

COMMITTEE ON FINANCE AND COMMERCE
SENATE AMENDMENTS TO S.B. 1689
(Reference to printed bill)

1 Strike everything after the enacting clause and insert:

2 " Section 1. Heading change

3 A. The chapter heading of title 5, chapter 2, Arizona Revised
4 Statutes, is changed from "BOXING AND SPARRING" to "BOXING AND MIXED
5 MARTIAL ARTS".

6 B. The article heading of title 5, chapter 2, article 2, Arizona
7 Revised Statutes, is changed from "ARIZONA STATE BOXING COMMISSION" to
8 "ARIZONA STATE BOXING AND MIXED MARTIAL ARTS COMMISSION".

9 Sec. 2. Section 5-221, Arizona Revised Statutes, is amended to read:

10 5-221. Definitions

11 In this article, unless the context otherwise requires:

12 1. "Boxing":

13 (a) Means the act of attack and defense with the fists, using padded
14 gloves, that is practiced as a sport. ~~Where applicable, boxing~~

15 (b) Includes kickboxing, WHERE APPLICABLE.

16 2. "COMBATANT" MEANS ANY PERSON WHO PRACTICES THE SPORT OF UNARMED
17 COMBAT.

18 ~~2.~~ 3. "Commission" means the Arizona state boxing and mixed martial
19 arts commission.

20 ~~3.~~ 4. "Contest" means any boxing or mixed martial arts bout, event,
21 contest, match or exhibition between two ~~persons~~ COMBATANTS.

22 ~~4.~~ 5. "Department" means the department of gaming.

23 ~~5.~~ 6. "Director" means the director of the department ~~of gaming~~.

1 ~~6.~~ 7. "Executive director" means the executive director of the
2 commission.

3 ~~7.~~ 8. "Kickboxing" means a form of boxing, including muay thai
4 pursuant to rules and regulations of the United States muay thai
5 association or another muay thai sanctioning body that is approved by the
6 commission, in which blows are delivered with any part of the arm below the
7 shoulder, including the hand, and any part of the leg below the hip,
8 including the foot.

9 ~~8.~~ 9. "Mixed martial arts" means any form of competition or
10 contest, other than boxing or kickboxing, in which blows are delivered and
11 in which the ~~competitors~~ COMBATANTS use any combination of tactics,
12 including boxing, wrestling, striking, kicking, martial arts and submission
13 techniques.

14 ~~9.~~ 10. "Professional" means any person who competes for any money
15 prize or a prize that exceeds the value of ~~thirty-five dollars~~ \$35 or
16 teaches, ~~or~~ pursues or assists in the practice of boxing or mixed martial
17 arts as a means of obtaining a livelihood or pecuniary gain.

18 ~~10.~~ 11. "Tough man contest":

19 (a) Means any boxing match ~~consisting~~ THAT CONSISTS of one minute
20 rounds, between two or more persons who use their hands, wearing padded
21 gloves that weigh at least twelve ounces, or their feet, or both, in any
22 manner. ~~Tough man contest~~

23 (b) Does not include kickboxing or any recognized martial arts
24 competition.

25 Sec. 3. Section 5-222, Arizona Revised Statutes, is amended to read:
26 5-222. Application of this chapter

27 A. This chapter does not apply to any amateur boxing or mixed
28 martial arts contest conducted by the following:

29 1. Any school, community college, college or university or an
30 association or organization composed exclusively of schools, community
31 colleges, colleges or universities ~~when~~ IF each ~~contestant~~ COMBATANT is a

1 student enrolled in a school, community college, college or university.
2 ~~As used in this section~~ FOR THE PURPOSES OF THIS PARAGRAPH, "school,
3 community college, college or university" means every school, community
4 college, college or university and every other school, community college,
5 college or university determined by the state board of education, community
6 college districts as defined in section 15-1401 or the Arizona board of
7 regents to be maintained primarily for the giving of general academic
8 education.

