANCE WITH THE PROVISIONS CONTAINED IN THIS SUBDIVISION.

6 (B) ANY PROFESSIONAL COMBATIVE SPORTS PARTICIPANT APPLYING F  
7 LICENSE OR RENEWAL OF A LICENSE UNDER THIS SUBDIVISION SHALL UNDE  
8 COMPREHENSIVE PHYSICAL EXAMINATION INCLUDING CLINICAL NEUROLOGICAL  
9 NEUROPSYCHOLOGICAL EXAMINATIONS BY A PHYSICIAN APPROVED BY THE CO  
10 SION. IF, AT THE TIME OF SUCH EXAMINATION, THERE IS ANY INDICATIO  
11 BRAIN INJURY, OR FOR ANY OTHER REASON THE PHYSICIAN DEEMS IT APPR  
12 ATE, THE PROFESSIONAL COMBATIVE SPORTS PARTICIPANT SHALL BE REQUIRE  
13 UNDERGO FURTHER NEUROLOGICAL AND NEUROPSYCHOLOGICAL EXAMINATIONS  
14 NEUROLOGIST INCLUDING, BUT NOT LIMITED TO, A COMPUTED TOMOGRAPH  
15 MEDICALLY EQUIVALENT PROCEDURE. THE COMMISSION SHALL NOT ISSUE A LI  
16 TO A PROFESSIONAL COMBATIVE SPORTS PARTICIPANT UNTIL SUCH EXAMINA  
17 ARE COMPLETED AND REVIEWED BY THE COMMISSION. THE RESULTS OF ALL  
18 EXAMINATIONS HEREIN REQUIRED SHALL BECOME A PART OF THE PROFESS  
19 COMBATIVE SPORTS PARTICIPANT'S PERMANENT MEDICAL RECORD AS MAINTAIN  
20 THE COMMISSION. THE COST OF ALL SUCH EXAMINATIONS CALLED FOR IN  
21 SUBDIVISION SHALL BE ASSUMED BY THE STATE IF SUCH EXAMINATION  
22 PERFORMED BY A PHYSICIAN OR NEUROLOGIST APPROVED BY THE COMMISSION.

23 (C) ANY PROFESSIONAL COMBATIVE SPORTS PARTICIPANT LICENSED UNDER  
24 CHAPTER SHALL, AS A CONDITION OF LICENSURE, WAIVE RIGHT OF CONFIDEN  
25 ITY OF MEDICAL RECORDS RELATING TO TREATMENT OF ANY PHYSICAL COND  
26 WHICH RELATES TO HIS ABILITY TO FIGHT. ALL MEDICAL REPORTS SUBMITTE  
27 AND ALL MEDICAL RECORDS OF THE MEDICAL ADVISORY BOARD OR THE COMMI  
28 RELATIVE TO THE PHYSICAL EXAMINATION OR CONDITION OF COMBATIVE S  
29 PARTICIPANTS SHALL BE CONSIDERED CONFIDENTIAL, AND SHALL BE OPE  
30 EXAMINATION ONLY TO THE COMMISSION OR ITS AUTHORIZED REPRESENTATIV  
31 THE LICENSED PARTICIPANT, MANAGER OR CHIEF SECOND UPON WRITTEN APP  
32 TION TO EXAMINE SAID RECORDS, OR UPON THE ORDER OF A COURT OF COMP  
33 JURISDICTION IN AN APPROPRIATE CASE.

34 10. FINANCIAL INTEREST IN PROFESSIONAL COMBATIVE SPORTS PARTICI  
35 PROHIBITED. NO ENTITY SHALL HAVE, EITHER DIRECTLY OR INDIRECTLY  
36 FINANCIAL INTEREST IN A PROFESSIONAL COMBATIVE SPORTS PARTIC  
37 COMPETING ON PREMISES OWNED OR LEASED BY THE ENTITY, OR IN WHICH  
38 ENTITY IS OTHERWISE INTERESTED EXCEPT PURSUANT TO THE SPECIFIC WR  
39 AUTHORIZATION OF THE COMMISSION.

40 11. PAYMENTS NOT TO BE MADE BEFORE CONTESTS. NO PROFESSIONAL COMB  
41 SPORTS PARTICIPANT SHALL BE PAID FOR SERVICES BEFORE THE CONTEST  
42 SHOULD IT BE DETERMINED BY THE COMMISSION THAT SUCH PARTICIPANT DID  
43 GIVE AN HONEST EXHIBITION OF HIS SKILL, SUCH SERVICE SHALL NOT BE  
44 FOR.

45 12. SHAM OR COLLUSIVE EVENTS. (A) ANY PERSON, INCLUDING ANY C  
46 RATION AND THE OFFICERS THEREOF, ANY PHYSICIAN, LIMITED LIABILITY C  
47 NY, REFEREE, JUDGE, PROFESSIONAL COMBATIVE SPORTS PARTICIPANT, MAN  
48 TRAINER OR CHIEF SECOND, WHO SHALL PROMOTE, CONDUCT, GIVE OR PARTIC  
49 IN ANY SHAM OR COLLUSIVE PROFESSIONAL COMBATIVE SPORTS MATCH OR EX  
50 TION, SHALL BE DEPRIVED OF HIS LICENSE BY THE COMMISSION.

51 (B) NO LICENSED ENTITY SHALL KNOWINGLY ENGAGE IN A COURSE OF CO  
52 IN WHICH PROFESSIONAL COMBATIVE SPORTS MATCHES OR EXHIBITIONS  
53 ARRANGED WHERE ONE PROFESSIONAL COMBATIVE SPORTS PARTICIPANT HAS S  
54 OR EXPERIENCE SIGNIFICANTLY IN EXCESS OF THE OTHER PROFESSIONAL C  
55 TIVE SPORTS PARTICIPANT SO THAT A MISMATCH RESULTS WITH THE POTENTI  
56 PHYSICAL HARM TO THE PROFESSIONAL COMBATIVE SPORTS PARTICIPANT. IF  
S. 2159 8

1 ACTION OCCURS, THE COMMISSION MAY EXERCISE ITS POWERS TO DISCI  
2 UNDER SUBDIVISIONS THIRTEEN AND FOURTEEN OF THIS SECTION, PROVIDED  
3 NOTHING IN THIS SUBDIVISION SHALL AUTHORIZE THE COMMISSION TO INTE  
4 OR PROHIBIT A PROFESSIONAL COMBATIVE SPORTS MATCH OR EXHIBITION S  
5 ON THE BASIS OF THE DIFFERENCE BETWEEN RESPECTIVE PARTICIPANT'S MA  
6 ARTS DISCIPLINES.

