

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 Professional Boxing Act is amended by  
5 changing Sections 0.05, 1, 6, 7, 8, 11, 16, and 25.1 as  
6 follows:

7 (225 ILCS 105/0.05)

8 (Section scheduled to be repealed on January 1, 2012)

9 Sec. 0.05. Declaration of public policy. Professional  
10 boxing and full-contact martial arts ~~other~~ contests in the  
11 State of Illinois, and amateur full-contact martial arts  
12 events, are hereby declared to affect the public health,  
13 safety, and welfare and to be subject to regulation and control  
14 in the public interest. It is further declared to be a matter  
15 of public interest and concern that these contests and events  
16 ~~boxing and other contests,~~ as defined in this Act, merit and  
17 receive the confidence of the public and that only qualified  
18 persons be authorized to participate in these contests and  
19 events ~~boxing and other contests~~ in the State of Illinois. This  
20 Act shall be liberally construed to best carry out these  
21 objects and purposes.

22 (Source: P.A. 95-593, eff. 6-1-08.)

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

2 (Section scheduled to be repealed on January 1, 2012)

3 Sec. 1. Short title and definitions.

4 (a) This Act may be cited as the Professional Boxing Act.

5 (b) As used in this Act:

6 1. "Department" means the Department of Financial and  
7 Professional Regulation.

8 2. "Secretary" means the Secretary of Financial and  
9 Professional Regulation.

10 3. "Board" means the State Professional Boxing Board  
11 appointed by the Secretary.

12 4. "License" means the license issued for promoters,  
13 contestants, or officials in accordance with this Act.

14 5. (Blank).

15 6. "Contest" means a professional boxing, ~~martial art,~~  
16 or professional full-contact mixed martial arts ~~art~~ match  
17 or exhibition.

18 7. (Blank).

19 8. (Blank).

20 9. "Permit" means the authorization from the  
21 Department to a promoter to conduct contests.

22 10. "Promoter" means a person who is licensed and who  
23 holds a permit to conduct contests.

24 11. Unless the context indicates otherwise, "person"  
25 includes, but is not limited to, an individual, an  
26 association, organization, business entity ~~partnership,~~

1       ~~corporation~~, gymnasium, or club.

2           12. (Blank).

3           13. (Blank).

4           14. (Blank).

5           15. "Judge" means a person licensed by the Department  
6 who is at ringside during a contest ~~match~~ and who has the  
7 responsibility of scoring the performance of the  
8 participants in the contest.

9           16. "Referee" means a person licensed by the Department  
10 who has the general supervision of a contest and is present  
11 inside of the ring during the contest.

12           17. "Amateur" means a person who is not competing for,  
13 and has never received or competed for, any purse or other  
14 article of value, directly or indirectly, either for  
15 participating in any contest or for the expenses of  
16 training therefor, other than a non-monetary prize that  
17 does not exceed \$50 in value.

18           18. "Contestant" means a person licensed by the  
19 Department who competes for a money prize, purse, or other  
20 type of compensation in a contest, ~~exhibition, or match~~  
21 held in Illinois.

22           19. "Second" means a person licensed by the Department  
23 who is present at any contest to provide assistance or  
24 advice to a contestant during the contest.

25           20. "Matchmaker" means a person licensed by the  
26 Department who brings together contestants or procures

1 ~~matches or~~ contests for contestants.

2 21. "Manager" means a person licensed by the Department  
3 who is not a promoter and who, under contract, agreement,  
4 or other arrangement with any contestant, undertakes to,  
5 directly or indirectly, control or administer the affairs  
6 of contestants.

7 22. "Timekeeper" means a person licensed by the  
8 Department who is the official timer of the length of  
9 rounds and the intervals between the rounds.

10 23. "Purse" means the financial guarantee or any other  
11 remuneration for which contestants are participating in a  
12 contest.

13 24. "Physician" means a person licensed to practice  
14 medicine in all its branches under the Medical Practice Act  
15 of 1987.