9 2. A government unit or agency of the United States, this state or a
10 POLITICAL subdivision of this state or a unit of the United States armed
11 forces or the national guard if all ~~contestants~~ COMBATANTS are members of
12 that unit of the armed forces or the national guard.

13 3. An amateur athletic program that is authorized by and sanctioned
14 under the rules, regulations and policies of a national governing body that
15 is recognized by the United States olympic committee in which all
16 ~~contestants~~ COMBATANTS are amateur ~~contestants~~ COMBATANTS.

17 4. Kickboxing events that are sanctioned by and conducted under the
18 direct supervision of the United States muay thai association or another
19 muay thai sanctioning body that is approved by the commission if all
20 ~~contestants~~ COMBATANTS are amateur ~~contestants~~ COMBATANTS.

21 5. Any bona fide private school whose primary purpose is instruction
22 and training in the martial arts, if:

23 (a) The contests held in conjunction with the instruction and
24 training are amateur.

25 (b) The contests are of a sparring nature with no official decisions
26 awarded.

27 (c) At least one ~~contestant~~ COMBATANT in each contest has been a
28 member in good standing of the sponsoring private school for at least sixty
29 continuous days before the contest.

30 (d) An admission fee or a mandatory donation or other form of
31 payment is not charged for attendance.

1 ~~subchapter 24A, except that a cage may have one entry door and have a vinyl~~
2 ~~or rubberized floor covering if approved by a representative of the~~
3 ~~commission~~ A BOXING COMMISSION OR ANY ALTERNATIVE RULES OF MIXED MARTIAL
4 ARTS APPROVED BY ANOTHER JURISDICTION WITHIN THE UNITED STATES. ~~Nothing in~~
5 This subsection ~~prevents~~ DOES NOT PREVENT a promoter of a mixed martial
6 arts event in this state from adopting more restrictive rules for that
7 particular event than would otherwise be allowed. In addition to ~~the~~ ANY
8 applicable provisions of the mixed martial arts ~~unified~~ rules adopted by
9 the COMMISSION ~~New Jersey state athletic control board under New Jersey~~
10 ~~administrative code title 13, chapter 46, subchapter 24A~~, amateur mixed
11 martial arts bouts shall consist of three rounds of three minutes per round
12 and the amateur ~~contestants~~ COMBATANTS shall not strike with elbows to the
13 head of a grounded opponent, use twisting leg submissions, use linear kicks
14 to the knee joint or use foot stomps. Amateur mixed martial arts bouts
15 shall be clearly designated as such in all promotional materials and at the
16 event.

17 D. The commission may establish a uniform nonrefundable fee for
18 mixed martial arts and boxing events in an amount determined by the
19 commission that shall be paid to the commission by a promoter when
20 submitting an event application. In determining the amount of the fee, the
21 executive director may consider factors, including whether the event is
22 televised, whether the event will be transmitted on pay-per-view, the
23 amount of time likely to be expended in processing the event application
24 and the complexity of the application. The commission may establish a
25 nonrefundable fee that shall be paid to the commission by a promoter if the
26 promoter submits a request to change a previously approved event date.
27 Monies that are derived from the fees charged pursuant to this subsection
28 and monies derived from intergovernmental tribal agreements shall be
29 available to the commission for the administration and regulation of mixed
30 martial arts and boxing, and those monies are exempt from the provisions of
31 section 35-190 relating to lapsing of appropriations.