7 13. IMPOSITION OF PENALTIES FOR VIOLATIONS. ANY ENTITY, LICENSED  
8 THE PROVISIONS OF THIS SECTION, THAT SHALL KNOWINGLY VIOLATE ANY RU  
9 ORDER OF THE COMMISSION OR ANY PROVISION OF THIS SECTION, IN ADDITI  
10 ANY OTHER PENALTY BY LAW PRESCRIBED, SHALL BE LIABLE TO A CIVIL PE  
11 NOT EXCEEDING FIVE THOUSAND DOLLARS TO BE IMPOSED BY THE COMMISSION  
12 BE SUED FOR BY THE ATTORNEY GENERAL IN THE NAME OF THE PEOPLE O  
13 STATE OF NEW YORK IF DIRECTED BY THE COMMISSION. THE AMOUNT OF  
14 PENALTY COLLECTED BY THE COMMISSION OR RECOVERED IN ANY SUCH ACTIO  
15 PAID TO THE COMMISSION UPON A COMPROMISE AS HEREINAFTER PROVIDED,  
16 BE TRANSMITTED BY THE DEPARTMENT OF STATE INTO THE STATE TREASUR  
17 CREDITED TO THE GENERAL FUND. THE COMMISSION, FOR CAUSE SHOWN,  
18 EXTEND THE TIME FOR THE PAYMENT OF SUCH PENALTY AND, BY COMPROMISE  
19 ACCEPT LESS THAN THE AMOUNT OF SUCH PENALTY AS IMPOSED IN SETTL  
20 THEREOF.

21 14. REVOCATION OR SUSPENSION OF LICENSES. (A) ANY LICENSE ISSUED  
22 THE PROVISIONS OF THIS SECTION MAY BE REVOKED OR SUSPENDED B  
23 COMMISSION FOR THE REASON THEREIN STATED, THAT THE LICENSEE HAS, IN  
24 JUDGMENT OF THE COMMISSION, BEEN GUILTY OF AN ACT DETRIMENTAL T  
25 INTERESTS OF COMBATIVE SPORTS GENERALLY OR TO THE PUBLIC INTE  
26 CONVENIENCE OR NECESSITY.

27 (B) WITHOUT OTHERWISE LIMITING THE DISCRETION OF THE COMMISSI  
28 PROVIDED IN THIS SECTION, THE COMMISSION MAY SUSPEND OR REVOKE A LI  
29 OR REFUSE TO RENEW OR ISSUE A LICENSE, IF IT SHALL FIND THAT THE A  
30 CANT OR PARTICIPANT: (1) HAS BEEN CONVICTED OF A CRIME IN ANY JURI  
31 TION; (2) IS ASSOCIATING OR CONSORTING WITH ANY PERSON WHO HA  
32 PERSONS WHO HAVE BEEN CONVICTED OF A CRIME OR CRIMES IN ANY JURISDI  
33 OR JURISDICTIONS; (3) HAS BEEN GUILTY OF OR ATTEMPTED ANY FRA  
34 MISREPRESENTATION IN CONNECTION WITH COMBATIVE SPORTS; (4) HAS VIO  
35 OR ATTEMPTED TO VIOLATE ANY LAW WITH RESPECT TO COMBATIVE SPORTS I  
36 JURISDICTION OR ANY RULE, REGULATION OR ORDER OF THE COMMISSION  
37 SHALL HAVE VIOLATED ANY RULE OF COMBATIVE SPORTS WHICH SHALL HAVE  
38 APPROVED OR ADOPTED BY THE COMMISSION, OR HAS BEEN GUILTY OF OR EN

39 IN SIMILAR, RELATED OR LIKE PRACTICES; OR (5) HAS NOT ACTED IN THE  
40 INTEREST OF MIXED MARTIAL ARTS. ALL DETERMINATIONS TO ISSUE, R  
41 SUSPEND OR REVOKE A LICENSE SHALL BE MADE IN ACCORDANCE WITH SUBDIV  
42 SIXTEEN OF SECTION TWO HUNDRED NINETY-SIX OF THE EXECUTIVE LAW AND  
43 CLE TWENTY-THREE-A OF THE CORRECTION LAW AS APPLICABLE.

44 (C) NO SUCH PARTICIPANT MAY, UNDER ANY CIRCUMSTANCES, COMPE  
45 APPEAR IN A PROFESSIONAL COMBATIVE SPORTS MATCH OR EXHIBITION W  
46 NINETY DAYS OF HAVING SUFFERED A KNOCKOUT OR TECHNICAL KNOCKOUT I  
47 SUCH MATCH OR EXHIBITION WITHOUT CLEARANCE BY THE BOARD, OR WITHIN  
48 TY DAYS OF BEING RENDERED UNCONSCIOUS IN ANY SUCH MATCH OR EXHIB  
49 WHERE THERE IS EVIDENCE OF HEAD TRAUMA AS DETERMINED BY THE ATTE  
50 COMMISSION PHYSICIAN AND SHALL UNDERGO SUCH EXAMINATIONS AS REQ  
51 UNDER PARAGRAPH (B) OF SUBDIVISION TWENTY OF THIS SECTION. THE PR  
52 SIONAL COMBATIVE SPORTS PARTICIPANT SHALL BE CONSIDERED SUSPENDED  
53 PROFESSIONAL COMBATIVE SPORTS MATCHES OR EXHIBITIONS BY THE COMMI  
54 AND SHALL FORFEIT HIS LICENSE TO THE COMMISSION DURING SUCH PERIOD  
55 SUCH LICENSE SHALL NOT BE RETURNED TO THE PARTICIPANT UNTIL THE PA  
56 IPANT HAS MET ALL REQUIREMENTS, MEDICAL AND OTHERWISE, FOR REINSTAT  
S. 2159 9

1 OF SUCH LICENSE. ALL SUCH SUSPENSIONS SHALL BE RECORDED IN THE PA  
2 IPANT'S LICENSE BY A COMMISSION OFFICIAL.

3 (D) THE COMMISSION MAY AT ANY TIME SUSPEND, REVOKE OR DENY A PA  
4 IPANT'S LICENSE OR TEMPORARY WORKING PERMIT FOR MEDICAL REASONS AT  
5 RECOMMENDATION OF THE BOARD.

6 (E) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, IF ANY OTHER  
7 SHALL REVOKE A LICENSEE'S LICENSE TO COMPETE OR APPEAR IN A PROFESS  
8 COMBATIVE SPORTS MATCH OR EXHIBITION IN THAT STATE BASED ON A KN  
9 AND INTENTIONAL ENGAGEMENT IN ANY PROHIBITED PRACTICES OF SUCH S  
10 THE COMMISSION MAY ACT TO REVOKE ANY LICENSE TO COMPETE OR APPEAR  
11 PROFESSIONAL COMBATIVE SPORTS MATCH OR EXHIBITION ISSUED TO SUCH L  
12 SEE PURSUANT TO THE PROVISIONS OF THIS SECTION.

