



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB3743

Introduced 2/22/2021, by Rep. Marcus C. Evans, Jr.

SYNOPSIS AS INTRODUCED:

See Index

Amends the Boxing and Full-contact Martial Arts Act. Provides that, on and after January 1, 2023, a promoter for an amateur full-contact martial arts contest shall obtain a permit issued by the Department under the requirements and standards set forth in the Act and the rules of the Department of Financial and Professional Regulation and that the Department shall not approve a sanctioning body. Allows for electronic notice or delivery in various situations. Requires additional documentation to be submitted to the Department by a promoter. Provides that an applicant over age 35 who has not competed in a professional or amateur contest within the last 12 (rather than 36) months preceding the application may be required to appear before the Department to determine his or her fitness to participate in a contest. Increases from \$35,000 to \$50,000 the maximum amount of fees charged on amounts over \$500,000 and increases the time in which to pay the fees to the Department. Makes changes related to addresses and email addresses of record, State of Illinois Athletic Board membership and terms, powers of the Board, powers and duties of the Department, restricted contests and events, licenses, discipline and sanctions, investigations and hearings, fines, fees for amateur full-contact martial arts events, violations of the Act, and medical suspensions. Repeals or reorganizes provisions relating to the Director of Professional Regulation, registration of amateurs, unlicensed practice, qualifications for registration, and others. Makes other changes. Amends the Regulatory Sunset Act. Extends the repeal date of the Boxing and Full-contact Martial Arts Act to January 1, 2032. Effective January 1, 2022, except provisions amending the Regulatory Sunset Act take effect immediately.

LRB102 14600 SPS 19953 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Regulatory Sunset Act is amended by
5 changing Section 4.32 and by adding Section 4.41 as follows:

6 (5 ILCS 80/4.32)

7 Sec. 4.32. Acts repealed on January 1, 2022. The following
8 Acts are repealed on January 1, 2022:

9 ~~The Boxing and Full-contact Martial Arts Act.~~

10 The Cemetery Oversight Act.

11 The Collateral Recovery Act.

12 The Community Association Manager Licensing and
13 Disciplinary Act.

14 The Crematory Regulation Act.

15 The Detection of Deception Examiners Act.

16 The Home Inspector License Act.

17 The Illinois Health Information Exchange and Technology
18 Act.

19 The Medical Practice Act of 1987.

20 The Registered Interior Designers Act.

21 The Massage Licensing Act.

22 The Petroleum Equipment Contractors Licensing Act.

23 The Radiation Protection Act of 1990.

1 The Real Estate Appraiser Licensing Act of 2002.

2 The Water Well and Pump Installation Contractor's License
3 Act.

4 (Source: P.A. 100-920, eff. 8-17-18; 101-316, eff. 8-9-19;
5 101-614, eff. 12-20-19; 101-639, eff. 6-12-20.)

6 (5 ILCS 80/4.41 new)

7 Sec. 4.41. Act repealed on January 1, 2032. The following
8 Act is repealed on January 1, 2032:

9 The Boxing and Full-contact Martial Arts Act.

10 Section 10. The Boxing and Full-contact Martial Arts Act
11 is amended by changing Sections 1, 2, 4, 5, 6, 7, 8, 10, 11,
12 12, 13, 15, 16, 17, 17.7, 17.8, 17.9, 18, 19, 19.1, 19.5, 20,
13 21, 22, 23, 23.1, 24, 24.5, and 25.1 and by adding Sections 1.4
14 and 2.5 as follows:

15 (225 ILCS 105/1) (from Ch. 111, par. 5001)

16 (Section scheduled to be repealed on January 1, 2022)

17 Sec. 1. Short title and definitions.

18 (a) This Act may be cited as the Boxing and Full-contact
19 Martial Arts Act.

20 (b) As used in this Act:

21 "Department" means the Department of Financial and
22 Professional Regulation.

23 "Secretary" means the Secretary of Financial and

1 Professional Regulation or a person authorized by the
2 Secretary to act in the Secretary's stead.

3 "Board" means the State of Illinois Athletic Board
4 ~~established pursuant to this Act.~~

5 "License" means the license issued for promoters,
6 professionals, amateurs, or officials in accordance with
7 this Act.

8 "Contest ~~Professional contest~~" means a boxing or
9 full-contact martial arts competition in which all of the
10 participants competing against one another are
11 professionals or amateurs and where the public is able to
12 attend or a fee is charged.

13 "Permit" means the authorization from the Department
14 to a promoter to conduct professional or amateur contests,
15 or a combination of both.

16 "Promoter" means a person who is licensed and who
17 holds a permit to conduct professional or amateur
18 contests, or a combination of both.

19 Unless the context indicates otherwise, "person"
20 includes, but is not limited to, an individual,
21 association, organization, business entity, gymnasium, or
22 club.

23 "Judge" means a person licensed by the Department who
24 is located at ringside or adjacent to the fighting area
25 during a ~~professional~~ contest and who has the
26 responsibility of scoring the performance of the

1 participants in that professional or amateur contest.

2 "Referee" means a person licensed by the Department
3 who has the general supervision of and is present inside
4 of the ring or fighting area during a professional or
5 amateur contest.

6 "Amateur" means a person licensed ~~registered~~ by the
7 Department who is not competing for, and has never
8 received or competed for, any purse or other article of
9 value, directly or indirectly, either for participating in
10 any contest or for the expenses of training therefor,
11 other than a non-monetary prize that does not exceed \$50
12 in value.

13 "Professional" means a person licensed by the
14 Department who competes for a money prize, purse, or other
15 type of compensation in a professional contest held in
16 Illinois.

17 "Second" means a person licensed by the Department who
18 is present at any professional or amateur contest to
19 provide assistance or advice to a professional during the
20 contest.

21 "Matchmaker" means a person licensed by the Department
22 who brings together professionals or amateurs to compete
23 in contests.

24 "Manager" means a person licensed by the Department
25 who is not a promoter and who, under contract, agreement,
26 or other arrangement, undertakes to, directly or

1 indirectly, control or administer the affairs of
2 contestants ~~professionals~~.

3 "Timekeeper" means a person licensed by the Department
4 who is the official timer of the length of rounds and the
5 intervals between the rounds.

6 "Purse" means the financial guarantee or any other
7 remuneration for which contestants are participating in a
8 professional contest.

9 "Physician" means a person licensed to practice
10 medicine in all its branches under the Medical Practice
11 Act of 1987.

12 "Martial arts" means a discipline or combination of
13 different disciplines that utilizes sparring techniques
14 without the intent to injure, disable, or incapacitate
15 one's opponent, such as, but not limited to, Karate, Kung
16 Fu, ~~Judo~~, Jujutsu, and Tae Kwon Do, ~~and Kyuki Do~~.

17 "Full-contact martial arts" means the use of a
18 singular discipline or a combination of techniques from
19 different disciplines of the martial arts, including,
20 without limitation, full-force grappling, kicking, and
21 striking with the intent to injure, disable, or
22 incapacitate one's opponent.

23 ~~"Amateur contest" means a boxing or full contact~~
24 ~~martial arts competition in which all of the participants~~
25 ~~competing against one another are amateurs and where the~~
26 ~~public is able to attend or a fee is charged.~~

1 "Contestant" means a person who competes in either a
2 boxing or full-contact martial arts contest.

3 "Address of record" means the designated address
4 recorded by the Department in the applicant's or
5 licensee's application file or license file, ~~or~~
6 ~~registration file~~ as maintained by the Department's
7 licensure maintenance unit. ~~It is the duty of the~~
8 ~~applicant or licensee to inform the Department of any~~
9 ~~change of address and those changes must be made either~~
10 ~~through the Department's website or by contacting the~~
11 ~~Department.~~

12 "Bout" means one match between 2 contestants.

13 "Sanctioning body" means an organization approved by
14 the Department under the requirements and standards stated
15 in this Act and the rules adopted under this Act to act as
16 a governing body that sanctions professional or amateur
17 full-contact martial arts contests.

18 "Email address of record" means the designated email
19 address recorded by the Department in the applicant's
20 application file or the licensee's license file as
21 maintained by the Department's licensure maintenance unit.

22 (Source: P.A. 96-663, eff. 8-25-09; 97-119, eff. 7-14-11;
23 97-1123, eff. 8-27-12.)

24 (225 ILCS 105/1.4 new)

25 Sec. 1.4. Address of record; email address of record. All

1 applicants and licensees shall:

2 (1) provide a valid address and email address to the
3 Department, which shall serve as the address of record and
4 email address of record, respectively, at the time of
5 application for licensure or renewal of a license; and

6 (2) inform the Department of any change of address of
7 record or email address of record within 14 days after
8 such change either through the Department's website or by
9 contacting the Department's licensure maintenance unit.