1 E. Weigh-ins for all contests shall not be more than ~~twenty-four~~
2 ~~hours~~ ONE CALENDAR DAY before the scheduled time of the event or less than
3 three hours before the scheduled time of the event. A representative of
4 the commission shall attend and supervise all weigh-ins. ~~The weigh-in~~
5 ~~period shall be one hour.~~

6 Sec. 5. Section 5-228, Arizona Revised Statutes, is amended to read:

7 5-228. Persons required to procure licenses; requirements;
8 background information; fee; bond; examination
9 results

10 A. All referees, judges, matchmakers, promoters, trainers, ring
11 announcers, timekeepers, ringside physicians, inspectors, mixed martial
12 arts ~~contestants~~ COMBATANTS, boxers, managers and seconds are required to
13 be licensed by the commission. The commission shall not ~~permit~~ ALLOW any
14 of these persons to participate in ~~the~~ holding ~~of~~ any contest unless the
15 person has first procured a license.

16 B. Before participating in ~~the~~ holding ~~of~~ any boxing or mixed
17 martial arts contest, a corporation, its officers and directors and any
18 person ~~holding~~ THAT HOLDS twenty-five ~~per cent~~ PERCENT or more of the
19 ownership of the corporation shall obtain a license from the
20 commission. Such a corporation must be authorized to do business under the
21 laws of this state.

22 C. The commission shall require referees, judges, matchmakers,
23 promoters and managers to furnish fingerprints and background information
24 pursuant to section 41-1750, subsection G before licensure. The commission
25 shall charge a fee for fingerprints and background information in an amount
26 determined by the commission. The commission may require referees, judges,
27 matchmakers, promoters and managers to furnish fingerprints and background
28 information pursuant to section 41-1750, subsection G before license
29 renewal if the commission determines the fingerprints and background
30 information are necessary. The fee may include a reasonable charge for
31 expenses incurred by the commission or the department of public

1 safety. For such purpose, the commission and the department of public
2 safety may enter into an intergovernmental agreement pursuant to title 11,
3 chapter 7, article 3. The fee shall be credited pursuant to sections
4 35-148 and 41-1750.

5 D. Before the commission issues a license to a promoter, matchmaker
6 or corporation, the applicant shall:

7 1. Provide the commission with a copy of any agreement between any
8 ~~contestant~~ COMBATANT and the applicant that binds the applicant to pay the
9 ~~contestant~~ COMBATANT a certain fixed fee or percentage of the gate
10 receipts.

11 2. Show on the application the owner or owners of the applicant
12 entity and the ~~per cent~~ PERCENT interest if they hold twenty-five ~~per cent~~
13 PERCENT or more interest in the applicant.

14 3. Provide the commission with a copy of the latest financial
15 statement of the entity.

16 4. Provide the commission with a copy of the insurance contract
17 required by this chapter.

18 E. Before the commission issues a license to a promoter, the
19 applicant shall deposit with the department a cash bond or surety bond in
20 an amount set by the commission. The bond shall be executed in favor of
21 this state and shall be conditioned on the faithful performance by the
22 promoter of the promoter's obligations pursuant to this chapter and the
23 rules adopted pursuant to this chapter.

24 F. Before the commission issues a license to a ~~boxer or a mixed~~
25 ~~martial arts contestant~~ REFEREE OR COMBATANT, the applicant shall submit to
26 the commission the results of a current medical examination performed by a
27 physician licensed ~~pursuant to title 32, chapter 13 or 17~~ IN THE UNITED
28 STATES on forms furnished or approved by the commission. In addition to
29 the medical examination, the following information must be submitted:

30 1. The results of an ophthalmological examination that is recorded
31 on forms furnished or approved by the commission.

1 2. FOR COMBATANTS, negative test results for the human
2 immunodeficiency virus, the hepatitis B surface antigen and the hepatitis C
3 antibody.

4 3. For ~~persons over the age of thirty-six~~ COMBATANTS WHO ARE AT
5 LEAST THIRTY-EIGHT years OF AGE, the results of a stress test that is
6 administered by a physician licensed ~~pursuant to title 32, chapter 13 or 17~~
7 IN THE UNITED STATES AND THAT IS accompanied by a clearance letter and the
8 results of an electrocardiogram that demonstrates normal cardiovascular
9 function. These results shall be completed within twenty-four months
10 before the person submits the license application.

