



Steve Sisolak
Governor

STATE OF NEVADA
DEPARTMENT OF BUSINESS AND INDUSTRY
ATHLETIC COMMISSION

Jeff Mullen
*Acting Executive
Director*

Chairman: Stephen J. Cloobek

Members: Staci Alonso, Christopher Ault, Anthony A. Marnell III, Jim Murren

Posted: January 12, 2022

NOTICE OF INTENT TO ACT UPON A REGULATION

NOTICE OF HEARING AND AGENDA FOR THE ADOPTION OF PERMANENT REGULATIONS OF THE NEVADA STATE ATHLETIC COMMISSION

The Nevada State Athletic Commission ("Commission") will hold a public hearing¹ on **Tuesday, February 15, 2022**, commencing at **9:00 a.m.** at:

**Nevada State Business Center
The Nevada Room #400
3300 W. Sahara Ave., Las Vegas, NV 89102**

Teleconferencing will be available for those parties unable to attend the public hearing in person. Please call the Commission at (702) 486-2575 for the teleconference number.

The purpose of the hearing is to receive comments from all interested persons regarding the adoption of regulations that pertain to Chapter 476 of the Nevada Administrative Code (NAC). The Commission will receive testimony from all interested persons and consider and take action on proposed permanent adoption of amendments, additions, and deletions to Chapter 467 of NAC as identified in **LCB File No. R123-21**. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Commission may proceed immediately to act upon any written submissions.

1. The Need for and Purpose of the Proposed Permanent Regulations.

The need and purpose of the proposed permanent regulations identified in LCB File No. R123-21 is to:

¹ The public hearing has been scheduled as an agenda item on the Commission's regularly scheduled monthly meeting.

1. Establish various provision relating to the exemption from the provisions of chapter 467 of NRS provided in NRS 467.170 for certain amateur unarmed combat events conducted by or participated in exclusively by any school, college, or university or by any association or organization thereof.
2. Define the terms “administrator” and “association or organization of a school, college, or university.”
3. Set criteria that must be met for an amateur contest or exhibition of unarmed combat, or any combination thereof, to be presumed to qualify for the exemption provided in NRS 467.170.
4. Require a person who is not otherwise presumed to qualify for the exemption provided in NRS 467.170, to submit to the Nevada Athletic Commission a request for said exemption.
5. Require the Executive Director of the Nevada Athletic Commission or the designee of the Executive Director to deny the request for exemption under certain circumstances.
6. Require the Executive Director of the Nevada Athletic Commission or the designee of the Executive Director to determine if the person requesting the exemption qualifies for the exemption and to notify certain persons of that determination.
7. Take such additional actions as may be necessary and proper to effectuate this stated purpose and/or enforce the requirements of chapter 467 of NRS and chapter 467 of NAC.

2. Terms or Substance of the Proposed Permanent Regulations or Description of the Subjects and Issues Involved.

- a. **Sections 2 and 3** of this regulation define the terms “administrator” and “association or organization of a school, college or university.”
- b. **Section 4** provides that if information is provided to or obtained by the Commission which consists of evidence that the amateur contest or exhibition does not satisfy the presumption: (1) the Commission will notify the person responsible for the amateur contest or exhibition of that fact; and (2) the person must submit a request for an exemption from the provisions of chapter 467 of NRS pursuant to **section 5** of this regulation.
- c. **Section 5** provides that the provisions of chapter 467 of NRS apply to an amateur contest or exhibition of unarmed combat or any combination thereof conducted by or participated in by a school, college or university or by an association or organization of a school, college or university, unless: (1) the person responsible for the amateur contest or exhibition submits a request to the Commission for an exemption from the provisions

of chapter 467 of NRS; and (2) the Executive Director of the Commission or a designee of the Executive Director determines that the amateur contest or exhibition is exempt from such provisions of law. **Section 5** also requires the request to: (1) be submitted to the Commission not later than 60 days before the proposed date of the amateur contest or exhibition; and (2) contain certain information.

- d. **Section 6** of this regulation requires the Executive Director or the designee of the Executive Director to deny a request for an exemption if: (1) the amateur contest or exhibition does not satisfy the requirements in existing law concerning the exemption; (2) the request for exemption does not comply with the requirements set forth in **section 5**; or (3) any participant or ring official of the amateur contest or exhibition is suspended or permanently revoked on any registry recognized by the Commission.
- e. **Section 7** of this regulation requires the Executive Director or a designee of the Executive Director to notify the person who submitted the request pursuant to **section 5** of its determination of whether the amateur contest or exhibition is exempt from the provisions of chapter 467 of NRS. If the exemption is denied, **section 7** also requires the notification to include the reason for the denial. Additionally, **section 7** requires a copy of the determination to be sent to the administrator of the respective school, college or university.
- f. **Section 8** of this regulation makes a conforming change relating to the placement of the definitions in **sections 2 and 3** of this regulation in the Nevada Administrative Code.