13 (F) THE COMMISSION MAY SUSPEND ANY LICENSE IT HAS ISSUED BY A  
14 NOTICE TO THAT EFFECT TO THE SUSPENDED LICENSEE, MAILED OR DELIVER  
15 THE LICENSEE, AND SPECIFYING THE EFFECTIVE DATE AND TERM OF THE SU  
16 SION, PROVIDED HOWEVER THAT THE COMMISSION REPRESENTATIVE IN CHARGE  
17 CONTEST OR EXHIBITION MAY THEN AND THERE TEMPORARILY SUSPEND ANY LI  
18 ISSUED BY THE COMMISSION WITHOUT SUCH NOTICE. IN THE EVENT OF A T  
19 RARY SUSPENSION, THE COMMISSION SHALL MAIL OR DELIVER THE NOTICE TO  
20 SUSPENDED LICENSEE WITHIN THREE BUSINESS DAYS AFTER THE TEMP  
21 SUSPENSION. IN EITHER CASE SUCH SUSPENSION MAY BE WITHOUT ANY AD  
22 HEARING. UPON THE RECEIPT OF SUCH NOTICE OF SUSPENSION, THE SUSP  
23 LICENSEE MAY APPLY TO THE COMMISSION FOR A HEARING ON THE MATTE  
24 DETERMINE WHETHER SUCH SUSPENSION SHOULD BE RESCINDED. SUCH APPLIC  
25 FOR A HEARING MUST BE IN WRITING AND MUST BE RECEIVED BY THE COMMI  
26 WITHIN THIRTY DAYS AFTER THE DATE OF NOTICE OF SUSPENSION. THE CO

27 SION SHALL HAVE THE AUTHORITY TO REVOKE ANY LICENSE ISSUED BY IT. B  
28 ANY LICENSE IS SO REVOKED, THE LICENSEE WILL BE OFFERED THE OPPORT  
29 AT A HEARING HELD BY OR ON BEHALF OF THE COMMISSION TO SHOW CAUS  
30 THE LICENSE SHOULD NOT BE REVOKED. THE COMMISSION SHALL OFFER THE O  
31 TUNITY FOR A HEARING TO AN AFFECTED PERSON BEFORE TAKING ANY  
32 ACTION NEGATIVELY AFFECTING SUCH PERSON'S INDIVIDUAL PRIVILEGES OR  
33 ERTY GRANTED BY A LICENSE DULY ISSUED BY THE COMMISSION OR A CON  
34 APPROVED BY AND FILED WITH THE COMMISSION. IN ALL SUCH HEARINGS, L  
35 SEES AND OTHER WITNESSES SHALL TESTIFY UNDER OATH OR AFFIRMATION,  
36 MAY BE ADMINISTERED BY ANY COMMISSIONER OR AUTHORIZED REPRESENTATIV  
37 THE COMMISSION ACTUALLY PRESENT. THE COMMISSION SHALL BE THE SOLE  
38 OF THE RELEVANCY AND COMPETENCY OF TESTIMONY AND OTHER EVIDENCE,  
39 CREDIBILITY OF WITNESSES, AND THE SUFFICIENCY OF EVIDENCE. HEARING  
40 BE CONDUCTED BY REPRESENTATIVES OF THE COMMISSION IN THE DISCRETIO  
41 THE COMMISSION. IN SUCH CASES, THE COMMISSION REPRESENTATIVES CONDU  
42 THE HEARING SHALL SUBMIT FINDINGS OF FACT AND RECOMMENDATIONS T  
43 COMMISSION, WHICH SHALL NOT BE BINDING ON THE COMMISSION.

44 15. ADVERTISING MATTER TO STATE ADMISSION PRICE. IT SHALL BE THE  
45 OF EVERY ENTITY PROMOTING OR CONDUCTING A PROFESSIONAL COMBATIVE S  
46 MATCH OR EXHIBITION SUBJECT TO THE PROVISIONS OF THIS SECTION TO  
47 TO BE INSERTED IN EACH SHOW CARD, BILL, POSTER, NEWSPAPER ADVERTIS  
48 OF ANY PROFESSIONAL COMBATIVE SPORTS MATCH OR EXHIBITION GIVEN BY  
49 THE PRICE OF ADMISSION THERETO. VIOLATION OF THE PROVISIONS OF  
50 SUBDIVISION SHALL SUBJECT THE ENTITY TO A FINE OF ONE HUNDRED DOLLA

51 16. TICKETS TO INDICATE PURCHASE PRICE. ALL TICKETS OF ADMISSIO  
52 ANY SUCH COMBATIVE SPORTS MATCH OR EXHIBITION SHALL BE CONTROLLED B  
53 PROVISIONS OF ARTICLE TWENTY-FIVE OF THE ARTS AND CULTURAL AFFAIRS  
54 IT SHALL BE UNLAWFUL FOR ANY ENTITY TO ADMIT TO SUCH MATCH OR EXHIB  
55 A NUMBER OF PEOPLE GREATER THAN THE SEATING CAPACITY OF THE PLACE  
56 SUCH MATCH OR EXHIBITION IS HELD. VIOLATION OF THIS SUBDIVISION SHA  
S. 2159 10

1 A MISDEMEANOR AND SHALL BE PUNISHABLE AS SUCH AND IN ADDITION  
2 INCUR FORFEITURE OF LICENSE.

3 17. EQUIPMENT OF BUILDINGS FOR MATCHES OR EXHIBITIONS. ALL BUIL  
4 OR STRUCTURES USED OR INTENDED TO BE USED FOR HOLDING OR GIVING  
5 PROFESSIONAL COMBATIVE SPORTS MATCHES OR EXHIBITIONS SHALL BE PRO  
6 VENTILATED AND PROVIDED WITH FIRE EXITS AND FIRE ESCAPES, AND IN  
7 MANNER CONFORM TO THE LAWS, ORDINANCES AND REGULATIONS PERTAINING  
8 BUILDINGS IN THE CITY, TOWN OR VILLAGE WHERE SITUATED.

9 18. AGE OF PARTICIPANTS AND SPECTATORS. NO PERSON UNDER THE AG  
10 EIGHTEEN YEARS SHALL PARTICIPATE IN ANY PROFESSIONAL COMBATIVE S  
11 MATCH OR EXHIBITION, AND NO PERSON UNDER SIXTEEN YEARS OF AGE SHAL  
12 PERMITTED TO ATTEND AS A SPECTATOR; PROVIDED, HOWEVER, THAT A P  
13 UNDER THE AGE OF SIXTEEN SHALL BE PERMITTED TO ATTEND AS A SPECTATO  
14 ACCOMPANIED BY A PARENT OR GUARDIAN.