16 25. "Martial arts" means a discipline or combination of  
17 different disciplines that utilizes sparring techniques  
18 without the intent to injure, disable, or incapacitate  
19 one's opponent, such as, but not limited to, Karate, Kung  
20 Fu, Judo, and Jujitsu, ~~Muay Thai,~~ Tae Kwon Do, ~~and~~  
21 ~~Kick-boxing.~~

22 26. "Full-contact ~~Mixed~~ martial arts" means the use of  
23 a singular discipline or a combination of techniques from  
24 different disciplines of the martial arts, including,  
25 without limitation, full-force grappling, kicking, and  
26 striking with the intent to injure, disable, or

1 incapacitate one's opponent.

2 27. "Amateur full-contact martial arts event" means a  
3 full-contact martial arts match or exhibition which all of  
4 the participants are amateurs.

5 (Source: P.A. 95-593, eff. 6-1-08.)

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

7 (Section scheduled to be repealed on January 1, 2012)

8 Sec. 6. Restricted contests and events ~~Prohibitions.~~

9 (a) All professional contests in which physical contact is  
10 made are prohibited in Illinois unless authorized by the  
11 Department pursuant to the requirements and standards stated in  
12 this Act and the rules adopted pursuant to this Act.

13 (b) Department authorization is not required for amateur  
14 full-contact martial arts events conducted in a manner that  
15 provides substantially similar protections for the health,  
16 safety, and welfare of the participants and the public as are  
17 required for professional events by this Act and the rules  
18 adopted by the Department under this Act. Those protections  
19 shall include, at a minimum, onsite medical staff and  
20 equipment, trained officials, adequate insurance coverage,  
21 weight classes, use of appropriate safety equipment by  
22 participants, adequate and safe competition surfaces, and  
23 standards regarding striking techniques and fouls. Anyone  
24 conducting an amateur full-contact martial arts event shall  
25 notify the Department in writing of the date, time, and

1 location of that event at least 20 days prior to the event.  
2 Failure to comply with the requirements of this Section shall  
3 render the event prohibited and unauthorized by the Department,  
4 and persons involved in the event are subject to the procedures  
5 and penalties set forth in Section 10.5. This provision does  
6 not apply to the following:

7 ~~(1) Boxing contests or wrestling exhibitions conducted~~  
8 ~~by accredited secondary schools, colleges or universities,~~  
9 ~~although a fee may be charged. Institutions organized to~~  
10 ~~furnish instruction in athletics are not included in this~~  
11 ~~exemption.~~

12 ~~(2) Amateur boxing matches sanctioned by the United~~  
13 ~~States Amateur Boxing Federation, Inc., Golden Gloves of~~  
14 ~~America, or other amateur sanctioning body, as determined~~  
15 ~~by rule, and amateur wrestling exhibitions.~~

16 ~~(3) Amateur martial art matches sanctioned by a~~  
17 ~~sanctioning body approved by the Department, as determined~~  
18 ~~by rule.~~

19 ~~(4) Martial art instruction conducted by a martial art~~  
20 ~~school and contests occurring within or amongst martial art~~  
21 ~~schools, provided that (i) the contestants do not receive~~  
22 ~~anything of value for participating other than an award,~~  
23 ~~trophy, other item of recognition, or a prize that does not~~  
24 ~~exceed \$50 in value and (ii) no entrance fee is charged to~~  
25 ~~participate or watch the school contests.~~

26 (Source: P.A. 95-593, eff. 6-1-08.)

1 (225 ILCS 105/7) (from Ch. 111, par. 5007)

2 (Section scheduled to be repealed on January 1, 2012)

3 Sec. 7. In order to conduct a contest in this State, a  
4 promoter shall obtain a permit issued by the Department in  
5 accordance with this Act and the rules and regulations adopted  
6 pursuant thereto. This permit shall authorize one or more  
7 contests ~~or exhibitions~~. A permit issued under this Act is not  
8 transferable.

9 (Source: P.A. 95-593, eff. 6-1-08.)