10 (225 ILCS 105/2) (from Ch. 111, par. 5002)

11 (Section scheduled to be repealed on January 1, 2022)

12 Sec. 2. State of Illinois Athletic Board.

13 (a) The Secretary shall appoint members to the State of
14 Illinois Athletic Board. The Board shall consist of 7 members
15 who shall serve in an advisory capacity to the Secretary.

16 ~~There is created the State of Illinois Athletic Board~~
17 ~~consisting of 6 persons who shall be appointed by and shall~~

18 ~~serve in an advisory capacity to the Secretary, and the State~~

19 ~~Professional Boxing Board shall be disbanded.~~ One member of

20 the Board shall be a physician licensed to practice medicine

21 in all of its branches. One member of the Board shall be a

22 member of the full-contact martial arts community. ~~One and one~~

23 member of the Board shall be a member of either the

24 full-contact martial arts community or the boxing community.

25 ~~The Secretary shall appoint each member to serve for a term of~~

1 ~~3 years and until his or her successor is appointed and~~
2 ~~qualified. One member of the board shall be designated as the~~
3 ~~Chairperson and one member shall be designated as the~~
4 ~~Vice chairperson. No member shall be appointed to the Board~~
5 ~~for a term which would cause continuous service to be more than~~
6 ~~9 years. Each member of the board shall receive compensation~~
7 ~~for each day he or she is engaged in transacting the business~~
8 ~~of the board and, in addition, shall be reimbursed for his or~~
9 ~~her authorized and approved expenses necessarily incurred in~~
10 ~~relation to such service in accordance with the travel~~
11 ~~regulations applicable to the Department at the time the~~
12 ~~expenses are incurred.~~

13 (b) Board members shall serve 5-year terms and until their
14 successors are appointed and qualified.

15 (c) In appointing members to the Board, the Secretary
16 shall give due consideration to recommendations by members and
17 organizations of the martial arts and boxing industry.

18 (d) The membership of the Board should reasonably reflect
19 representation from the geographic areas in this State.

20 (e) No member shall be appointed to the Board for a term
21 that would cause his or her continuous service on the Board to
22 be longer than 2 consecutive 5-year terms.

23 (f) The Secretary may terminate the appointment of any
24 member for cause that in the opinion of the Secretary
25 reasonably justified such termination, which may include, but
26 is not limited to, a Board member who does not attend 2

1 consecutive meetings.

2 (g) Appointments to fill vacancies shall be made in the
3 same manner as original appointments, for the unexpired
4 portion of the vacated term.

5 (h) Four members of the Board shall constitute a quorum. A
6 quorum is required for Board decisions.

7 (i) Members of the Board shall have no liability in any
8 action based upon activity performed in good faith as members
9 of the Board.

10 (j) Members of the Board may be reimbursed for all
11 legitimate, necessary, and authorized expenses.

12 ~~Four members shall constitute a quorum.~~

13 ~~The members of the Board shall be immune from suit in any~~
14 ~~action based upon any disciplinary proceedings or other acts~~
15 ~~performed in good faith as members of the Board.~~

16 ~~The Secretary may remove any member of the Board for~~
17 ~~misconduct, incapacity, or neglect of duty. The Secretary~~
18 ~~shall reduce to writing any causes for removal.~~

19 (Source: P.A. 97-119, eff. 7-14-11.)

20 (225 ILCS 105/2.5 new)

21 Sec. 2.5. Powers and duties of the Board.

22 (a) Subject to the provisions of this Act, the Board shall
23 exercise the following functions, powers, and duties:

24 (1) The Board shall hold at least one meeting each
25 year.

1 (2) The Board shall elect a chairperson and a vice
2 chairperson.

3 (b) The Department may, at any time, seek the expert
4 advice and knowledge of the Board on any matter relating to the
5 enforcement of this Act.

6 (225 ILCS 105/5) (from Ch. 111, par. 5005)

7 (Section scheduled to be repealed on January 1, 2022)

8 Sec. 5. Powers and duties of the Department. The
9 Department shall, subject to the provisions of this Act,
10 exercise the following functions, powers, and duties:

11 (1) Ascertain the qualifications and fitness of
12 applicants for license and permits.

13 (2) Adopt rules required for the administration of
14 this Act.

15 (3) Conduct hearings on proceedings to refuse to
16 issue, renew, or restore licenses and revoke, suspend,
17 place on probation, or reprimand those licensed under the
18 provisions of this Act.

19 (4) Issue licenses to those who meet the
20 qualifications of this Act and its rules.

21 (5) Conduct investigations related to possible
22 violations of this Act.

23 ~~The Department shall exercise, but subject to the provisions~~
24 ~~of this Act, the following functions, powers, and duties: (a)~~
25 ~~to ascertain the qualifications and fitness of applicants for~~

1 ~~licenses and permits; (b) to prescribe rules and regulations~~
2 ~~for the administration of the Act; (c) to conduct hearings on~~
3 ~~proceedings to refuse to issue, refuse to renew, revoke,~~
4 ~~suspend, or subject to reprimand licenses or permits under~~
5 ~~this Act; and (d) to revoke, suspend, or refuse issuance or~~
6 ~~renewal of such licenses or permits.~~

7 (Source: P.A. 92-499, eff. 1-1-02.)

8 (225 ILCS 105/6) (from Ch. 111, par. 5006)

9 (Section scheduled to be repealed on January 1, 2022)

10 Sec. 6. Restricted contests and events.

11 (a) All professional and amateur contests, or a
12 combination of both, in which physical contact is made are
13 prohibited in Illinois unless authorized by the Department
14 pursuant to the requirements and standards stated in this Act
15 and the rules adopted pursuant to this Act. This subsection
16 (a) does not apply to any of the following:

17 (1) Amateur boxing or full-contact martial arts
18 contests conducted by accredited secondary schools,
19 colleges, or universities, although a fee may be charged.

20 (2) Amateur boxing contests that are sanctioned by USA
21 Boxing or any other sanctioning organization approved by
22 the Department as determined by rule ~~Association of Boxing~~
23 ~~Commissions.~~

24 (3) Amateur boxing ~~or full-contact martial arts~~
25 contests conducted by a State, county, or municipal

1 entity, including those events held by any agency
2 organized under these entities.

3 (4) Amateur martial arts contests that are not defined
4 as full-contact martial arts contests under this Act,
5 ~~including, but not limited to, Karate, Kung Fu, Judo,~~
6 ~~Jujutsu, Tae Kwon Do, and Kyuki Do.~~

7 (5) Full-contact martial arts contests, as defined by
8 this Act, that are recognized by the International Olympic
9 Committee or are contested in the Olympic Games and are
10 not conducted in an enclosed fighting area or ring.

11 No other amateur boxing or full-contact martial arts
12 contests shall be permitted unless authorized by the
13 Department.

14 (b) The Department shall have the authority to determine
15 whether a professional or amateur contest is exempt for
16 purposes of this Section.

17 (Source: P.A. 96-663, eff. 8-25-09; 97-119, eff. 7-14-11;
18 97-1123, eff. 8-27-12.)

19 (225 ILCS 105/7) (from Ch. 111, par. 5007)

20 (Section scheduled to be repealed on January 1, 2022)

21 Sec. 7. Authorization to conduct contests; sanctioning
22 bodies.

23 (a) In order to conduct a professional contest ~~or,~~
24 ~~beginning 6 months after the adoption of rules pertaining to~~
25 ~~an amateur contest,~~ an amateur contest, or a combination of

1 both, in this State, a promoter shall obtain a permit issued by
2 the Department in accordance with this Act and the rules and
3 regulations adopted pursuant thereto. This permit shall
4 authorize one or more professional or amateur contests, or a
5 combination of both.

6 (b) Before January 1, 2023, amateur ~~Amateur~~ full-contact
7 martial arts contests must be registered and sanctioned by a
8 sanctioning body approved by the Department for that purpose
9 under the requirements and standards stated in this Act and
10 the rules adopted under this Act.

11 (c) On and after January 1, 2023, a promoter for an amateur
12 full-contact martial arts contest shall obtain a permit issued
13 by the Department under the requirements and standards set
14 forth in this Act and the rules adopted under this Act.

15 (d) On and after January 1, 2023, the Department shall not
16 approve any sanctioning body. A sanctioning body's approval by
17 the Department that was received before January 1, 2023 is
18 withdrawn on January 1, 2023.

19 (e) A permit issued under this Act is not transferable.
20 (Source: P.A. 96-663, eff. 8-25-09; 97-119, eff. 7-14-11.)