15 19. REGULATION OF CONDUCT OF MATCHES OR EXHIBITIONS. (A) EXCEP  
16 CHAMPIONSHIP MATCHES, WHICH SHALL NOT BE MORE THAN FIVE ROUNDS  
17 COMBATIVE SPORTS MATCH OR EXHIBITION SHALL BE MORE THAN THREE ROUN  
18 LENGTH. NO PARTICIPANT SHALL BE ALLOWED TO PARTICIPATE IN MORE  
19 THREE MATCHES OR EXHIBITIONS OR COMPETE FOR MORE THAN SIXTY MI  
20 WITHIN SEVENTY-TWO CONSECUTIVE HOURS. NO PARTICIPANT SHALL BE AL  
21 TO COMPETE IN ANY SUCH MATCH OR EXHIBITION WITHOUT WEARING A MOUTH  
22 AND A PROTECTIVE GROIN CUP. AT EACH PROFESSIONAL COMBATIVE SPORTS  
23 OR EXHIBITION, THERE SHALL BE IN ATTENDANCE A DULY LICENSED REFEREE  
24 SHALL DIRECT AND CONTROL THE SAME. BEFORE STARTING SUCH CONTESTES  
25 REFEREE SHALL ASCERTAIN FROM EACH PARTICIPANT THE NAME OF HIS MANAG  
26 CHIEF SECOND, AND SHALL HOLD SUCH MANAGER OR CHIEF SECOND RESPON  
27 FOR THE CONDUCT OF HIS ASSISTANT SECONDS DURING THE PROGRESS O  
28 MATCH OR EXHIBITION. THE COMMISSION SHALL HAVE THE POWER IN  
29 DISCRETION TO DECLARE FORFEITED ANY PRIZE, REMUNERATION OR PURSE, O  
30 PART THEREOF, BELONGING TO THE PARTICIPANTS OR ONE OF THEM, OR THE  
31 THEREOF OF ANY MANAGER OR CHIEF SECOND IF IN ITS JUDGMENT, SUCH PA  
32 IPANT OR PARTICIPANTS ARE NOT HONESTLY COMPETING OR THE PARTICIPAN  
33 MANAGER OR CHIEF SECOND OF A PARTICIPANT, AS THE CASE MAY BE  
34 COMMITTED AN ACT IN THE PREMISES IN VIOLATION OF ANY RULE, ORDE  
35 REGULATION OF THE COMMISSION. THE AMOUNT SO FORFEITED SHALL BE  
36 WITHIN FORTY-EIGHT HOURS TO THE COMMISSION. THERE SHALL ALSO B  
37 ATTENDANCE, THREE DULY LICENSED JUDGES WHO SHALL AT THE TERMINATI  
38 EACH SUCH COMBATIVE SPORTS MATCH OR EXHIBITION RENDER THEIR DECI  
39 THE WINNER OF SUCH MATCH OR EXHIBITION SHALL BE DETERMINED IN ACCOR  
40 WITH A SCORING SYSTEM PRESCRIBED BY THE COMMISSION. PROVIDED, HOW  
41 THAT A PARTICIPANT MAY TERMINATE THE CONTEST BY SIGNALLING TO THE R  
42 EE THAT SUCH PARTICIPANT SUBMITS TO THE OPPONENT.

43 (B) THE COMMISSION MAY BY RULE, REGULATION OR ORDER, REQUIRE THE  
44 ENCE OF ANY MEDICAL EQUIPMENT AND PERSONNEL AT EACH PROFESSIONAL C  
45 TIVE SPORTS MATCH OR EXHIBITION AS IS NECESSARY OR BENEFICIAL FO  
46 SAFETY AND PROTECTION OF THE CONTESTANTS; AND MAY ALSO REQUIRE THE  
47 ENCE OF AN AMBULANCE OR OTHER APPARATUS AT THE SITE OF ANY SUCH MAT  
48 EXHIBITION OR THE PROMULGATION OF AN EMERGENCY MEDICAL PLAN IN  
49 THEREOF.

50 (C) THE COMMISSION SHALL PRESCRIBE BY RULE OR REGULATION THE RESP  
51 BILITIES OF MANAGERS, TRAINERS AND CHIEF SECONDS PRIOR TO, DURIN  
52 AFTER A COMBATIVE SPORTS MATCH OR EXHIBITION IN ORDER TO PROMOTE  
53 SAFETY OF THE PARTICIPANTS AT ALL TIMES.

54 (D) THE COMMISSION SHALL REQUIRE BY RULE OR REGULATION THA  
55 PROFESSIONAL COMBATIVE SPORTS PARTICIPANT LICENSED UNDER THIS SE  
56 PRESENT TO A DESIGNATED COMMISSION OFFICIAL, BEFORE EACH MATCH OR  
S. 2159

1 BITION IN WHICH HE FIGHTS IN THIS STATE, A LICENSE WHICH SHALL IN  
2 BUT NOT BE LIMITED TO THE FOLLOWING INFORMATION: (1) THE PARTICIP

3 NAME, PHOTOGRAPH, SOCIAL SECURITY NUMBER, DATE OF BIRTH, AND OTHER  
4 TIFYING INFORMATION; (2) THE PARTICIPANT'S PRIOR MATCH OR EXHIB  
5 HISTORY INCLUDING THE DATES, LOCATION, AND DECISION OF SUCH MATCHE  
6 EXHIBITIONS; AND (3) THE PARTICIPANT'S MEDICAL HISTORY, RELATING T  
7 PHYSICAL CONDITION, MEDICAL TEST OR PROCEDURE WHICH RELATES TO HIS  
8 ITY TO FIGHT, AND A RECORD OF ALL MEDICAL SUSPENSIONS.

9 20. EXAMINATION BY PHYSICIAN; COST. (A) ALL PARTICIPANTS MUST BE  
10 INED BY A PHYSICIAN DESIGNATED BY THE COMMISSION BEFORE ENTERING  
11 RING AND EACH SUCH PHYSICIAN SHALL IMMEDIATELY FILE WITH THE COMMI  
12 A WRITTEN REPORT OF SUCH EXAMINATION. THE COST OF ANY SUCH EXAMINA  
13 AS PRESCRIBED BY A SCHEDULE OF FEES ESTABLISHED BY THE COMMISSION,  
14 BE PAID BY THE ENTITY CONDUCTING THE MATCH OR EXHIBITION TO THE CO  
15 SION, WHICH SHALL THEN PAY THE FEE COVERING SUCH COST TO THE EXAM  
16 PHYSICIAN, IN ACCORDANCE WITH THE RULES OF THE COMMISSION.