11 4. For ~~persons over~~ COMBATANTS WHO ARE AT LEAST forty years of age,
12 if recommended by an examining physician, the results of a brain magnetic
13 resonance imaging scan.

14 5. For female ~~contestants~~ COMBATANTS, a pregnancy test that
15 demonstrates a negative result. A pregnancy test that demonstrates a
16 negative result shall also be submitted to the commission by a female
17 ~~contestant~~ COMBATANT before each weigh-in.

18 6. Any other examination or testing ordered by the commission.

19 G. ~~Unless otherwise prescribed in subsection F of this section, the~~
20 ~~medical examinations and tests prescribed in subsection F of this section~~
21 ~~must be completed after December 15 of the year before the year that the~~
22 ~~license is issued or before December 15 of the same year that the license~~
23 ~~is issued.~~ All medical examinations and tests, license applications,
24 national identification card applications, photographs and any other
25 required documents must be completed and received by the commission staff
26 ~~no~~ NOT later than 4:30 p.m. on the day that begins forty-eight hours before
27 the scheduled event. An exception to the ~~forty-eight hour~~ FORTY-EIGHT-HOUR
28 requirement prescribed in this subsection may be granted by the executive
29 director if a person is a late substitute or is traveling from outside this
30 state and demonstrates good cause for not meeting the ~~forty-eight hour~~
31 FORTY-EIGHT-HOUR requirement.

1 Sec. 6. Section 5-230, Arizona Revised Statutes, is amended to read:

2 5-230. License fees; expiration; renewal; medical examinations

3 A. The commission may establish and issue annual licenses and may
4 establish and collect fees for those licenses.

5 B. A license expires ~~December 31 at midnight in the year of its~~
6 ~~issuance~~ AT MIDNIGHT THREE HUNDRED SIXTY-FIVE DAYS AFTER THE DATE OF
7 ISSUANCE and may be renewed on filing an application for renewal of a
8 license with the commission and payment of the license fee prescribed in
9 subsection A OF THIS SECTION. The application for renewal of a license
10 shall be on a form provided by the commission. There is a ~~thirty-day~~
11 THIRTY-DAY grace period during which a license may be renewed if a late
12 filing penalty fee equal to the license fee is submitted with the regular
13 license fee. A licensee that files late shall not conduct any activity
14 regulated by this chapter until the commission has renewed the license. If
15 the licensee fails to apply to the commission within the ~~thirty-day~~
16 THIRTY-DAY grace period, the licensee must apply for a new license pursuant
17 to subsection A OF THIS SECTION.

18 C. THE RESULTS OF ALL COMBATANT MEDICAL EXAMINATIONS EXPIRE THREE
19 HUNDRED SIXTY-FIVE DAYS AFTER THE DATE THE MEDICAL EXAMINATION IS
20 PERFORMED. THE COMMISSION MAY GRANT A GRACE PERIOD OF UP TO FIFTEEN DAYS
21 TO ALIGN WITH THE LICENSING PERIOD.

22 Sec. 7. Section 5-233, Arizona Revised Statutes, is amended to read:

23 5-233. Combatants and referees; physical examination;
24 attendance of physician; payment of fees; insurance

25 A. All boxers, mixed martial arts ~~contestants~~ COMBATANTS and
26 referees shall be examined by a physician licensed pursuant to title 32,
27 chapter 13 or 17 before entering the ring, and the examining physician
28 shall immediately file with the commission a written report of the
29 examination. The physician's report of the examination shall include
30 specific mention as to the condition of the boxer's or mixed martial arts
31 ~~contestant's~~ COMBATANT'S heart and general physical condition. The

1 physician's report may include specific mention as to the condition of the
2 boxer's or mixed martial arts ~~contestant's~~ COMBATANT'S nerves and brain as
3 required by the commission. The cost of the examination is payable by the
4 person conducting the contest or exhibition. All boxers and mixed martial
5 arts ~~contestants~~ COMBATANTS shall receive a post-bout physical examination
6 from a physician licensed pursuant to title 32, chapter 13 or 17 and may be
7 suspended from participation in additional contests for a period of time
8 based on the evaluation by the examining physician.