21 (225 ILCS 105/8) (from Ch. 111, par. 5008)

22 (Section scheduled to be repealed on January 1, 2022)

23 Sec. 8. Permits.

24 (a) A promoter who desires to obtain a permit to conduct a
25 professional or amateur contest, or a combination of both,

1 shall apply to the Department at least 30 calendar ~~20~~ days
2 prior to the event, in writing or electronically, on forms
3 prescribed ~~furnished~~ by the Department. The application shall
4 be accompanied by the required fee and shall contain, but not
5 be limited to, the following information to be submitted at
6 times specified by rule:

7 (1) the legal names and addresses of the promoter;

8 (2) the name of the matchmaker;

9 (3) the time and exact location of the professional or
10 amateur contest, or a combination of both. It is the
11 responsibility of the promoter to ensure that the building
12 to be used for the event complies with all laws,
13 ordinances, and regulations in the city, town, village, or
14 county where the contest is to be held;

15 (4) the signed and executed copy of the event venue
16 lease agreement; and ~~proof of adequate security measures,~~
17 ~~as determined by Department rule, to ensure the protection~~
18 ~~of the safety of contestants and the general public while~~
19 ~~attending professional or amateur contests, or a~~
20 ~~combination of both;~~

21 ~~(5) proof of adequate medical supervision, as~~
22 ~~determined by Department rule, to ensure the protection of~~
23 ~~the health and safety of professionals' or amateurs' while~~
24 ~~participating in the contest;~~

25 (5) ~~(6)~~ the initial list of names of the professionals
26 or amateurs competing subject to Department approval. †

1 ~~(7) proof of insurance for not less than \$50,000 as~~
2 ~~further defined by rule for each professional or amateur~~
3 ~~participating in a professional or amateur contest, or a~~
4 ~~combination of both; insurance required under this~~
5 ~~paragraph (7) shall cover (i) hospital, medication,~~
6 ~~physician, and other such expenses as would accrue in the~~
7 ~~treatment of an injury as a result of the professional or~~
8 ~~amateur contest; (ii) payment to the estate of the~~
9 ~~professional or amateur in the event of his or her death as~~
10 ~~a result of his or her participation in the professional~~
11 ~~or amateur contest; and (iii) accidental death and~~
12 ~~dismemberment; the terms of the insurance coverage must~~
13 ~~not require the contestant to pay a deductible. The~~
14 ~~promoter may not carry an insurance policy with a~~
15 ~~deductible in an amount greater than \$500 for the medical,~~
16 ~~surgical, or hospital care for injuries a contestant~~
17 ~~sustains while engaged in a contest, and if a licensed or~~
18 ~~registered contestant pays for the medical, surgical, or~~
19 ~~hospital care, the insurance proceeds must be paid to the~~
20 ~~contestant or his or her beneficiaries as reimbursement~~
21 ~~for such payment;~~

22 ~~(8) the amount of the purses to be paid to the~~
23 ~~professionals for the event; the Department shall adopt~~
24 ~~rules for payment of the purses;~~

25 ~~(9) organizational or internationally accepted rules,~~
26 ~~per discipline, for professional or amateur full contact~~

1 ~~martial arts contests where the Department does not~~
2 ~~provide the rules;~~

3 ~~(10) proof of contract indicating the requisite~~
4 ~~registration and sanctioning by a Department approved~~
5 ~~sanctioning body for any full contact martial arts contest~~
6 ~~with scheduled amateur bouts; and~~

7 ~~(11) any other information that the Department may~~
8 ~~require to determine whether a permit shall be issued.~~

9 (b) The Department may issue a permit to any promoter who
10 meets the requirements of this Act and the rules. The permit
11 shall only be issued for a specific date and location of a
12 professional or amateur contest, or a combination of both, and
13 shall not be transferable. The Department may allow a promoter
14 to amend a permit application to hold a professional or
15 amateur contest, or a combination of both, in a different
16 location other than the application specifies if all
17 requirements of this Section are met, waiving the 30-day
18 provision of subsection (a) ~~and may allow the promoter to~~
19 ~~substitute professionals or amateurs, respectively.~~

20 (c) The Department shall be responsible for assigning the
21 judges, timekeepers, referees, and physicians~~7~~ for a
22 professional contest, an amateur contest, or a combination of
23 both. Compensation shall be determined by the Department, and
24 it shall be the responsibility of the promoter to pay the
25 individuals utilized.

26 (d) The promoter shall submit the following documents to

1 the Department at times specified by rule:

2 (1) proof of adequate security measures, as determined
3 by rule, to ensure the protection of the safety of
4 contestants and the general public while attending
5 professional contests, amateur contests, or a combination
6 of both;

7 (2) proof of adequate medical supervision, as
8 determined by rule, to ensure the protection of the health
9 and safety of professionals or amateurs while
10 participating in contests;

11 (3) the complete and final list of names of the
12 professionals or amateurs competing, subject to Department
13 approval, which shall be submitted up to 48 hours prior to
14 the event date specified in the permit;

15 (4) proof of insurance for not less than \$50,000 as
16 further defined by rule for each professional or amateur
17 participating in a professional or amateur contest, or a
18 combination of both; insurance required under this
19 paragraph shall cover: (i) hospital, medication,
20 physician, and other such expenses as would accrue in the
21 treatment of an injury as a result of the professional or
22 amateur contest; (ii) payment to the estate of the
23 professional or amateur in the event of his or her death as
24 a result of his or her participation in the professional
25 or amateur contest; and (iii) accidental death and
26 dismemberment; the terms of the insurance coverage shall

1 require the promoter, not the licensed contestant, to pay
2 the policy deductible for the medical, surgical, or
3 hospital care of a contestant for injuries a contestant
4 sustained while engaged in a contest; if a licensed
5 contestant pays for the medical, surgical, or hospital
6 care, the insurance proceeds shall be paid to the
7 contestant or his or her beneficiaries as reimbursement
8 for such payment;

9 (5) the amount of the purses to be paid to the
10 professionals for the event as determined by rule;

11 (6) organizational or internationally accepted rules,
12 per discipline, for professional or amateur full-contact
13 martial arts contests if the Department does not provide
14 the rules for Department approval; and

15 (7) any other information the Department may require,
16 as determined by rule, to issue a permit.

17 (e) If the accuracy, relevance, or sufficiency of any
18 submitted documentation is questioned by the Department
19 because of lack of information, discrepancies, or conflicts in
20 information given or a need for clarification, the promoter
21 seeking a permit may be required to provide additional
22 information.

23 (Source: P.A. 97-119, eff. 7-14-11; 98-756, eff. 7-16-14.)

24 (225 ILCS 105/10) (from Ch. 111, par. 5010)

25 (Section scheduled to be repealed on January 1, 2022)

1 Sec. 10. Who must be licensed.

2 (a) In order to participate in ~~professional~~ contests the
3 following persons must each be licensed and in good standing
4 with the Department: (a) professionals and amateurs, (b)
5 seconds, (c) referees, (d) judges, (e) managers, (f)
6 matchmakers, and (g) timekeepers.

7 (b) In order to participate in professional or amateur
8 contests or a combination of both, promoters must be licensed
9 and in good standing with the Department.

10 (c) Announcers may participate in professional or amateur
11 contests, or a combination of both, without being licensed
12 under this Act. It shall be the responsibility of the promoter
13 to ensure that announcers comply with the Act, and all rules
14 and regulations promulgated pursuant to this Act.

15 (d) A licensed promoter may not act as, and cannot be
16 licensed as, a second, professional, referee, timekeeper,
17 judge, or manager. If he or she is so licensed, he or she must
18 relinquish any of these licenses to the Department for
19 cancellation. A person possessing a valid promoter's license
20 may act as a matchmaker.

21 (e) Participants in amateur full-contact martial arts
22 contests taking place before January 1, 2023 are not required
23 to obtain licenses by the Department, except for promoters of
24 amateur contests.

25 (Source: P.A. 97-119, eff. 7-14-11.)

1 (225 ILCS 105/11) (from Ch. 111, par. 5011)

2 (Section scheduled to be repealed on January 1, 2022)

3 Sec. 11. Qualifications for license. The Department shall
4 grant licenses to the following persons if the following
5 qualifications are met:

6 (1) An applicant for licensure as a professional or
7 amateur must: (1) be 18 years old, (2) be of good moral
8 character, (3) file an application stating the applicant's
9 legal name (and no assumed or ring name may be used unless
10 such name is registered with the Department along with the
11 applicant's legal name), date ~~and place~~ of birth, place of
12 current residence, and a sworn statement that he or she is
13 not currently in violation of any federal, State or local
14 laws or rules governing boxing or full-contact martial
15 arts, (4) file a certificate from a physician licensed to
16 practice medicine in all of its branches which attests
17 that the applicant is physically fit and qualified to
18 participate in professional or amateur contests, and (5)
19 pay the required fee and meet any other requirements as
20 determined by rule. Applicants over age 35 who have not
21 competed in a professional or amateur contest within the
22 12 ~~last~~ 36 months preceding their application for
23 licensure or have insufficient experience to participate
24 in a professional or amateur contest may be required to
25 appear before the Department to determine their fitness to
26 participate in a professional or amateur contest. ~~A~~

1 ~~picture identification card shall be issued to all~~
2 ~~professionals licensed by the Department who are residents~~
3 ~~of Illinois or who are residents of any jurisdiction,~~
4 ~~state, or country that does not regulate professional~~
5 ~~boxing or full contact martial arts. The identification~~
6 ~~card shall be presented to the Department or its~~
7 ~~representative upon request at weigh ins.~~

8 (2) An applicant for licensure as a referee, judge,
9 manager, second, matchmaker, or timekeeper must: (1) be of
10 good moral character, (2) file an application stating the
11 applicant's name, date ~~and place~~ of birth, and place of
12 current residence along with a certifying statement that
13 he or she is not currently in violation of any federal,
14 State, or local laws or rules governing boxing, or
15 full-contact martial arts, (3) have had satisfactory
16 experience in his or her field as defined by rule, (4) pay
17 the required fee, and (5) meet any other requirements as
18 determined by rule.