17 (B) ANY PROFESSIONAL COMBATIVE SPORTS PARTICIPANT LICENSED OR PE  
18 TED UNDER THIS SECTION RENDERED UNCONSCIOUS OR SUFFERING HEAD TRAUM  
19 DETERMINED BY THE ATTENDING PHYSICIAN SHALL BE IMMEDIATELY EXAMIN  
20 THE ATTENDING COMMISSION PHYSICIAN AND SHALL BE REQUIRED TO UN  
21 NEUROLOGICAL AND NEUROPSYCHOLOGICAL EXAMINATIONS BY A NEUROL  
22 INCLUDING BUT NOT LIMITED TO A COMPUTED TOMOGRAPHY OR MEDICALLY E  
23 ALENT PROCEDURE. ANY PARTICIPANT SO INJURED SHALL NOT APPEAR I  
24 MATCH OR EXHIBITION UNTIL RESULTS OF SUCH EXAMINATIONS ARE REVIEWE  
25 THE COMMISSION. THE RESULTS OF ALL SUCH EXAMINATIONS HEREIN REQ  
26 SHALL BECOME A PART OF THE PARTICIPANT'S PERMANENT MEDICAL RECORD  
27 MAINTAINED BY THE COMMISSION AND SHALL BE USED BY THE COMMISSI  
28 DETERMINE WHETHER A PARTICIPANT SHALL BE PERMITTED TO APPEAR IN  
29 FUTURE PROFESSIONAL COMBATIVE SPORTS MATCH OR EXHIBITION. THE COS  
30 ALL SUCH EXAMINATIONS CALLED FOR IN THIS PARAGRAPH SHALL BE ASSUME  
31 THE ENTITY OR PROMOTER IF SUCH EXAMINATIONS ARE PERFORMED BY A PHYS  
32 APPROVED BY THE COMMISSION.

33 (C) THE COMMISSION MAY AT ANY TIME REQUIRE A LICENSED OR PERM  
34 PARTICIPANT TO UNDERGO A PHYSICAL EXAMINATION, INCLUDING ANY NEURO  
35 CAL OR NEUROPSYCHOLOGICAL TEST OR PROCEDURE. THE COST OF SUCH EXAM  
36 BE ASSUMED BY THE STATE.

37 21. PHYSICIAN TO BE IN ATTENDANCE; POWERS OF SUCH PHYSICIAN. (C  
38 SHALL BE THE DUTY OF EVERY ENTITY LICENSED TO CONDUCT A COMBATIVE S  
39 MATCH OR EXHIBITION, TO HAVE IN ATTENDANCE AT EVERY MATCH OR EXHIB  
40 AT LEAST ONE PHYSICIAN DESIGNATED BY THE COMMISSION AS THE RULES  
41 PROVIDE. THE COMMISSION MAY ESTABLISH A SCHEDULE OF FEES TO BE PAI  
42 THE LICENSEE TO COVER THE COST OF SUCH ATTENDANCE. SUCH FEES SHA  
43 PAID TO THE COMMISSION, WHICH SHALL THEN PAY SUCH FEES TO THE PHYSI  
44 ENTITLED THERETO, IN ACCORDANCE WITH THE RULES OF THE COMMISSION.

45 (B) THE PHYSICIAN SHALL TERMINATE ANY PROFESSIONAL COMBATIVE S  
46 MATCH OR EXHIBITION IF IN THE OPINION OF SUCH PHYSICIAN ANY PARTIC  
47 HAS RECEIVED SEVERE PUNISHMENT OR IS IN DANGER OF SERIOUS PHYSICAL  
48 RY. IN THE EVENT OF ANY SERIOUS PHYSICAL INJURY, SUCH PHYSICIAN

49 IMMEDIATELY RENDER ANY EMERGENCY TREATMENT NECESSARY, RECOMMEND FU  
50 TREATMENT OR HOSPITALIZATION IF REQUIRED, AND FULLY REPORT THE E  
51 MATTER TO THE COMMISSION WITHIN TWENTY-FOUR HOURS AND IF NECES  
52 SUBSEQUENTLY THEREAFTER. SUCH PHYSICIAN MAY ALSO REQUIRE THAT  
53 INJURED PARTICIPANT AND HIS MANAGER OR CHIEF SECOND REMAIN IN THE  
54 OR ON THE PREMISES OR REPORT TO A HOSPITAL AFTER THE CONTEST FOR  
55 PERIOD OF TIME AS SUCH PHYSICIAN DEEMS ADVISABLE.

S. 2159

12

1 (C) SUCH PHYSICIAN MAY ENTER THE RING AT ANY TIME DURING A PR  
2 SIONAL COMBATIVE SPORTS MATCH OR EXHIBITION AND MAY TERMINATE THE  
3 OR EXHIBITION IF IN HIS OPINION THE SAME IS NECESSARY TO PREVENT S  
4 PUNISHMENT OR SERIOUS PHYSICAL INJURY TO A PARTICIPANT.

5 22. BOND. BEFORE A LICENSE SHALL BE GRANTED TO AN ENTITY TO COND  
6 PROFESSIONAL COMBATIVE SPORTS MATCH OR EXHIBITION, THE APPLICANT  
7 EXECUTE AND FILE WITH THE COMPTROLLER A BOND IN AN AMOUNT TO BE D  
8 MINED BY THE COMMISSION, TO BE APPROVED AS TO FORM AND SUFFICIENC  
9 SURETIES THEREON BY THE COMPTROLLER, CONDITIONED FOR THE FAI  
10 PERFORMANCE BY SUCH ENTITY OF THE PROVISIONS OF THIS SECTION AND  
11 RULES AND REGULATIONS OF THE COMMISSION, AND UPON THE FILIN  
12 APPROVAL OF SUCH BOND THE COMPTROLLER SHALL ISSUE TO SUCH APPLICA  
13 CERTIFICATE OF SUCH FILING AND APPROVAL, WHICH SHALL BE BY SUCH A  
14 CANT FILED IN THE OFFICE OF THE COMMISSION WITH ITS APPLICATION  
15 LICENSE, AND NO SUCH LICENSE SHALL BE ISSUED UNTIL SUCH CERTIF  
16 SHALL BE FILED. IN CASE OF DEFAULT IN SUCH PERFORMANCE, THE COMMI  
17 MAY IMPOSE UPON THE DELINQUENT A PENALTY IN THE SUM OF NOT MORE THA  
18 THOUSAND DOLLARS FOR EACH OFFENSE, WHICH MAY BE RECOVERED BY THE A  
19 NEY GENERAL IN THE NAME OF THE PEOPLE OF THE STATE OF NEW YORK IN  
20 SAME MANNER AS OTHER PENALTIES ARE RECOVERED BY LAW; ANY AMOU  
21 RECOVERED SHALL BE PAID INTO THE TREASURY.