9 B. Every person holding or sponsoring any contest shall have in
10 attendance at every contest regulated by the commission at least one
11 physician who is licensed pursuant to title 32, chapter 13 or 17 and who is
12 assigned by the commission or the executive director. The commission may
13 establish a schedule of fees to be paid to each physician by the person or
14 by the promoter.

15 C. The commission shall:

16 1. Require insurance coverage for a ~~boxer~~ COMBATANT to provide for
17 medical, surgical and hospital care for injuries sustained in the ring in
18 an amount of ~~twenty thousand dollars~~ \$20,000 with ~~twenty-five dollars~~ \$25
19 deductible and payable to the ~~boxer~~ COMBATANT as beneficiary. INSURANCE
20 COVERAGE REQUIRED PURSUANT TO THIS PARAGRAPH IS THE PRIMARY INSURANCE AND
21 SHALL BE EXHAUSTED BEFORE A COMBATANT USES ANY OTHER FORM OF INSURANCE.

22 2. Require life insurance for a ~~boxer~~ COMBATANT in the amount of
23 ~~fifty thousand dollars~~ \$50,000 payable in case of accidental death
24 resulting from injuries sustained in the ring.

25 D. The cost of the insurance required by this section and any
26 deductible amount ~~that exceeds twenty-five dollars~~ OF MORE THAN \$25 is
27 payable by the promoter.

28 Sec. 8. Section 5-234, Arizona Revised Statutes, is amended to read:

29 5-234. Attendance by peace officers; duty of chief of police
30 or sheriff; private security

1 5. Failing to complete the license application as prescribed by the
2 commission.

3 C. The commission may conduct tests for the use of alcohol and drugs
4 determined by the commission to impair ~~contestants~~ COMBATANTS.
5 Notwithstanding any other provision of this article, the commission may
6 immediately suspend the license OF, immediately revoke the license OF or
7 immediately impose a civil penalty OF not ~~to exceed five hundred dollars,~~
8 ~~or any combination of these actions,~~ MORE THAN \$500 against, OR ANY
9 COMBINATION OF THESE ACTIONS, a ~~contestant~~ COMBATANT who tests positive for
10 alcohol and drugs, who refuses or fails to take a test for alcohol and
11 drugs under rules adopted by the commission or who refuses or fails to take
12 a test for alcohol and drugs after a test is requested by the commission or
13 the executive director. All civil penalties assessed pursuant to this
14 subsection shall be deposited, pursuant to sections 35-146 and 35-147, in
15 the state general fund. The rules adopted pursuant to this subsection may
16 include appropriate definitions for drugs determined by the commission to
17 impair ~~contestants~~ COMBATANTS.

18 D. In case of emergency, a member of the commission, on ~~his~~ THE
19 MEMBER'S own motion or on the verified complaint of any person charging a
20 violation of this chapter or of the rules ~~promulgated~~ ADOPTED by the
21 commission, may suspend for a period of not to exceed ten days any license
22 until final determination by the commission, if in ~~his~~ THE MEMBER'S opinion
23 the action is necessary to protect the public welfare and the best
24 interests of boxing.

25 E. The commission, the attorney general or a county attorney may
26 apply to the superior court in the county in which acts or practices of any
27 person that constitute a violation of this chapter or the rules adopted
28 pursuant to this chapter are alleged to have occurred for an order
29 enjoining those acts or practices.