19 (3) An applicant for licensure as a promoter must: (1)
20 be of good moral character, (2) file an application with
21 the Department stating the applicant's name, date ~~and~~
22 ~~place~~ of birth, place of current residence along with a
23 certifying statement that he or she is not currently in
24 violation of any federal, State, or local laws or rules
25 governing boxing or full-contact martial arts, (3) pay the
26 required fee and meet any other requirements as

1 established by rule, and (4) in addition to the foregoing,
2 an applicant for licensure as a promoter of professional
3 or amateur contests or a combination of both professional
4 and amateur bouts in one contest shall also provide (i)
5 proof of a surety bond of no less than \$5,000 to cover
6 financial obligations under this Act, payable to the
7 Department and conditioned for the payment of the tax
8 imposed by this Act and compliance with this Act, and the
9 rules adopted under this Act, and (ii) ~~a financial~~
10 ~~statement, prepared by a certified public accountant,~~
11 ~~showing liquid working capital of \$10,000 or more, or a~~
12 \$10,000 performance bond guaranteeing payment of all
13 obligations relating to the promotional activities payable
14 to the Department and conditioned for the payment of the
15 tax imposed by this Act and its rules.

16 (4) All applicants shall submit an application to the
17 Department, in writing or electronically, on forms
18 prescribed ~~provided~~ by the Department, containing such
19 information as determined by rule.

20 In determining good moral character, the Department may
21 take into consideration any violation of any of the provisions
22 of Section 16 of this Act as to referees, judges, managers,
23 matchmakers, timekeepers, or promoters and any felony
24 conviction of the applicant, but such a conviction shall not
25 operate as a bar to licensure. No license issued under this Act
26 is transferable.

1 ~~The Department may issue temporary licenses as provided by~~
2 ~~rule.~~

3 (Source: P.A. 96-663, eff. 8-25-09; 97-119, eff. 7-14-11.)

4 (225 ILCS 105/12) (from Ch. 111, par. 5012)

5 (Section scheduled to be repealed on January 1, 2022)

6 Sec. 12. Professional or amateur contests.

7 (a) The professional or amateur contest, or a combination
8 of both, shall be held in an area where adequate neurosurgical
9 facilities are immediately available for skilled emergency
10 treatment of an injured professional or amateur.

11 (b) Each professional or amateur shall be examined before
12 the contest and promptly after each bout by a physician. The
13 physician shall determine, prior to the contest, if each
14 professional or amateur is physically fit to compete in the
15 contest. After the bout the physician shall examine the
16 professional or amateur to determine possible injury. If the
17 professional's or amateur's physical condition so indicates,
18 the physician shall recommend to the Department immediate
19 medical suspension. The physician or a licensed paramedic must
20 check the vital signs of all contestants as established by
21 rule.

22 (c) The physician may, at any time during the professional
23 or amateur bout, stop the professional or amateur bout to
24 examine a professional or amateur contestant and may direct
25 the referee to terminate the bout when, in the physician's

1 opinion, continuing the bout could result in serious injury to
2 the professional or amateur. If the professional's or
3 amateur's physical condition so indicates, the physician shall
4 recommend to the Department immediate medical suspension. The
5 physician shall certify to the condition of the professional
6 or amateur in writing, over his or her signature on forms
7 prescribed ~~provided~~ by the Department. Such reports shall be
8 submitted to the Department in a timely manner.

9 (d) No professional or amateur contest, or a combination
10 of both, shall be allowed to begin or be held unless at least
11 one physician, at least one EMT and one paramedic, and one
12 ambulance have been contracted with solely for the care of
13 professionals or amateurs who are competing as defined by
14 rule.

15 (e) No professional boxing bout shall be more than 12
16 rounds in length. The rounds shall not be more than 3 minutes
17 each with a minimum one-minute ~~one-minute~~ interval between
18 them, and no professional boxer shall be allowed to
19 participate in more than one contest within a 7-day period.

20 The number and length of rounds for all other professional
21 or amateur boxing or full-contact martial arts contests, or a
22 combination of both, shall be determined by rule.

23 (f) The number and types of officials required for each
24 professional or amateur contest, or a combination of both,
25 shall be determined by rule.

26 (g) The Department or its representative shall have

1 discretion to declare a price, remuneration, or purse or any
2 part of it belonging to the professional withheld if in the
3 judgment of the Department or its representative the
4 professional is not honestly competing.

5 (h) The Department shall have the authority to prevent a
6 professional or amateur contest, or a combination of both,
7 from being held and shall have the authority to stop a
8 professional or amateur contest, or a combination of both, for
9 noncompliance with any part of this Act or rules or when, in
10 the judgment of the Department, or its representative,
11 continuation of the event would endanger the health, safety,
12 and welfare of the professionals or amateurs or spectators.
13 The Department's authority to stop a contest on the basis that
14 the professional or amateur contest, or a combination of both,
15 would endanger the health, safety, and welfare of the
16 professionals or amateurs or spectators shall extend to any
17 professional or amateur contest, or a combination of both,
18 regardless of whether that amateur contest is exempted from
19 the prohibition in Section 6 of this Act. ~~Department staff, or~~
20 ~~its representative, may be present at any full-contact martial~~
21 ~~arts contest with scheduled amateur bouts.~~

22 (i) A professional shall only compete against another
23 professional. An amateur shall only compete against another
24 amateur.

25 (Source: P.A. 97-119, eff. 7-14-11; 98-973, eff. 8-15-14.)

1 (225 ILCS 105/13) (from Ch. 111, par. 5013)

2 (Section scheduled to be repealed on January 1, 2022)

3 Sec. 13. Tickets; tax. ~~Tickets to professional or amateur~~
4 ~~contests, or a combination of both, shall be printed in such~~
5 ~~form as the Department shall prescribe. A certified inventory~~
6 ~~of all tickets printed for any professional or amateur~~
7 ~~contest, or a combination of both, shall be mailed to the~~
8 ~~Department by the promoter not less than 7 days before the~~
9 ~~contest.~~ The total number of tickets sold ~~printed~~ shall not
10 exceed the total seating capacity of the premises in which the
11 professional or amateur contest, or a combination of both, is
12 to be held. No tickets of admission to any professional or
13 amateur contest, or a combination of both, shall be sold
14 except those declared on an official ticket inventory as
15 described in this Section.

16 A promoter who conducts a professional contest, an amateur
17 contest, or a combination of both ~~a professional and amateur~~
18 ~~contest~~ under this Act shall, within 7 business days ~~24 hours~~
19 after such a contest:

20 (1) furnish to the Department a written or electronic
21 report verified by the promoter or his or her authorized
22 designee showing the number of tickets sold for such a
23 contest or the actual ticket stubs of tickets sold and the
24 amount of the gross proceeds thereof; and

25 (2) pay to the Department a tax of 5% of gross receipts
26 from the sale of admission tickets, not to exceed \$75,000

1 ~~\$52,500~~, to be collected by the Department and placed in
2 the General Professions Dedicated ~~Athletics Supervision~~
3 ~~and Regulation~~ Fund, ~~a special fund created in the State~~
4 ~~Treasury to be administered by the Department.~~

5 Moneys in the General Professions Dedicated ~~Athletics~~
6 ~~Supervision and Regulation~~ Fund shall be used by the
7 Department, subject to appropriation, for expenses incurred in
8 administering this Act. Moneys in the Fund may be transferred
9 to the Professions Indirect Cost Fund, as authorized under
10 Section 2105-300 of the Department of Professional Regulation
11 Law.

12 In addition to the payment of any other taxes and money due
13 under this Section, every promoter of a professional or a
14 combination of a professional and amateur contest shall pay to
15 the Department 3% of the first \$500,000 and 4% thereafter,
16 which shall not exceed \$50,000 ~~\$35,000~~ in total from the total
17 gross receipts from the sale, lease, or other exploitation of
18 broadcasting, including, but not limited to, Internet, cable,
19 television, and motion picture rights for that professional
20 contest, amateur contest, ~~or professional and amateur~~
21 combination of both, ~~contest~~ or exhibition without any
22 deductions for commissions, brokerage fees, distribution fees,
23 advertising, professional contestants' purses, or any other
24 expenses or charges. These fees shall be paid to the
25 Department within 7 business days ~~72 hours~~ after the
26 conclusion of the broadcast of the contest and placed in the

1 General Professions Dedicated Athletics Supervision and
2 Regulation Fund.

3 (Source: P.A. 97-119, eff. 7-14-11; 97-813, eff. 7-13-12.)