22 23. BOND FOR PURSES, SALARIES AND OTHER EXPENSES. IN ADDITION TO  
23 BOND REQUIRED BY SUBDIVISION TWENTY-TWO OF THIS SECTION, EACH APPL  
24 FOR A LICENSE TO CONDUCT PROFESSIONAL COMBATIVE SPORTS MATCHES OR  
25 BITIONS SHALL EXECUTE AND FILE WITH THE COMPTROLLER A BOND IN AN A  
26 TO BE DETERMINED BY THE COMMISSION TO BE APPROVED AS TO FORM AND S  
27 CIENCY OF SURETIES THEREON BY THE COMPTROLLER, CONDITIONED FOR AND  
28 ANTEEING THE PAYMENT OF PROFESSIONAL COMBATIVE SPORTS PARTICIP  
29 PURSES, SALARIES OF CLUB EMPLOYEES LICENSED BY THE COMMISSION, AND  
30 LEGITIMATE EXPENSES OF PRINTING TICKETS AND ALL ADVERTISING MATERIA

31 24. DUTY TO PROVIDE INSURANCE FOR LICENSED PROFESSIONAL COMB  
32 SPORTS PARTICIPANTS. (A) ALL ENTITIES HAVING LICENSES AS PROM  
33 SHALL CONTINUOUSLY PROVIDE INSURANCE FOR THE PROTECTION OF LIC  
34 PROFESSIONAL COMBATIVE SPORTS PARTICIPANTS, APPEARING IN PROFESS  
35 COMBATIVE SPORTS MATCHES OR EXHIBITIONS. SUCH INSURANCE COVERAGE  
36 PROVIDE FOR REIMBURSEMENT TO THE LICENSED ATHLETE FOR MEDICAL, SUR  
37 AND HOSPITAL CARE, WITH A MINIMUM LIMIT OF FIFTY THOUSAND DOLLAR

38 INJURIES SUSTAINED WHILE PARTICIPATING IN ANY PROGRAM OPERATED UNDE  
39 CONTROL OF SUCH LICENSED PROMOTER AND FOR A PAYMENT OF ONE HUNDRED  
40 SAND DOLLARS TO THE ESTATE OF ANY DECEASED ATHLETE WHERE SUCH DEAT  
41 OCCASIONED BY INJURIES RECEIVED DURING THE COURSE OF A MATCH OR EX  
42 TION IN WHICH SUCH LICENSED ATHLETE PARTICIPATED UNDER THE PROMOTIO  
43 CONTROL OF ANY LICENSED PROMOTER. THE COMMISSION MAY FROM TIME TO  
44 IN ITS DISCRETION, INCREASE THE AMOUNT OF SUCH MINIMUM LIMITS.

45 (B) THE FAILURE TO PAY PREMIUMS ON SUCH INSURANCE AS IS REQUIR  
46 PARAGRAPH (A) OF THIS SUBDIVISION SHALL BE CAUSE FOR THE SUSPENSIO  
47 THE REVOCATION OF THE LICENSE OF SUCH DEFAULTING PROMOTER.

48 25. NOTICE OF CONTEST; COLLECTION OF TAX. (A) EVERY ENTITY HOLDIN  
49 PROFESSIONAL COMBATIVE SPORTS MATCH OR EXHIBITION FOR WHICH AN ADMI  
50 FEE IS CHARGED OR RECEIVED, SHALL NOTIFY THE ATHLETIC COMMISSIO  
51 DAYS IN ADVANCE OF THE HOLDING OF SUCH CONTEST. ALL TICKETS OF ADMI  
52 TO ANY SUCH MATCH OR EXHIBITION SHALL BE PROCURED FROM A PRINTER  
53 AUTHORIZED BY THE STATE ATHLETIC COMMISSION TO PRINT SUCH TICKET  
54 SHALL BEAR CLEARLY UPON THE FACE THEREOF THE PURCHASE PRICE AND LOC  
55 OF SAME. AN ENTITY FAILING TO FULLY COMPLY WITH THIS SECTION SHAL  
56 SUBJECT TO A PENALTY OF FIVE HUNDRED DOLLARS TO BE COLLECTED BY AND  
S. 2159 13

1 TO THE DEPARTMENT OF STATE. AN ENTITY IS PROHIBITED FROM OPERATIN  
2 MATCHES OR EXHIBITIONS UNTIL ALL PENALTIES DUE PURSUANT TO THIS SUB  
3 SION AND TAXES, INTEREST AND PENALTIES DUE PURSUANT TO ARTICLE NIN  
4 OF THE TAX LAW HAVE BEEN PAID.

5 (B) PURSUANT TO DIRECTION BY THE COMMISSIONER OF TAXATION AND FIN  
6 EMPLOYEES OR OFFICERS OF THE ATHLETIC COMMISSION SHALL ACT AS AGEN  
7 THE COMMISSIONER OF TAXATION AND FINANCE TO COLLECT THE TAX IMPOSE  
8 ARTICLE NINETEEN OF THE TAX LAW. THE ATHLETIC COMMISSION SHALL PR  
9 THE COMMISSIONER OF TAXATION AND FINANCE WITH SUCH INFORMATION AND  
10 NICAL ASSISTANCE AS MAY BE NECESSARY FOR THE PROPER ADMINISTRATIO  
11 SUCH TAX.

12 26. REGULATION OF JUDGES. (A) JUDGES FOR ANY PROFESSIONAL COMB  
13 SPORTS MATCH OR EXHIBITION UNDER THE JURISDICTION OF THE COMMI  
14 SHALL BE SELECTED BY THE COMMISSION FROM A LIST OF QUALIFIED LIC  
15 JUDGES MAINTAINED BY THE COMMISSION.

16 (B) ANY PROFESSIONAL COMBATIVE SPORT PARTICIPANT, MANAGER OR  
17 SECOND MAY PROTEST THE ASSIGNMENT OF A JUDGE TO A PROFESSIONAL COMB  
18 SPORTS MATCH OR EXHIBITION AND THE PROTESTING PROFESSIONAL COMB  
19 SPORTS PARTICIPANT, MANAGER OR CHIEF SECOND MAY BE HEARD BY THE CO  
20 SION OR ITS DESIGNEE IF SUCH PROTEST IS TIMELY. IF THE PROTE  
21 UNTIMELY IT SHALL BE SUMMARILY REJECTED.

22 (C) EACH PERSON SEEKING TO BE LICENSED AS A JUDGE BY THE COMMI  
23 SHALL BE REQUIRED TO SUBMIT TO OR PROVIDE PROOF OF AN EYE EXAMIN  
24 AND ANNUALLY THEREAFTER ON THE ANNIVERSARY OF THE ISSUANCE OF  
25 LICENSE. EACH PERSON SEEKING TO BE A PROFESSIONAL COMBATIVE SPORTS



26 IN THE STATE SHALL BE CERTIFIED AS HAVING COMPLETED A TRAINING PR  
27 AS APPROVED BY THE COMMISSION AND SHALL HAVE PASSED A WRITTEN EXA  
28 TION APPROVED BY THE COMMISSION COVERING ASPECTS OF PROFESSIONAL C  
29 TIVE SPORTS INCLUDING, BUT NOT LIMITED TO, THE RULES OF THE SPORT,  
30 LAW OF THE STATE RELATING TO THE COMMISSION, AND BASIC FIRST AID  
31 COMMISSION SHALL ESTABLISH CONTINUING EDUCATION PROGRAMS TO KEEP L  
32 SEES CURRENT ON AREAS OF REQUIRED KNOWLEDGE.