30 Sec. 10. Section 5-236, Arizona Revised Statutes, is amended to
31 read:

1 5-236. Violation; classification

2 A. A person is guilty of a class 2 misdemeanor and may be subject to
3 license revocation, denial or suspension if the person DOES EITHER OF THE
4 FOLLOWING:

5 ~~1. Conducts, holds, sponsors, sanctions or gives boxing or other~~
6 ~~contests that are subject to regulation by the commission or participates~~
7 ~~in any contest that is subject to regulation by the commission without~~
8 ~~first having procured an appropriate license or approval as prescribed in~~
9 ~~this article.~~

10 ~~2. Violates any provision of this chapter or any rule or regulation~~
11 ~~adopted pursuant to this chapter.~~

12 1. CONDUCTS, HOLDS, SPONSORS, SANCTIONS OR GIVES BOXING OR OTHER
13 CONTESTS THAT ARE SUBJECT TO REGULATION BY THE COMMISSION WITHOUT FIRST
14 PROCURING AN APPROPRIATE LICENSE OR APPROVAL AS PRESCRIBED IN THIS ARTICLE.

15 2. VIOLATES THIS CHAPTER OR ANY RULE OR REGULATION ADOPTED PURSUANT
16 TO THIS CHAPTER.

17 B. A PERSON IS GUILTY OF A CLASS 1 MISDEMEANOR AND MAY BE SUBJECT TO
18 LICENSE REVOCATION, DENIAL OR SUSPENSION IF THE PERSON PARTICIPATES IN ANY
19 CONTEST THAT IS SUBJECT TO REGULATION BY THE COMMISSION WITHOUT FIRST
20 PROCURING AN APPROPRIATE LICENSE OR APPROVAL AS PRESCRIBED IN THIS ARTICLE.

21 Sec. 11. Section 5-237, Arizona Revised Statutes, is amended to
22 read:

23 5-237. Selection of referees

24 The commission shall select and assign referees. The matchmaker may
25 protest the assignment of a referee and REQUEST A REFEREE REASSIGNMENT. In
26 such AN event the commission shall ~~furnish a list of all licensed referees~~
27 ~~within the state to the protesting matchmaker. The protesting matchmaker~~
28 ~~shall have the right to select another referee from such list~~ MAKE A
29 REASONABLE EFFORT TO GRANT THE REQUEST FOR REFEREE REASSIGNMENT.

30 Sec. 12. Section 5-238, Arizona Revised Statutes, is amended to
31 read:

1 5-238. Sham contest; withholding a purse

2 A. The commission may withhold all or part of a purse or other
3 monies payable to any ~~contestant~~ COMBATANT, manager or second if in the
4 judgment of the commission a ~~boxing contestant~~ COMBATANT is participating
5 in a sham or fake ~~boxing~~ contest or is otherwise not competing honestly or
6 to the best of the ~~contestant's~~ COMBATANT'S ability.

7 B. If the commission withholds a purse or part of a purse or other
8 monies, the commission shall give notice to all interested parties and hold
9 a hearing ~~upon~~ ON the matter within ten days.

10 C. If the commission determines that a ~~contestant~~ COMBATANT, manager
11 or second is not entitled to a purse, part of a purse or other monies, the
12 promoter shall turn such monies over to the director to be applied pursuant
13 to section 5-226, subsection C.

14 Section 13. Section 5-1301, Arizona Revised Statutes, is amended to
15 read:

16 5-1301. Definitions

17 In this chapter, unless the context otherwise requires:

18 1. "Adjusted gross event wagering receipts" means an event wagering
19 operator's gross wagering receipts, excluding voided bets, minus winnings
20 paid to authorized participants and any federal excise tax. A deduction
21 from adjusted gross event wagering receipts equal to the value of free bets
22 or promotional credits redeemed by authorized participants may be taken as
23 provided in this paragraph. The deduction under this paragraph for free
24 bets or promotional credits is limited to the first five years following
25 ~~the effective date of this section~~ APRIL 15, 2021 as follows:

26 (a) For years one and two, a deduction not to exceed twenty percent
27 of an event wagering operator's gross wagering receipts.