4 (225 ILCS 105/15) (from Ch. 111, par. 5015)

5 (Section scheduled to be repealed on January 1, 2022)

6 Sec. 15. Inspectors. The Secretary may appoint inspectors
7 to assist the Department staff in the administration of the
8 Act. Each inspector appointed by the Secretary shall receive
9 compensation for each day he or she is engaged in the
10 transacting of business of the Department. ~~Each inspector~~
11 ~~shall carry a card issued by the Department to authorize him or~~
12 ~~her to act in such capacity.~~ The inspector or inspectors shall
13 supervise each professional contest, amateur contest, or
14 combination of both and, at the Department's discretion, may
15 supervise any contest to ensure that the provisions of the Act
16 are strictly enforced.

17 (Source: P.A. 97-119, eff. 7-14-11.)

18 (225 ILCS 105/16) (from Ch. 111, par. 5016)

19 (Section scheduled to be repealed on January 1, 2022)

20 Sec. 16. Discipline and sanctions.

21 (a) The Department may refuse to issue a permit or
22 license ~~or registration~~, refuse to renew, suspend, revoke,
23 reprimand, place on probation, or take such other disciplinary
24 or non-disciplinary action as the Department may deem proper,

1 including the imposition of fines not to exceed \$10,000 for
2 each violation, with regard to any permit or, license,~~or~~
3 ~~registration~~ for one or any combination of the following
4 reasons:

5 (1) gambling, betting, or wagering on the result of or
6 a contingency connected with a professional or amateur
7 contest, or a combination of both, or permitting such
8 activity to take place;

9 (2) participating in or permitting a sham or fake
10 professional or amateur contest, or a combination of both;

11 (3) holding the professional or amateur contest, or a
12 combination of both, at any other time or place than is
13 stated on the permit application;

14 (4) permitting any professional or amateur other than
15 those stated on the permit application to participate in a
16 professional or amateur contest, or a combination of both,
17 except as provided in Section 9;

18 (5) violation or aiding in the violation of any of the
19 provisions of this Act or any rules or regulations
20 promulgated thereto;

21 (6) violation of any federal, State or local laws of
22 the United States or other jurisdiction governing
23 professional or amateur contests or any regulation
24 promulgated pursuant thereto;

25 (7) charging a greater rate or rates of admission than
26 is specified on the permit application;

1 (8) failure to obtain all the necessary permits,~~7~~
2 ~~registrations,~~ or licenses as required under this Act;

3 (9) failure to file the necessary bond or to pay the
4 gross receipts or broadcast tax as required by this Act;

5 (10) engaging in dishonorable, unethical or
6 unprofessional conduct of a character likely to deceive,
7 defraud or harm the public, or which is detrimental to
8 honestly conducted contests;

9 (11) employment of fraud, deception or any unlawful
10 means in applying for or securing a permit or license
11 under this Act;

12 (12) permitting a physician making the physical
13 examination to knowingly certify falsely to the physical
14 condition of a professional or amateur;

15 (13) permitting professionals or amateurs of widely
16 disparate weights or abilities to engage in professional
17 or amateur contests, respectively;

18 (14) participating in a ~~professional~~ contest ~~as a~~
19 ~~professional~~ while under medical suspension in this State
20 or in any other state, territory or country;

21 (15) physical illness, including, but not limited to,
22 deterioration through the aging process, or loss of motor
23 skills which results in the inability to participate in
24 contests with reasonable judgment, skill, or safety;

25 (16) allowing one's license or permit issued under
26 this Act to be used by another person;

1 (17) failing, within a reasonable time, to provide any
2 information requested by the Department as a result of a
3 formal or informal complaint;

4 (18) professional incompetence;

5 (19) failure to file a return, or to pay the tax,
6 penalty or interest shown in a filed return, or to pay any
7 final assessment of tax, penalty or interest, as required
8 by any tax Act administered by the Illinois Department of
9 Revenue, until such time as the requirements of any such
10 tax Act are satisfied;

11 (20) (blank);

12 (21) habitual or excessive use or addiction to
13 alcohol, narcotics, stimulants, or any other chemical
14 agent or drug that results in an inability to participate
15 in an event;

16 (22) failure to stop a professional or amateur
17 contest, or a combination of both, when requested to do so
18 by the Department;

19 (23) failure of a promoter to adequately supervise and
20 enforce this Act and its rules as applicable to amateur
21 contests, as set forth in rule; or

22 (24) a finding by the Department that the licensee,
23 after having his or her license placed on probationary
24 status, has violated the terms of probation.

25 (b) The determination by a circuit court that a licensee
26 is subject to involuntary admission or judicial admission as

1 provided in the Mental Health and Developmental Disabilities
2 Code operates as an automatic suspension. The suspension will
3 end only upon a finding by a court that the licensee is no
4 longer subject to involuntary admission or judicial admission,
5 issuance of an order so finding and discharging the licensee.

6 (c) In enforcing this Section, the Department, upon a
7 showing of a possible violation, may compel any individual
8 licensed to practice under this Act, or who has applied for
9 licensure pursuant to this Act, to submit to a mental or
10 physical examination, or both, as required by and at the
11 expense of the Department. The examining physicians or
12 clinical psychologists shall be those specifically designated
13 by the Department. The Department may order the examining
14 physician or clinical psychologist to present testimony
15 concerning this mental or physical examination of the licensee
16 or applicant. No information shall be excluded by reason of
17 any common law or statutory privilege relating to
18 communications between the licensee or applicant and the
19 examining physician or clinical psychologist. Eye examinations
20 may be provided by a physician licensed to practice medicine
21 in all of its branches ~~licensed and certified therapeutic~~
22 ~~optometrist~~. The individual to be examined may have, at his or
23 her own expense, another physician of his or her choice
24 present during all aspects of the examination. Failure of any
25 individual to submit to a mental or physical examination, when
26 directed, shall be grounds for suspension or revocation of a

1 license.

2 (d) A contestant who tests positive for a banned
3 substance, as defined by rule, shall have his or her license
4 immediately suspended. The license shall be subject to other
5 discipline as authorized in this Section.

6 (Source: P.A. 96-663, eff. 8-25-09; 97-119, eff. 7-14-11.)

7 (225 ILCS 105/17) (from Ch. 111, par. 5017)

8 (Section scheduled to be repealed on January 1, 2022)

9 Sec. 17. Administrative Procedure Act. The Illinois
10 Administrative Procedure Act is hereby expressly adopted and
11 incorporated herein as if all of the provisions of that Act
12 were included in this Act. The Department shall not be
13 required to annually verify email addresses as specified in
14 paragraph (2) subsection (a) of Section 10-75 of the Illinois
15 Administrative Procedure Act. For the purposes of this Act the
16 notice required under Section 10-25 of the Illinois
17 Administrative Procedure Act is deemed sufficient when mailed
18 to the last known address of record or emailed to the email
19 address of record ~~a party.~~

20 (Source: P.A. 88-45.)

21 (225 ILCS 105/17.7)

22 (Section scheduled to be repealed on January 1, 2022)

23 Sec. 17.7. Restoration of license from discipline.

24 (a) At any time after the successful completion of a term

1 of indefinite probation, suspension, or revocation of a
2 license under this Act, the Department may restore the license
3 to the licensee unless, after an investigation and a hearing,
4 the Secretary determines that restoration is not in the public
5 interest.

6 (b) If circumstances of suspension or revocation so
7 indicate, the Department may require an examination of the
8 licensee prior to restoring his or her license.

9 (c) No person whose license has been revoked as authorized
10 in this Act may apply for restoration of that license until
11 allowed under the Civil Administrative Code of Illinois.

12 (d) A license that has been suspended or revoked shall be
13 considered nonrenewed for purposes of restoration under this
14 Section and a licensee restoring his or her license from
15 suspension or revocation must comply with the requirements for
16 renewal as set forth in this Act and its rules.

17 ~~At any time after the successful completion of a term of~~
18 ~~indefinite probation, suspension, or revocation of a license,~~
19 ~~the Department may restore the license to the licensee, unless~~
20 ~~after an investigation and hearing the Secretary determines~~
21 ~~that restoration is not in the public interest. No person or~~
22 ~~entity whose license, certificate, or authority has been~~
23 ~~revoked as authorized in this Act may apply for restoration of~~
24 ~~that license, certification, or authority until such time as~~
25 ~~provided for in the Civil Administrative Code of Illinois.~~

26 (Source: P.A. 97-119, eff. 7-14-11.)