33 (D) EACH PERSON SEEKING A LICENSE TO BE A PROFESSIONAL COMB  
34 SPORTS JUDGE IN THIS STATE SHALL BE REQUIRED TO FILL OUT A FINA  
35 QUESTIONNAIRE CERTIFYING UNDER PENALTY OF PERJURY FULL DISCLOSURE O  
36 JUDGE'S FINANCIAL SITUATION ON A QUESTIONNAIRE TO BE PROMULGATED B  
37 COMMISSION. SUCH QUESTIONNAIRE SHALL BE IN A FORM AND MANNER APPROV  
38 THE COMMISSION AND SHALL PROVIDE INFORMATION AS TO AREAS OF ACTUA  
39 POTENTIAL CONFLICTS OF INTEREST AS WELL AS APPEARANCES OF  
40 CONFLICTS, INCLUDING FINANCIAL RESPONSIBILITY. WITHIN FORTY-EIGHT  
41 OF ANY PROFESSIONAL COMBATIVE SPORTS MATCH OR EXHIBITION, EACH COMB  
42 SPORTS JUDGE SHALL FILE WITH THE COMMISSION A FINANCIAL DISCL  
43 STATEMENT IN SUCH FORM AND MANNER AS SHALL BE ACCEPTABLE TO THE CO  
44 SION.

45 (E) ONLY A PERSON LICENSED BY THE COMMISSION MAY JUDGE A PROFESS  
46 COMBATIVE SPORTS MATCH OR EXHIBITION.

47 27. TRAINING FACILITIES. (A) THE COMMISSION MAY, IN ITS DISCRETIO  
48 IN ACCORDANCE WITH REGULATIONS ADOPTED BY THE COMMISSION TO PROTECT  
49 HEALTH AND SAFETY OF PROFESSIONAL COMBATIVE SPORT PARTICIPANTS IN T  
50 ING, ISSUE A LICENSE TO OPERATE A TRAINING FACILITY PROVIDING CO  
51 SPARRING MAINTAINED EITHER EXCLUSIVELY OR IN PART FOR THE USE OF PR  
52 SIONAL COMBATIVE SPORT PARTICIPANTS. THE REGULATIONS OF THE COMMI  
53 SHALL INCLUDE, BUT NOT BE LIMITED TO, THE FOLLOWING SUBJECTS TO PR  
54 THE HEALTH AND SAFETY OF PROFESSIONAL COMBATIVE SPORT PARTICIPANTS:

55 (1) REQUIREMENTS FOR FIRST AID MATERIALS TO BE STORED IN AN ACCES  
56 LOCATION ON THE PREMISES AND FOR THE PRESENCE ON THE PREMISES

S. 2159

14

1 PERSON TRAINED AND CERTIFIED IN THE USE OF SUCH MATERIALS AND PROCE  
2 FOR CARDIO-PULMONARY RESUSCITATION AT ALL TIMES DURING WHICH THE FA  
3 TY IS OPEN FOR TRAINING PURPOSES;

4 (2) PROMINENT POSTING ADJACENT TO AN ACCESSIBLE TELEPHONE OF THE  
5 PHONE NUMBER FOR EMERGENCY MEDICAL SERVICES AT THE NEAREST HOSPITAL

6 (3) CLEAN AND SANITARY BATHROOMS, SHOWER ROOMS, LOCKER ROOMS AND  
7 SERVING AND STORAGE AREAS;

8 (4) ADEQUATE VENTILATION AND LIGHTING OF ACCESSIBLE AREAS OF  
9 TRAINING FACILITY;

10 (5) ESTABLISHMENT OF A POLICY CONCERNING THE RESTRICTION OF SMOKI  
11 TRAINING AREAS, INCLUDING PROVISIONS FOR ITS ENFORCEMENT BY THE FAC  
12 OPERATOR;

13 (6) COMPLIANCE WITH STATE AND LOCAL FIRE ORDINANCES;

14 (7) INSPECTION AND APPROVAL OF RINGS AS REQUIRED BY SUBDIVISION T  
15 OF THIS SECTION; AND

16 (8) ESTABLISHMENT OF A POLICY FOR POSTING ALL COMMISSION LI  
17 SUSPENSIONS AND LICENSE REVOCATIONS RECEIVED FROM THE COMMISSION IN  
18 ING PROVISIONS FOR ENFORCEMENT OF SUCH SUSPENSIONS AND REVOCATION  
19 THE FACILITY OPERATOR.

20 (B) A PROSPECTIVE LICENSEE SHALL SUBMIT TO THE COMMISSION PROOF  
21 IT CAN FURNISH SUITABLE FACILITIES IN WHICH THE TRAINING IS T  
22 CONDUCTED, INCLUDING THE MAKING OF SUCH TRAINING FACILITIES AVAI  
23 FOR INSPECTION BY THE COMMISSION AT ANY TIME DURING WHICH TRAINING  
24 PROGRESS.

25 28. TEMPORARY TRAINING FACILITIES. ANY TRAINING FACILITY PROV  
26 CONTACT SPARRING ESTABLISHED AND MAINTAINED ON A TEMPORARY BASIS FO  
27 PURPOSE OF PREPARING A PROFESSIONAL COMBATIVE SPORT PARTICIPANT  
28 SPECIFIC PROFESSIONAL COMBATIVE SPORTS MATCH OR EXHIBITION T  
29 CONDUCTED, HELD OR GIVEN WITHIN THE STATE OF NEW YORK SHALL BE E  
30 FROM THIS ACT INSOFAR AS IT CONCERNS THE LICENSING OF SUCH FACIL  
31 IF, IN THE JUDGMENT OF THE COMMISSION, ESTABLISHMENT AND MAINTENAN  
32 SUCH FACILITY WILL BE CONSISTENT WITH THE PURPOSES AND PROVISION  
33 THIS CHAPTER, THE BEST INTERESTS OF PROFESSIONAL COMBATIVE SPORTS G  
34 ALLY, AND THE PUBLIC INTEREST, CONVENIENCE OR NECESSITY.

35 29. WEIGHTS; CLASSES AND RULES. THE WEIGHTS AND CLASSES OF COMB  
36 SPORT PARTICIPANTS AND THE RULES AND REGULATIONS OF PROFESSIONAL C  
37 TIVE SPORTS SHALL BE PRESCRIBED BY THE COMMISSION.