10 (225 ILCS 105/8) (from Ch. 111, par. 5008)

11 (Section scheduled to be repealed on January 1, 2012)

12 Sec. 8. Permits.

13 (a) A promoter who desires to obtain a permit to conduct a  
14 contest shall apply to the Department at least 20 days prior to  
15 the event, in writing, on forms furnished by the Department.  
16 The application shall be accompanied by the required fee and  
17 shall contain at least the following information:

18 (1) the names and addresses of the promoter;

19 (2) the name of the matchmaker;

20 (3) the time and exact location of the contest;

21 (4) the seating capacity of the building where the  
22 event is to be held;

23 (5) a copy of the lease or proof of ownership of the  
24 building where the event is to be held;

1 (6) the admission charge or charges to be made; and

2 (7) proof of adequate security measures and adequate  
3 medical supervision, as determined by Department rule, to  
4 ensure the protection of the health and safety of the  
5 general public while attending contests and the  
6 contestants' safety while participating in the events and  
7 any other information that the Department may determine by  
8 rule in order to issue a permit.

9 (b) After the initial application and within 10 days prior  
10 to ~~of~~ a scheduled event, a promoter shall submit to the  
11 Department all of the following information:

12 (1) The amount of compensation to be paid to each  
13 participant.

14 (2) The names of the contestants.

15 (3) Proof of insurance for not less than \$50,000 for  
16 each contestant participating in a contest ~~or exhibition~~.

17 Insurance required under this subsection shall cover (i)  
18 hospital, medication, physician, and other such expenses as  
19 would accrue in the treatment of an injury as a result of the  
20 contest ~~or exhibition~~ and (ii) payment to the estate of the  
21 contestant in the event of his or her death as a result of his  
22 or her participation in the contest ~~or exhibition~~.

23 (c) All promoters shall provide to the Department, at least  
24 24 hours prior to commencement of the event, the amount of the  
25 purse to be paid for the event. The Department shall promulgate  
26 rules for payment of the purse.

1 (d) The contest shall be held in an area where adequate  
2 neurosurgical facilities are immediately available for skilled  
3 emergency treatment of an injured contestant. It is the  
4 responsibility of the promoter to ensure that the building to  
5 be used for the event complies with all laws, ordinances, and  
6 regulations in the city, town, or village where the contest is  
7 to be held. The Department may issue a permit to any promoter  
8 who meets the requirements of this Act and the rules. The  
9 permit shall only be issued for a specific date and location of  
10 a contest and shall not be transferable. In an emergency, the  
11 Department may allow a promoter to amend a permit application  
12 to hold a contest in a different location than the application  
13 specifies and may allow the promoter to substitute contestants.

14 (e) The Department shall be responsible for assigning the  
15 judges, timekeepers, referees, physicians, and medical  
16 personnel for a contest. It shall be the responsibility of the  
17 promoter to cover the cost of the individuals utilized at a  
18 contest.

19 (Source: P.A. 95-593, eff. 6-1-08.)

20 (225 ILCS 105/11) (from Ch. 111, par. 5011)

21 (Section scheduled to be repealed on January 1, 2012)

22 Sec. 11. Qualifications for license. The Department shall  
23 grant licenses to the following persons if the following  
24 qualifications are met:

25 (A) An applicant for licensure as a contestant in a contest

1 must: (1) be 18 years old, (2) be of good moral character, (3)  
2 file an application stating the applicant's correct name (and  
3 no assumed or ring name may be used unless such name is  
4 registered with the Department along with the applicant's  
5 correct name), date and place of birth, place of current  
6 residence, and a sworn statement that he is not currently in  
7 violation of any federal, State or local laws or rules  
8 governing boxing, ~~martial arts~~, or full-contact ~~mixed~~ martial  
9 arts, (4) file a certificate of a physician licensed to  
10 practice medicine in all of its branches which attests that the  
11 applicant is physically fit and qualified to participate in  
12 contests, and (5) pay the required fee and meet any other  
13 requirements. Applicants over age 35 who have not competed in a  
14 contest within the last 36 months may be required to appear  
15 before the Board to determine their fitness to participate in a  
16 contest. A picture identification card shall be issued to all  
17 contestants licensed by the Department who are residents of  
18 Illinois or who are residents of any jurisdiction, state, or  
19 country that does not regulate professional boxing, ~~martial~~  
20 ~~arts~~, or full-contact ~~mixed~~ martial arts. The identification  
21 card shall be presented to the Department or its representative  
22 upon request at weigh-ins.