1 (225 ILCS 105/17.8)

2 (Section scheduled to be repealed on January 1, 2022)

3 Sec. 17.8. Surrender of license. Upon the revocation or
4 suspension of a license ~~or registration~~, the licensee shall
5 immediately surrender his or her license to the Department. If
6 the licensee fails to do so, the Department has the right to
7 seize the license.

8 (Source: P.A. 91-408, eff. 1-1-00; 92-499, eff. 1-1-02.)

9 (225 ILCS 105/17.9)

10 (Section scheduled to be repealed on January 1, 2022)

11 Sec. 17.9. Summary suspension of a license ~~or~~
12 ~~registration~~. The Secretary may summarily suspend a license ~~or~~
13 ~~registration~~ without a hearing if the Secretary finds that
14 evidence in the Secretary's possession indicates that the
15 continuation of practice would constitute an imminent danger
16 to the public, participants, including any professional
17 contest officials, or the individual involved or cause harm to
18 the profession. If the Secretary summarily suspends the
19 license without a hearing, a hearing must be commenced within
20 30 days after the suspension has occurred and concluded as
21 expeditiously as practical.

22 (Source: P.A. 97-119, eff. 7-14-11.)

23 (225 ILCS 105/18) (from Ch. 111, par. 5018)

1 (Section scheduled to be repealed on January 1, 2022)

2 Sec. 18. Investigations; notice and hearing.

3 (a) The Department may investigate the actions of any
4 applicant or of any person or entity holding or claiming to
5 hold a license under this Act.

6 (b) The Department shall, before disciplining an applicant
7 or licensee, at least 30 days prior to the date set for the
8 hearing: (i) notify, in writing, the accused of the charges
9 made and the time and place for the hearing on the charges;
10 (ii) direct him or her to file a written answer to the charges,
11 under oath, within 20 days after service of the notice; and
12 (iii) inform the applicant or licensee that failure to file an
13 answer will result in a default being entered against the
14 applicant or licensee.

15 (c) Written or electronic notice, and any notice in the
16 subsequent proceedings, may be served by personal delivery, by
17 email, or by mail to the applicant or licensee at his or her
18 address of record or email address of record.

19 (d) At the time and place fixed in the notice, the hearing
20 officer appointed by the Secretary shall proceed to hear the
21 charges, and the parties or their counsel shall be accorded
22 ample opportunity to present any statement, testimony,
23 evidence, and argument as may be pertinent to the charges or to
24 their defense. The hearing officer may continue the hearing
25 from time to time.

26 (e) If the licensee or applicant, after receiving the

1 notice, fails to file an answer, his or her license may, in the
2 discretion of the Secretary, be suspended, revoked, or placed
3 on probationary status or be subject to whatever disciplinary
4 action the Secretary considers proper, including limiting the
5 scope, nature, or extent of the person's practice or
6 imposition of a fine, without hearing, if the act or acts
7 charged constitute sufficient grounds for the action under
8 this Act.

9 ~~The Department may investigate the actions of any applicant or~~
10 ~~of any person or persons promoting or participating in a~~
11 ~~professional or amateur contest or any person holding or~~
12 ~~claiming to hold a license. The Department shall, before~~
13 ~~revoking, suspending, placing on probation, reprimanding, or~~
14 ~~taking any other disciplinary action under this Act, at least~~
15 ~~30 days before the date set for the hearing, (i) notify the~~
16 ~~accused in writing of the charges made and the time and place~~
17 ~~for the hearing on the charges, (ii) direct him or her to file~~
18 ~~a written answer to the charges with the Department under oath~~
19 ~~within 20 days after the service on him or her of the notice,~~
20 ~~and (iii) inform the accused that, if he or she fails to~~
21 ~~answer, default will be taken against him or her or that his or~~
22 ~~her license may be suspended, revoked, or placed on~~
23 ~~probationary status or that other disciplinary action may be~~
24 ~~taken with regard to the license, including limiting the~~
25 ~~scope, nature, or extent of his or her practice, as the~~
26 ~~Department may consider proper. At the time and place fixed in~~

1 ~~the notice, the hearing officer shall proceed to hear the~~
2 ~~charges, and the parties or their counsel shall be accorded~~
3 ~~ample opportunity to present any pertinent statements,~~
4 ~~testimony, evidence, and arguments. The hearing officer may~~
5 ~~continue the hearing from time to time. In case the person,~~
6 ~~after receiving the notice, fails to file an answer, his or her~~
7 ~~license may, in the discretion of the Department, be~~
8 ~~suspended, revoked, or placed on probationary status or the~~
9 ~~Department may take whatever disciplinary action considered~~
10 ~~proper, including limiting the scope, nature, or extent of the~~
11 ~~person's practice or the imposition of a fine, without a~~
12 ~~hearing, if the act or acts charged constitute sufficient~~
13 ~~grounds for that action under this Act. The written notice may~~
14 ~~be served by personal delivery or by certified mail to the~~
15 ~~person's address of record.~~

16 (Source: P.A. 97-119, eff. 7-14-11.)

17 (225 ILCS 105/19) (from Ch. 111, par. 5019)

18 (Section scheduled to be repealed on January 1, 2022)

19 Sec. 19. Hearing; Motion for rehearing ~~Findings and~~
20 ~~recommendations.~~

21 (a) The hearing officer appointed by the Secretary shall
22 hear evidence in support of the formal charges and evidence
23 produced by the applicant or licensee. At the conclusion of
24 the hearing, the hearing officer shall present to the
25 Secretary a written report of his or her findings of fact,

1 conclusions of law, and recommendations.

2 (b) A copy of the hearing officer's report shall be served
3 upon the applicant or licensee, either personally or as
4 provided in this Act for the service of the notice of hearing.
5 Within 20 calendar days after such service, the applicant or
6 licensee may present to the Department a motion, in writing,
7 for a rehearing that shall specify the particular grounds for
8 rehearing. The Department may respond to the motion for
9 rehearing within 20 calendar days after its service on the
10 Department. If no motion for rehearing is filed, then upon the
11 expiration of the time specified for filing such a motion, or
12 upon denial of a motion for rehearing, the Secretary may enter
13 an order in accordance with the recommendations of the hearing
14 officer. If the applicant or licensee orders from the
15 reporting service and pays for a transcript of the record
16 within the time for filing a motion for rehearing, the 20
17 calendar day period within which a motion may be filed shall
18 commence upon delivery of the transcript to the applicant or
19 licensee.

20 (c) If the Secretary disagrees in any regard with the
21 report of the hearing officer, the Secretary may issue an
22 order contrary to the report.

23 (d) Whenever the Secretary is not satisfied that
24 substantial justice has been done, the Secretary may order a
25 hearing by the same or another hearing officer.

26 (e) At any point in any investigation or disciplinary

1 proceeding provided for in this Act, both parties may agree to
2 a negotiated consent order. The consent order shall be final
3 upon signature of the Secretary.

4 ~~At the conclusion of the hearing, the hearing officer shall~~
5 ~~present to the Secretary a written report of its findings,~~
6 ~~conclusions of law, and recommendations. The report shall~~
7 ~~contain a finding of whether the accused person violated this~~
8 ~~Act or its rules or failed to comply with the conditions~~
9 ~~required in this Act or its rules. The hearing officer shall~~
10 ~~specify the nature of any violations or failure to comply and~~
11 ~~shall make its recommendations to the Secretary. In making~~
12 ~~recommendations for any disciplinary actions, the hearing~~
13 ~~officer may take into consideration all facts and~~
14 ~~circumstances bearing upon the reasonableness of the conduct~~
15 ~~of the accused and the potential for future harm to the public~~
16 ~~including, but not limited to, previous discipline of the~~
17 ~~accused by the Department, intent, degree of harm to the~~
18 ~~public and likelihood of harm in the future, any restitution~~
19 ~~made by the accused, and whether the incident or incidents~~
20 ~~contained in the complaint appear to be isolated or represent~~
21 ~~a continuing pattern of conduct. In making its recommendations~~
22 ~~for discipline, the hearing officer shall endeavor to ensure~~
23 ~~that the severity of the discipline recommended is reasonably~~
24 ~~related to the severity of the violation.~~

25 ~~The report of findings of fact, conclusions of law, and~~
26 ~~recommendation of the hearing officer shall be the basis for~~

1 ~~the Department's order refusing to issue, restore, or renew a~~
2 ~~license, or otherwise disciplining a licensee. If the~~
3 ~~Secretary disagrees with the recommendations of the hearing~~
4 ~~officer, the Secretary may issue an order in contravention of~~
5 ~~the hearing officer's recommendations. The finding is not~~
6 ~~admissible in evidence against the person in a criminal~~
7 ~~prosecution brought for a violation of this Act, but the~~
8 ~~hearing and finding are not a bar to a criminal prosecution~~
9 ~~brought for a violation of this Act.~~

10 (Source: P.A. 97-119, eff. 7-14-11.)

