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HOUSE BILL 351

48TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2007

INTRODUCED BY

Al Park

AN ACT

RELATING TO BUSINESS LICENSES; PROVIDING FOR JURISDICTION OF
AMATEUR MIXED MARTIAL ARTS CONTESTS; EXPANDING DEFINITIONS;
AMENDING AND ENACTING SECTIONS OF THE PROFESSIONAL ATHLETIC
COMPETITION ACT.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 60-2A-2 NMSA 1978 (being Laws 1980,
Chapter 90, Section 2, as amended) is amended to read:

"60-2A-2. DEFINITIONS.--As used in the Professional
Athletic Competition Act:

A. "board" means the medical advisory board;

B. "commission" means the New Mexico athletic
commission;

C. "contestant" means a person who engages in
unarmed combat for remuneration;

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underscoring material = new
[bracketed material] = delete

underscored material = new
[bracketed material] = delete

1 D. "department" means the regulation and licensing
2 department;

3 ~~[G.]~~ E. "foreign co-promoter" means a promoter who
4 has no place of business in this state;

5 F. "manager":

6 (1) means a person who:

7 (a) undertakes to represent the
8 interests of another person by contract, agreement or other
9 arrangement in procuring, arranging or conducting a
10 professional contest or exhibition in which the represented
11 person will participate as a contestant;

12 (b) directs or controls the activities
13 of an unarmed combatant relating to the participation of the
14 unarmed combatant in professional contests or exhibitions;

15 (c) receives or is entitled to receive
16 at least ten percent of the gross purse or gross income of any
17 professional unarmed combatant for services relating to the
18 participation of the unarmed combatant in a professional
19 contest or exhibition; or

20 (d) receives compensation for services
21 as an agent or representative of an unarmed combatant; and

22 (2) does not include an attorney who is
23 licensed to practice law in this state if the attorney's
24 participation in any of the activities described in Paragraph
25 (1) of this subsection is limited solely to the legal

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underscoring material = new
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1 representation of a client who is an unarmed combatant;

2 ~~[D-]~~ G. "professional boxer" or "professional
3 wrestler" means an individual who competes for money, prizes or
4 purses or who teaches, pursues or assists in the practice of
5 boxing, wrestling or martial arts as a means of obtaining a
6 livelihood or pecuniary gain;

7 ~~[E-]~~ H. "professional contest" means any
8 professional boxing, wrestling or martial arts contest or
9 exhibition, whether or not an admission fee is charged for
10 admission of the public;

11 ~~[F-]~~ I. "promoter" means any person, and in the
12 case of a corporate promoter includes any officer, director or
13 stockholder of the corporation, who produces or stages any
14 professional boxing, wrestling or martial arts contest,
15 exhibition or closed circuit television show;

16 ~~[G-]~~ J. "purse" means the financial guarantee or
17 any other remuneration, or part thereof, for which professional
18 boxers or professional wrestlers are participating in a contest
19 or exhibition and includes the participant's share of any
20 payment received for radio broadcasting, television or motion
21 picture rights;

22 ~~[H-]~~ K. "ring official" means any person who
23 performs an official function during the progress of a contest
24 or exhibition; ~~[and~~

25 ~~I.~~ "department" means the regulation and licensing

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[bracketed material] = delete

1 ~~department]~~

2 L. "unarmed combat" means boxing, wrestling,
3 martial arts or any form of competition in which a blow is
4 usually struck that may reasonably be expected to inflict
5 injury; and

6 M. "unarmed combatant" means:

7 (1) a person who engages in unarmed combat in
8 a contest or exhibition, whether or not the person receives
9 remuneration, including a wrestler, boxer, mixed martial artist
10 or other contestant; or

11 (2) an amateur boxer who is registered with
12 United States amateur boxing, incorporated, or any other
13 amateur organization recognized by the commission and
14 participates in an amateur boxing contest or exhibition in the
15 state that is registered and sanctioned by United States
16 amateur boxing, incorporated or golden gloves of America."

17 Section 2. A new section of the Professional Athletic
18 Competition Act is enacted to read:

19 "[NEW MATERIAL] JURISDICTION OF COMMISSION OVER UNARMED
20 COMBAT CONTESTS.--

21 A. The commission shall have sole direction,
22 management, control and jurisdiction over all contests or
23 exhibitions of unarmed combat to be conducted, held or given
24 within New Mexico, and no contest or exhibition may be
25 conducted, held or given within the state except in accordance

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underscoring material = new
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1 with the provisions of the Professional Athletic Competition
2 Act.

3 B. Any contest involving a form of Oriental unarmed
4 self-defense must be conducted pursuant to rules for that form
5 that are approved by the commission before the contest is
6 conducted, held or given in the state except in accordance with
7 the provisions of the Professional Athletic Competition Act."