23 (B) An applicant for licensure as a referee, judge,  
24 manager, second, matchmaker, or timekeeper must: (1) be of good  
25 moral character, (2) file an application stating the  
26 applicant's name, date and place of birth, and place of current

1 residence along with a certifying statement that he is not  
2 currently in violation of any federal, State, or local laws or  
3 rules governing boxing, ~~martial arts,~~ or full-contact ~~mixed~~  
4 martial arts, (3) have had satisfactory experience in his  
5 field, (4) pay the required fee, and (5) meet any other  
6 requirements as determined by rule.

7 (C) An applicant for licensure as a promoter must: (1) be  
8 of good moral character, (2) file an application with the  
9 Department stating the applicant's name, date and place of  
10 birth, place of current residence along with a certifying  
11 statement that he is not currently in violation of any federal,  
12 State, or local laws or rules governing boxing, ~~martial arts,~~  
13 or full-contact ~~mixed~~ martial arts, (3) provide proof of a  
14 surety bond of no less than \$5,000 to cover financial  
15 obligations pursuant to this Act, payable to the Department and  
16 conditioned for the payment of the tax imposed by this Act and  
17 compliance with this Act and the rules promulgated pursuant to  
18 this Act, (4) provide a financial statement, prepared by a  
19 certified public accountant, showing liquid working capital of  
20 \$10,000 or more, or a \$10,000 performance bond guaranteeing  
21 payment of all obligations relating to the promotional  
22 activities, and (5) pay the required fee and meet any other  
23 requirements.

24 In determining good moral character, the Department may  
25 take into consideration any violation of any of the provisions  
26 of Section 16 of this Act and any felony conviction of the

1 applicant, but such a conviction shall not operate as a bar to  
2 licensure. No license issued under this Act is transferable.

3 The Department may issue temporary licenses as provided by  
4 rule.

5 (Source: P.A. 95-593, eff. 6-1-08.)

6 (225 ILCS 105/16) (from Ch. 111, par. 5016)

7 (Section scheduled to be repealed on January 1, 2012)

8 Sec. 16. Discipline and sanctions.

9 (a) The Department may refuse to issue a permit or license,  
10 refuse to renew, suspend, revoke, reprimand, place on  
11 probation, or take such other disciplinary action as the  
12 Department may deem proper, including the imposition of fines  
13 not to exceed \$5,000 for each violation, with regard to any  
14 license for one or any combination of the following reasons:

15 (1) gambling, betting, or wagering on the result of or  
16 a contingency connected with a contest or permitting such  
17 activity to take place;

18 (2) participating in or permitting a sham or fake  
19 contest;

20 (3) holding the contest at any other time or place than  
21 is stated on the permit application;

22 (4) permitting any contestant other than those stated  
23 on the permit application to participate in a contest,  
24 except as provided in Section 9;

25 (5) violation or aiding in the violation of any of the

1 provisions of this Act or any rules or regulations  
2 promulgated thereto;

3 (6) violation of any federal, State or local laws of  
4 the United States or other jurisdiction governing contests  
5 or any regulation promulgated pursuant thereto;

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

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

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

12 (10) engaging in dishonorable, unethical or  
13 unprofessional conduct of a character likely to deceive,  
14 defraud or harm the public, or which is detrimental to  
15 honestly conducted contests;

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

19 (12) permitting a physician making the physical  
20 examination to knowingly certify falsely to the physical  
21 condition of a contestant;

22 (13) permitting contestants of widely disparate  
23 weights or abilities to engage in contests;