28 (b) For year three, a deduction not to exceed fifteen percent of an
29 event wagering operator's gross wagering receipts.

30 (c) For years four and five, a deduction not to exceed ten percent
31 of an event wagering operator's gross wagering receipts.

1 (d) For year six and each year thereafter, a deduction of free bets
2 is not allowed. January 1 following the year in which the event wagering
3 operator begins event wagering operations is considered the first year of
4 event wagering for the purposes of this paragraph. An event wagering
5 operator may deduct up to twenty percent of an event wagering operator's
6 gross wagering receipts during any period that the operator conducts event
7 wagering before January 1 of the first year of event wagering operations.

8 2. "Department" means the department of gaming.

9 3. "E-sport **EVENT**" means an organized, multiplayer video game
10 competition, particularly between professional players, individually or as
11 teams.

12 4. "Event wagering":

13 (a) Means accepting wagers on sports events or other events,
14 portions of sports events or other events, the individual performance
15 statistics of athletes in a sports event or combination of sports events or
16 the individual performance of individuals in other events or a combination
17 of other events by any system or method of wagering, including in person or
18 over the Internet through websites and on mobile devices.

19 (b) Does not include a fantasy sports contest as defined in section
20 5-1201.

21 5. "Event wagering employee" means an employee of an event wagering
22 operator, sports facility, management services provider or limited event
23 wagering operator who is directly involved in the management or control of
24 the conduct of event wagering under this chapter in this state.

25 6. "Event wagering facility" means a facility at which event
26 wagering is conducted under this chapter.

27 7. "Event wagering operator" means either:

28 (a) An owner or operator of an Arizona professional sports team or
29 franchise, an operator of a sports facility in this state that hosts an
30 annual tournament on the PGA tour or a promoter of a national association
31 for stock car auto racing national touring race in this state, or the

1 designee of such an owner, operator or promoter, who is licensed to offer
2 event wagering under this chapter. If an owner, operator or promoter that
3 qualified for an event wagering operator license appoints a designee, the
4 designee will be considered the event wagering operator and the licensee
5 with respect to the applicable license for the purposes of this chapter.

6 (b) An Arizona Indian tribe or an entity fully owned by an Arizona
7 Indian tribe, or its designee, licensed to operate only mobile event
8 wagering outside the boundaries of its Indian lands and throughout this
9 state if it has signed the most recent tribal-state gaming compact and any
10 applicable appendices or amendments. If an Indian tribe that qualified for
11 an event wagering operator license appoints a designee, the designee will
12 be considered the event wagering operator and the licensee with respect to
13 the applicable license for the purposes of this chapter.

14 ~~10.~~ 8. "Licensee" means a person that holds an event wagering
15 operator license, limited event wagering license, supplier license or
16 management services provider license.

17 ~~8.~~ 9. "Limited event wagering operator" means a racetrack enclosure
18 or additional wagering facility that holds a permit issued by the division
19 of racing to offer wagers on horseracing and that is licensed under this
20 chapter.

21 ~~11.~~ 10. "Management services provider" means a person that
22 operates, manages or controls event wagering authorized by this chapter on
23 behalf of an event wagering operator or limited event wagering operator,
24 including developing or operating event wagering platforms and providing
25 odds, lines and global risk management, and may provide services to more
26 than one licensed event wagering operator or licensed limited event
27 wagering operator.

28 ~~9.~~ 11. "Official league data" means statistics, results, outcomes
29 and other data related to a sports event or other event obtained pursuant
30 to an agreement with the relevant sports governing body or an entity
31 expressly authorized by the sports governing body to provide such

1 information to licensees that authorizes the use of such data for
2 determining the outcome of sports wagers on sports events or other events.

3 12. "Other event" means a competition of relative skill or an event
4 authorized by the department under this chapter.

5 13. "Person" means an individual, partnership, committee,
6 association, corporation, ~~OR~~ OR Indian tribe or an entity fully owned by an
7 Indian tribe, or any other organization or group of persons.