11 (225 ILCS 105/19.1) (from Ch. 111, par. 5019.1)

12 (Section scheduled to be repealed on January 1, 2022)

13 Sec. 19.1. Hearing officer ~~Appointment of a hearing~~
14 ~~officer.~~ Notwithstanding any provision of this Act, the
15 Secretary has the authority to appoint an attorney duly
16 licensed to practice law in the State of Illinois to serve as
17 the hearing officer in any action for refusal to issue or renew
18 a license or discipline a license. The hearing officer shall
19 have full authority to conduct the hearing. The hearing
20 officer shall report his or her findings of fact, conclusions
21 of law, and recommendations to the Secretary ~~The Secretary has~~
22 ~~the authority to appoint any attorney duly licensed to~~
23 ~~practice law in the State of Illinois to serve as the hearing~~
24 ~~officer in any action for refusal to issue, restore, or renew a~~
25 ~~license or discipline of a licensee. The hearing officer has~~

1 ~~full authority to conduct the hearing. The hearing officer~~
2 ~~shall report his or her findings of fact, conclusions of law,~~
3 ~~and recommendations to the Secretary. If the Secretary~~
4 ~~determines that the hearing officer's report is contrary to~~
5 ~~the manifest weight of the evidence, he may issue an order in~~
6 ~~contravention of the recommendation.~~

7 (Source: P.A. 97-119, eff. 7-14-11.)

8 (225 ILCS 105/19.5)

9 (Section scheduled to be repealed on January 1, 2022)

10 Sec. 19.5. Order or certified copy; prima facie proof. An
11 order or certified copy thereof, over the seal of the
12 Department and purporting to be signed by the Secretary, is
13 prima facie proof that:

14 (1) the signature is the genuine signature of the
15 Secretary; ~~and~~

16 (2) the Secretary is duly appointed and qualified;
17 ~~and-~~

18 (3) the hearing officer is qualified to act.

19 (Source: P.A. 97-119, eff. 7-14-11.)

20 (225 ILCS 105/20) (from Ch. 111, par. 5020)

21 (Section scheduled to be repealed on January 1, 2022)

22 Sec. 20. Record of proceeding ~~Stenographer; transcript.~~

23 (a) The Department, at its expense, shall provide a
24 certified shorthand reporter to take down the testimony and

1 preserve a record of all proceedings at the hearing of any case
2 in which a licensee may be revoked, suspended, placed on
3 probationary status, reprimanded, fined, or subjected to other
4 disciplinary action with reference to the license when a
5 disciplinary action is authorized under this Act and rules.
6 The notice of hearing, complaint, and all other documents in
7 the nature of pleadings and written portions filed in the
8 proceedings, the transcript of the testimony, the report of
9 the hearing officer, and the orders of the Department shall be
10 the record of the proceedings. The record may be made
11 available to any person interested in the hearing upon payment
12 of the fee required by Section 2105-115 of the Department of
13 Professional Regulation Law of the Civil Administrative Code
14 of Illinois.

15 (b) The Department may contract for court reporting
16 services, and, if it does so, the Department shall provide the
17 name and contact information for the certified shorthand
18 reporter who transcribed the testimony at a hearing to any
19 person interested, who may obtain a copy of the transcript of
20 any proceedings at a hearing upon payment of the fee specified
21 by the certified shorthand reporter.

22 ~~The Department, at its expense, shall provide a stenographer~~
23 ~~to take down the testimony and preserve a record of all~~
24 ~~proceedings at the hearing of any case wherein a license or~~
25 ~~permit is subjected to disciplinary action. The notice of~~
26 ~~hearing, complaint and all other documents in the nature of~~

1 ~~pleadings and written motions filed in the proceedings, the~~
2 ~~transcript of testimony, the report of the hearing officer and~~
3 ~~the orders of the Department shall be the record of the~~
4 ~~proceedings. The Department shall furnish a transcript of the~~
5 ~~record to any person interested in the hearing upon payment of~~
6 ~~the fee required under Section 2105 115 of the Department of~~
7 ~~Professional Regulation Law (20 ILCS 2105/2105 115).~~

8 (Source: P.A. 97-119, eff. 7-14-11.)

9 (225 ILCS 105/21) (from Ch. 111, par. 5021)

10 (Section scheduled to be repealed on January 1, 2022)

11 Sec. 21. Injunctive action; cease and desist order.

12 (a) If a person violates the provisions of this Act, the
13 Secretary ~~Director~~, in the name of the People of the State of
14 Illinois, through the Attorney General or the State's Attorney
15 of the county in which the violation is alleged to have
16 occurred, may petition for an order enjoining the violation or
17 for an order enforcing compliance with this Act. Upon the
18 filing of a verified petition, the court with appropriate
19 jurisdiction may issue a temporary restraining order, without
20 notice or bond, and may preliminarily and permanently enjoin
21 the violation. If it is established that the person has
22 violated or is violating the injunction, the court may punish
23 the offender for contempt of court. Proceedings under this
24 Section are in addition to, and not in lieu of, all other
25 remedies and penalties provided by this Act.

1 (b) Whenever, in the opinion of the Department, a person
2 violates any provision of this Act, the Department may issue a
3 rule to show cause why an order to cease and desist should not
4 be entered against that person. The rule shall clearly set
5 forth the grounds relied upon by the Department and shall
6 allow at least 7 days from the date of the rule to file an
7 answer satisfactory to the Department. Failure to answer to
8 the satisfaction of the Department shall cause an order to
9 cease and desist to be issued.

10 (Source: P.A. 91-408, eff. 1-1-00.)

11 (225 ILCS 105/22) (from Ch. 111, par. 5022)

12 (Section scheduled to be repealed on January 1, 2022)

13 Sec. 22. The expiration date and renewal period for each
14 license issued under this Act shall be set by rule. The holder
15 of a license may renew such license during the month preceding
16 the expiration date thereof by paying the required fee and
17 meeting additional requirements as determined by rule.

18 (Source: P.A. 82-522.)

19 (225 ILCS 105/23) (from Ch. 111, par. 5023)

20 (Section scheduled to be repealed on January 1, 2022)

21 Sec. 23. Fees.

22 (a) The fees for the administration and enforcement of
23 this Act including, but not limited to, original licensure,
24 renewal, and restoration shall be set by rule. The fees shall

1 not be refundable. ~~All Beginning July 1, 2003, all~~ of the fees,
2 taxes, and fines collected under this Act shall be deposited
3 into the General Professions Dedicated Fund.

4 (b) Before January 1, 2023, there shall be no fees for
5 amateur full-contact martial arts events; except that until
6 January 1, 2023, the applicant fees for promoters of amateur
7 events where only amateur bouts are held shall be \$300.

8 (Source: P.A. 92-16, eff. 6-28-01; 92-499, eff. 1-1-02; 93-32,
9 eff. 7-1-03.)

10 (225 ILCS 105/23.1) (from Ch. 111, par. 5023.1)

11 (Section scheduled to be repealed on January 1, 2022)

12 Sec. 23.1. Returned checks; fines. Any person who delivers
13 a check or other payment to the Department that is returned to
14 the Department unpaid by the financial institution upon which
15 it is drawn shall pay to the Department, in addition to the
16 amount already owed to the Department, a fine of \$50. The fines
17 imposed by this Section are in addition to any other
18 discipline provided under this Act for unlicensed practice or
19 practice on a nonrenewed license. The Department shall notify
20 the person that payment of fees and fines shall be paid to the
21 Department by certified check or money order within 30
22 calendar days of the notification. If, after the expiration of
23 30 days from the date of the notification, the person has
24 failed to submit the necessary remittance, the Department
25 shall automatically terminate the license or deny the

1 application, without hearing. If, after termination or denial,
2 the person seeks a license, he or she shall apply to the
3 Department for restoration or issuance of the license and pay
4 all fees and fines due to the Department. The Department may
5 establish a fee for the processing of an application for
6 restoration of a license to pay all expenses of processing
7 this application. The Secretary ~~Director~~ may waive the fines
8 due under this Section in individual cases where the Secretary
9 ~~Director~~ finds that the fines would be unreasonable or
10 unnecessarily burdensome.

11 (Source: P.A. 92-146, eff. 1-1-02; 92-499, eff. 1-1-02.)

12 (225 ILCS 105/24) (from Ch. 111, par. 5024)

13 (Section scheduled to be repealed on January 1, 2022)

14 Sec. 24. Unlicensed practice; violations; civil penalty.

15 (a) Any person who practices, offers to practice, attempts
16 to practice, or holds himself or herself out as being able to
17 engage in practices requiring a license under this Act without
18 being licensed or exempt under this Act shall, in addition to
19 any other penalty provided by law, pay a civil penalty to the
20 Department in an amount not to exceed \$10,000 for each
21 offense, as determined by the Department. The civil penalty
22 shall be assessed by the Department after a hearing is held in
23 accordance with the provision set forth in this Act regarding
24 the provision of a hearing for the discipline of a licensee.