24 (14) participating in a contest as a contestant while  
25 under medical suspension in this State or in any other  
26 state, territory or country;

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

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

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

10          (18) professional incompetence;

11          (19) failure to file a return, or to pay the tax,  
12 penalty or interest shown in a filed return, or to pay any  
13 final assessment of tax, penalty or interest, as required  
14 by any tax Act administered by the Illinois Department of  
15 Revenue, until such time as the requirements of any such  
16 tax Act are satisfied;

17          (20) (blank);

18          (21) habitual or excessive use or addiction to alcohol,  
19 narcotics, stimulants, or any other chemical agent or drug  
20 that results in an inability to participate in an event; or

21          (22) failure to stop a contest ~~or exhibition~~ when  
22 requested to do so by the Department.

23          (b) The determination by a circuit court that a licensee is  
24 subject to involuntary admission or judicial admission as  
25 provided in the Mental Health and Developmental Disabilities  
26 Code operates as an automatic suspension. The suspension will

1 end only upon a finding by a court that the licensee is no  
2 longer subject to involuntary admission or judicial admission,  
3 issuance of an order so finding and discharging the licensee,  
4 and upon the recommendation of the Board to the Director that  
5 the licensee be allowed to resume his or her practice.

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

1 hearing, that the refusal to submit to the examination was  
2 without reasonable cause.

3 (d) If the Board finds an individual unable to practice  
4 because of the reasons set forth in this Section, the Board  
5 shall require the individual to submit to care, counseling, or  
6 treatment by physicians or clinical psychologists approved or  
7 designated by the Board, as a condition, term, or restriction  
8 for continued, reinstated, or renewed licensure, or in lieu of  
9 care, counseling, or treatment, the Board may recommend to the  
10 Department to file a complaint to immediately suspend, revoke,  
11 or otherwise discipline the license of the individual. Any  
12 individual whose license was granted pursuant to this Act, or  
13 continued, reinstated, renewed, disciplined, or supervised,  
14 subject to such conditions, terms, or restrictions, who shall  
15 fail to comply with such conditions, terms, or restrictions,  
16 shall be referred to the Director for a determination as to  
17 whether the individual shall have his or her license suspended  
18 immediately, pending a hearing by the Board.

19 (Source: P.A. 95-593, eff. 6-1-08.)

20 (225 ILCS 105/25.1)

21 (Section scheduled to be repealed on January 1, 2012)

22 Sec. 25.1. Medical Suspension. A licensee who is determined  
23 by the examining physician to be unfit to compete or officiate  
24 shall be immediately suspended until it is shown that he or she  
25 is fit for further competition or officiating. If the licensee

1 disagrees with a medical suspension set at the discretion of  
2 the ringside physician, he or she may request a hearing to show  
3 proof of fitness. The hearing shall be provided at the earliest  
4 opportunity after the Department receives a written request  
5 from the licensee.

6 If the referee has rendered a decision of technical  
7 knockout against a contestant or if the contestant is knocked  
8 out other than by a blow to the head, the contestant shall be  
9 immediately suspended for a period of not less than 30 days. In  
10 a full-contact ~~mixed~~ martial arts ~~art~~ contest, if the  
11 contestant has tapped out or has submitted, the referee shall  
12 stop the contest and the ringside physician shall determine the  
13 length of suspension.

14 If the contestant has been knocked out by a blow to the  
15 head, he or she shall be suspended immediately for a period of  
16 not less than 45 days.

17 Prior to reinstatement, any contestant suspended for his or  
18 her medical protection shall satisfactorily pass a medical  
19 examination upon the direction of the Department. The examining  
20 physician may require any necessary medical procedures during  
21 the examination.

22 (Source: P.A. 95-593, eff. 6-1-08.)

23 (225 ILCS 105/1.5 rep.)

24 Section 10. The Professional Boxing Act is amended by  
25 repealing Section 1.5.

1           Section 99. Effective date. This Act takes effect upon  
2           becoming law.