8 14. "Professional sport" means a sport conducted at the highest
9 level league or organizational play for its respective sport and includes
10 baseball, basketball, football, golf, hockey, soccer and motorsports.

11 15. "Prohibited conduct" includes any statement, action or other
12 communication intended to unlawfully influence, manipulate or control a
13 betting outcome of a sports event or other event OR of any individual
14 occurrence or performance in a sports event or other event in exchange for
15 financial gain or to avoid financial or physical harm.

16 16. "Prohibited participant" means:

17 (a) Any individual whose participation may undermine the integrity
18 of the wagering, the sports event or the other event.

19 (b) Any individual who is prohibited from placing a wager as an
20 agent, proxy or because of self-exclusion.

21 (c) Any individual who is an athlete, coach, referee, player,
22 trainer or personnel of a sports organization in any sports event or other
23 event overseen by that individual's sports organization who, based on
24 information that is not publicly available, has the ability to determine or
25 to unlawfully influence the outcome of a wager.

26 (d) An individual who holds a position of authority or influence
27 sufficient to exert influence over the participants in a sporting contest,
28 including coaches, managers, handlers and athletic trainers, such that
29 their actions can affect the outcome of a wager.

30 (e) An individual with access to exclusive information on any sports
31 event or other event overseen by that individual's sports governing body

1 that is not publicly available information or any individual identified by
2 any lists provided by the sports governing body to the department.

3 17. "Sports event" means a professional sport or athletic event, a
4 collegiate sport or athletic event, a motor race event, an e-sport event or
5 an olympic event.

6 18. "Sports facility" means a facility that is owned by a
7 commercial, state or local government or quasi-governmental entity that
8 hosts professional sports events and that **MEETS ANY OF THE FOLLOWING:**

9 (a) **IS LOCATED IN A COUNTY WITH A POPULATION OF FOUR MILLION PERSONS**
10 **OR MORE AND** holds a seating capacity of more than ten thousand persons at
11 its primary facility. ~~;~~

12 (b) **IS LOCATED IN A COUNTY WITH A POPULATION OF LESS THAN FOUR**
13 **MILLION PERSONS AND HOLDS A SEATING CAPACITY OF TEN THOUSAND PERSONS AT ITS**
14 **PRIMARY FACILITY IN BOTH THE PLAYING AREA AND THE AREA CONTIGUOUS TO THE**
15 **PLAYING AREA AS LONG AS THE BUILDING WHERE THE TEAM PLAYS HAS THE REQUISITE**
16 **CAPACITY TO MARKET, SELL AND MAKE AVAILABLE FOR USE TEN THOUSAND SEATS.**

17 (c) **IS** one location in this state that hosts an annual golf
18 tournament on the PGA tour. ~~and~~

19 (d) **IS** one location that holds an outdoor motorsports facility that
20 hosts a national association for stock car auto racing national touring
21 race.

22 19. "Sports governing body" means an organization headquartered in
23 the United States that prescribes final rules and enforces codes of conduct
24 with respect to a sports event and participants in a sports event.

25 ~~22.~~ 20. "Supplier" means a person that manufactures, distributes or
26 supplies event wagering equipment or software, including event wagering
27 systems.

28 ~~20.~~ 21. "Tier one sports wager" means a sports wager that is
29 determined solely by the final score or final outcome of the sports event
30 and that is placed before the sports event has begun.

1 ~~21.~~ 22. "Tier two sports wager" means a sports wager that is not a
2 tier one sports wager.

3 23. "Wager":

4 (a) Means a sum of money or thing of value risked on an uncertain
5 occurrence.

6 (b) Includes tier one and tier two sports wagers, single-game bets,
7 teaser bets, parlays, over-under bets, moneyline bets, pools, exchange
8 wagering, in-game wagering, in-play bets, proposition bets, straight bets
9 and other wagers approved by the department."

10 Amend title to conform

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