25 (b) The Department may investigate any actual, alleged, or

1 suspected unlicensed activity.

2 (c) The civil penalty shall be paid within 60 days after
3 the effective date of the order imposing the civil penalty.
4 The order shall constitute a judgment and may be filed and
5 executed thereon in the same manner as any judgment from any
6 court of record.

7 (d) A person or entity not licensed under this Act who has
8 violated any provision of this Act or its rules is guilty of a
9 Class A misdemeanor for the first offense and a Class 4 felony
10 for a second and subsequent offenses.

11 ~~A person who violates a provision of this Act is guilty of a~~
12 ~~Class A Misdemeanor. On conviction of a second or subsequent~~
13 ~~offense the violator shall be guilty of a Class 4 felony.~~

14 (Source: P.A. 86-615.)

15 (225 ILCS 105/24.5)

16 (Section scheduled to be repealed on January 1, 2022)

17 Sec. 24.5. Confidentiality. All information collected by
18 the Department in the course of an examination or
19 investigation of a licensee, ~~registrant,~~ or applicant,
20 including, but not limited to, any complaint against a
21 licensee ~~or registrant~~ filed with the Department and
22 information collected to investigate any such complaint, shall
23 be maintained for the confidential use of the Department and
24 shall not be disclosed. The Department may not disclose such
25 information to anyone other than law enforcement officials,

1 other regulatory agencies that have an appropriate regulatory
2 interest as determined by the Secretary, or a party presenting
3 a lawful subpoena to the Department. Information and documents
4 disclosed to a federal, State, county, or local law
5 enforcement agency shall not be disclosed by the agency for
6 any purpose to any other agency or person. A formal complaint
7 filed against a licensee ~~or registrant~~ by the Department or
8 any order issued by the Department against a licensee,
9 ~~registrant,~~ or applicant shall be a public record, except as
10 otherwise prohibited by law.

11 (Source: P.A. 97-119, eff. 7-14-11.)

12 (225 ILCS 105/25.1)

13 (Section scheduled to be repealed on January 1, 2022)

14 Sec. 25.1. Medical Suspension.

15 (a) A licensee ~~or registrant~~ who is determined by the
16 examining physician or Department to be unfit to compete or
17 officiate shall be prohibited from participating in a contest
18 in Illinois and, if actively licensed, shall be medically
19 suspended ~~immediately suspended~~ until it is shown that he or
20 she is fit for further competition or officiating. ~~If the~~
21 ~~licensee or registrant disagrees with a medical suspension set~~
22 ~~at the discretion of the ringside physician, he or she may~~
23 ~~request a hearing to show proof of fitness. The hearing shall~~
24 ~~be provided at the earliest opportunity after the Department~~
25 ~~receives a written request from the licensee.~~

1 **(b)** If the referee has stopped the bout or rendered a
2 decision of technical knockout against a professional or
3 amateur ~~or if the professional or amateur is knocked out other~~
4 ~~than by a blow to the head,~~ the professional or amateur shall
5 be medically ~~immediately~~ suspended immediately for a period of
6 not less than 30 days.

7 **(c)** In a full-contact martial arts contest, if the
8 professional or amateur has tapped out, ~~or~~ has submitted, or
9 the referee has stopped the bout, ~~shall stop the professional~~
10 ~~or amateur contest and~~ the ringside physician shall determine
11 the length of suspension.

12 **(d)** If the professional or amateur has been knocked
13 unconscious ~~out by a blow to the head,~~ he or she shall be
14 medically suspended immediately for a period of not less than
15 45 days.

16 **(e)** A licensee may receive a medical suspension for any
17 injury sustained as a result of a bout that shall not be less
18 than 7 days.

19 **(f)** A licensee may receive additional terms and conditions
20 for a medical suspension beyond a prescribed passage of time
21 as authorized under this Section.

22 **(g)** If a licensee receives a medical suspension that
23 includes terms and conditions in addition to the prescribed
24 passage of time as authorized under this Section, before the
25 removal of the medical suspension a licensee shall:

26 **(1)** satisfactorily pass a medical examination;

1 (2) provide those examination results to the
2 Department;

3 (3) provide any additional requested documentation as
4 directed by the licensee's examining physician or
5 Department where applicable; and

6 (4) if the licensee's examining physician requires any
7 necessary additional medical procedures during the
8 examination related to the injury that resulted in the
9 medical suspension, those results shall be provided to the
10 Department.

11 (h) Any medical suspension imposed as authorized under
12 this Act against a licensee shall be reported to the
13 Department's record keeper as determined by rule.

14 (i) A medical suspension as authorized under this Section
15 shall not be considered a suspension under Section 16 of this
16 Act. A violation of the terms of a medical suspension
17 authorized under this Section shall subject a licensee to
18 discipline under Section 16 of this Act.

19 (j) A professional or amateur contestant who has been
20 placed on medical suspension under the laws of another state,
21 the District of Columbia, or a territory of the United States
22 for substantially similar reasons as this Section shall be
23 prohibited from participating in a contest as authorized under
24 this Act until the requirements of subsection (e) of this
25 Section have been met or the medical suspension has been
26 removed by that jurisdiction.

1 (k) A medical suspension authorized under this Section
2 shall begin the day after the bout a licensee participated in.

3 ~~Prior to reinstatement, any professional or amateur~~
4 ~~suspended for his or her medical protection shall~~
5 ~~satisfactorily pass a medical examination upon the direction~~
6 ~~of the Department. The examining physician may require any~~
7 ~~necessary medical procedures during the examination.~~

8 (Source: P.A. 96-663, eff. 8-25-09; 97-119, eff. 7-14-11.)

9 (225 ILCS 105/0.10 rep.)

10 (225 ILCS 105/10.1 rep.)

11 (225 ILCS 105/10.5 rep.)

12 (225 ILCS 105/11.5 rep.)

13 (225 ILCS 105/17.11 rep.)

14 (225 ILCS 105/17.12 rep.)

15 (225 ILCS 105/19.4 rep.)

16 Section 15. The Boxing and Full-contact Martial Arts Act
17 is amended by repealing Sections 0.10, 10.1, 10.5, 11.5,
18 17.11, 17.12, and 19.4.

19 Section 99. Effective date. This Act takes effect January
20 1, 2022, except that this Section and Section 5 take effect
21 upon becoming law.

1	INDEX	
2	Statutes amended in order of appearance	
3	5 ILCS 80/4.32	
4	5 ILCS 80/4.41 new	
5	225 ILCS 105/1	from Ch. 111, par. 5001
6	225 ILCS 105/1.4 new	
7	225 ILCS 105/2	from Ch. 111, par. 5002
8	225 ILCS 105/2.5 new	
9	225 ILCS 105/5	from Ch. 111, par. 5005
10	225 ILCS 105/6	from Ch. 111, par. 5006
11	225 ILCS 105/7	from Ch. 111, par. 5007
12	225 ILCS 105/8	from Ch. 111, par. 5008
13	225 ILCS 105/10	from Ch. 111, par. 5010
14	225 ILCS 105/11	from Ch. 111, par. 5011
15	225 ILCS 105/12	from Ch. 111, par. 5012
16	225 ILCS 105/13	from Ch. 111, par. 5013
17	225 ILCS 105/15	from Ch. 111, par. 5015
18	225 ILCS 105/16	from Ch. 111, par. 5016
19	225 ILCS 105/17	from Ch. 111, par. 5017
20	225 ILCS 105/17.7	
21	225 ILCS 105/17.8	
22	225 ILCS 105/17.9	
23	225 ILCS 105/18	from Ch. 111, par. 5018
24	225 ILCS 105/19	from Ch. 111, par. 5019
25	225 ILCS 105/19.1	from Ch. 111, par. 5019.1

- 1 225 ILCS 105/19.5
- 2 225 ILCS 105/20 from Ch. 111, par. 5020
- 3 225 ILCS 105/21 from Ch. 111, par. 5021
- 4 225 ILCS 105/22 from Ch. 111, par. 5022
- 5 225 ILCS 105/23 from Ch. 111, par. 5023
- 6 225 ILCS 105/23.1 from Ch. 111, par. 5023.1
- 7 225 ILCS 105/24 from Ch. 111, par. 5024
- 8 225 ILCS 105/24.5
- 9 225 ILCS 105/25.1
- 10 225 ILCS 105/0.10 rep.
- 11 225 ILCS 105/10.1 rep.
- 12 225 ILCS 105/10.5 rep.
- 13 225 ILCS 105/11.5 rep.
- 14 225 ILCS 105/17.11 rep.
- 15 225 ILCS 105/17.12 rep.
- 16 225 ILCS 105/19.4 rep.