38 30. RINGS OR FIGHTING AREAS. NO PROFESSIONAL COMBATIVE SPORTS  
39 OR EXHIBITION OR TRAINING ACTIVITY SHALL BE PERMITTED IN ANY RIN  
40 FIGHTING AREA UNLESS SUCH RING OR FIGHTING AREA HAS BEEN INSPECTE  
41 APPROVED BY THE COMMISSION. THE COMMISSION SHALL PRESCRIBE STA  
42 ACCEPTABLE SIZE AND QUALITY REQUIREMENTS FOR RINGS OR FIGHTING AREA  
43 APPURTENANCES THERETO.

44 31. MISDEMEANOR. ANY ENTITY WHO INTENTIONALLY, DIRECTLY OR INDIR  
45 CONDUCTS, HOLDS OR GIVES A PROFESSIONAL COMBATIVE SPORTS MATCH OR  
46 BITION OR PARTICIPATES EITHER DIRECTLY OR INDIRECTLY IN ANY SUCH  
47 OR EXHIBITION AS A REFEREE, JUDGE, CORPORATION TREASURER, PROFESS  
48 COMBATIVE SPORTS PARTICIPANT, MANAGER, PROMOTER, TRAINER OR  
49 SECOND, WITHOUT FIRST HAVING PROCURED AN APPROPRIATE LICENSE OR P  
50 AS PRESCRIBED IN THIS SECTION SHALL BE GUILTY OF A MISDEMEANOR.

51 S 3. Section 6 of chapter 912 of the laws of 1920 relating t  
52 regulation of boxing, sparring and wrestling, as amended by chapter  
53 of the laws of 2002 and subdivision 1 as designated and subdivision  
54 added by chapter 673 of the laws of 2003, is amended to read as fol

55 S 6. Jurisdiction of commission. 1. The commission shall hav  
56 hereby is vested with the sole direction, management, control and j  
S. 2159 15

1 diction over all such boxing and sparring matches or exhibition

2 PROFESSIONAL COMBATIVE SPORTS MATCHES OR EXHIBITIONS to be condu  
3 held or given within the state of New York and over all licenses to  
4 and all persons who participate in such boxing or sparring match  
5 exhibitions OR PROFESSIONAL COMBATIVE SPORTS MATCHES OR EXHIBITIONS  
6 over any and all gyms, clubs, training camps and other organiza  
7 that maintain training facilities providing contact sparring for pe  
8 who prepare for participation in such boxing or sparring matche  
9 exhibitions OR PROFESSIONAL COMBATIVE SPORTS MATCHES OR EXHIBITIONS  
10 over the promotion of professional wrestling exhibitions OR PROFESS  
11 COMBATIVE SPORTS MATCHES OR EXHIBITIONS to the extent provided f  
12 sections 5, 9, 19, 20, 28-a, 28-b and 33 of this act, except as o  
13 wise provided in this act.

14 2. The commission is authorized and directed to require that all  
15 wherein boxing, sparring and wrestling matches and exhibitio  
16 PROFESSIONAL COMBATIVE SPORTS MATCHES OR EXHIBITIONS are conducted  
17 comply with state and applicable local sanitary codes appropriat  
18 school athletic facilities.

19 S 4. Subdivision 1 of section 451 of the tax law, as amend  
20 section 1 of part F of chapter 407 of the laws of 1999, is amende  
21 read as follows:

22 1. "Gross receipts from ticket sales" shall mean the total  
23 receipts of every person from the sale of tickets to any profession  
24 amateur boxing, sparring or wrestling match or exhibition OR ANY PR  
25 SIONAL COMBATIVE SPORTS MATCH OR EXHIBITION held in this state,  
26 without any deduction whatsoever for commissions, brokerage, dis  
27 ution fees, advertising or any other expenses, charges and recoup  
28 in respect thereto.

29 S 5. Section 452 of the tax law, as amended by section 2 of part  
30 chapter 407 of the laws of 1999, is amended to read as follows:

31 S 452. Imposition of tax. On and after October first, nin  
32 hundred ninety-nine, a tax is hereby imposed and shall be paid upo  
33 gross receipts of every person holding any professional or am  
34 boxing, PROFESSIONAL COMBATIVE SPORTS, sparring or wrestling mat  
35 exhibition in this state. Such tax shall be imposed on such  
36 receipts, exclusive of any federal taxes, as follows:

37 (a) three percent of gross receipts from ticket sales, except th  
38 no event shall the tax imposed by this subdivision exceed fifty tho  
39 dollars for any match or exhibition;

40 (b) three percent of gross receipts from broadcasting rights, e  
41 that in no event shall the tax imposed by this subdivision exceed  
42 thousand dollars for any match or exhibition.

43 (C) ON AND AFTER THE EFFECTIVE DATE OF THIS SUBDIVISION, A TA  
44 HEREBY IMPOSED AND SHALL BE PAID UPON THE GROSS RECEIPTS OF EVERY P  
45 HOLDING ANY PROFESSIONAL COMBATIVE SPORTS MATCH OR EXHIBITION IN  
46 STATE. SUCH TAX SHALL BE IMPOSED ON SUCH GROSS RECEIPTS, EXCLUSIV  
47 ANY FEDERAL TAXES, AS FOLLOWS:

48 (I) EIGHT AND ONE-HALF PERCENT OF GROSS RECEIPTS FROM TICKET S  
49 AND

50 (II) THREE PERCENT OF GROSS RECEIPTS FROM BROADCASTING RIGHTS, E  
51 THAT IN NO EVENT SHALL THE TAX IMPOSED BY THIS PARAGRAPH EXCEED  
52 THOUSAND DOLLARS FOR ANY MATCH OR EXHIBITION.

53 S 6. Paragraph (b) of subdivision 6-c of section 106 of the alco  
54 beverage control law, as added by chapter 254 of the laws of 200  
55 amended to read as follows:

S. 2159

16

1 (b) The prohibition contained in paragraph (a) of this subdivi  
2 however, shall not be applied to any professional match or exhib  
3 which consists of boxing, PROFESSIONAL COMBATIVE SPORTS, sparring,  
4 tling, or martial arts [and which is] THAT ARE excepted from the  
5 nition of the term "combative sport" contained in subdivision o  
6 section five-a of chapter nine hundred twelve of the laws of nin  
7 hundred twenty, as added by chapter fourteen of the laws of nin  
8 hundred ninety-seven.

9 S 7. This act shall take effect on the ninetieth day after it  
10 have become a law; provided, however, that effective immediately  
11 addition, amendment and/or repeal of any rule or regulation nece  
12 for the implementation of this act on its effective date is autho  
13 and directed to be made and completed on or before such effective d