3. How to Obtain the Approved or Revised Text of the Proposed Regulation Prepared by the Legislative Counsel.

The text of the proposed regulation may be obtained online by visiting the State of Nevada Register of Administrative Regulations at:

<https://www.leg.state.nv.us/Register/2021Register/R123-21P.pdf>

4. Estimated Economic Effect of the Proposed Permanent Regulations on the Businesses which they will Regulate, and the Public.

a. Adverse and Beneficial Effects

The proposed permanent regulation presents no reasonably foreseeable or anticipated adverse economic effects to businesses or to the general public. The regulation does not impose a direct and significant economic burden upon a small business or restrict the formation, operation or expansion of small business.

b. Immediate and Long-Term Effects

There are no anticipated immediate or long-term economic effects on the business of unarmed combat or to the public.

5. The Methods Used by the Agency in Determining the Impact on a Small Business.

On December 17, 2021, the Commission emailed and mailed small business impact questionnaires to 165 individuals, which included licensees, and other interested parties on the Commission's interested parties list. The Commission also posted the small business impact questionnaire on its public website. In total, the Commission received 4 responses, none of which claimed that the proposed language would have a negative fiscal impact.

6. Estimated Cost to Agency for Enforcement of the Proposed Permanent Regulation.

The Commission will not incur additional costs to enforce the proposed permanent regulations than it already incurs enforcing existing regulations.

7. Regulations of Other State or Local Governmental Agencies which the Proposed Permanent Regulation Overlaps or Duplicates and their Necessity.

There are no regulations of other state or governmental agencies that the proposed regulation overlaps or duplicates.

8. If the Regulation is Required pursuant to Federal Law, a Citation and Description of the Federal Law.

The proposed permanent regulation is not required pursuant to federal law.

9. If the Regulation includes Provisions which are More Stringent than a Federal Regulation that Regulates the Same Activity, a Summary of Such Provisions.

The proposed permanent regulation does not include provisions which are more stringent than a federal regulation.

10. Establishment of New Fees or Existing Fee Increases

The proposed permanent regulation does not establish new fees or increase existing fees.

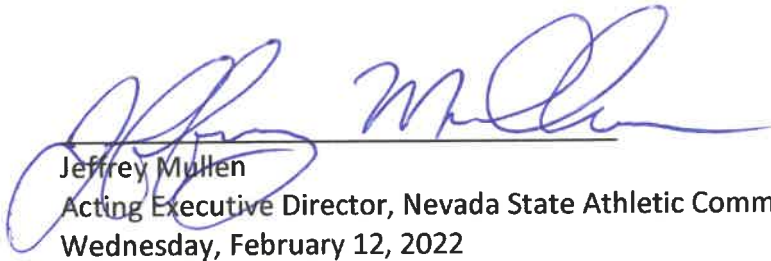
Persons wishing to comment on the proposed action of the Commission may appear at the above scheduled public hearing or may address their comments, data, views or arguments, in written form, to the Commission. Written submissions must be received by the Commission on or before Tuesday, February 8, 2022.

A copy of this notice and the regulation to be adopted will be on file at the State Library, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the regulation to be adopted will be available at the Commission office located at 3300 W. Sahara Avenue, Suite 450 Las Vegas, NV 89102-3200, on the Commission's website, <http://boxing.nv.gov//>, and in all counties in which an office of the agency is not maintained, at the main public library, for inspection and copying by members of the public during business hours. This notice and the text of the proposed regulation are also

available in the State of Nevada Register of Administrative Regulations, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653, and on the Internet at <http://www.leg.state.nv.us>. Copies of this notice and the proposed regulation will also be mailed to members of the public upon request. A reasonable fee may be charged for copies if it is deemed necessary.

Pursuant to NRS 233B.064(2), upon adoption of any regulation, the Commission, if requested to do so by an interested person, either before adoption or within 30 days thereafter, will issues a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.

Note: We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. If special arrangements are necessary, please email fmason@boxing.nv.gov, fax your request to 702-486-2577 or notify 702-486-2575 as soon as possible.



Jeffrey Mullen
Acting Executive Director, Nevada State Athletic Commission
Wednesday, February 12, 2022

NOTICE OF MEETING AND AGENDA

A duly authorized meeting of the Nevada State Athletic Commission ("Commission") will be held on **Tuesday, February 15, 2022**, at **9:00 a.m.** in **The Nevada Room 400** of the Nevada State Business Center Building, 3300 W. Sahara Avenue, Las Vegas, NV 89101-3200.

- A. CALL TO ORDER.**
- B. ROLL CALL.**
- C. PUBLIC COMMENT.** Comments from the public are invited at this time prior to the commencement of possible action items. The Chairman of the Commission reserves the right to limit the amount of time that will be allowed for each individual to speak. The Commission is precluded from acting on items raised during Public Comment that are not on the agenda.
- D. MINUTES.** Approval of the minutes of the meeting of January 18, 2022, *for possible action.*
- E. CONSENT AGENDA.** [The consent agenda of the monthly Commission meeting will be heard at this time. It will be published no later than three days prior to the meeting.]
- F. NEW BUSINESS.** [The new business agenda of the monthly Commission meeting will be heard at this time. It will be published no later than three days prior to the meeting.]
- G. PUBLIC HEARING.** Public hearing to discuss and adopt proposed permanent regulation as identified in **LCB File No. R123-21**, *for possible action.*
- H. PUBLIC COMMENT.** Comments from the public are invited at this time. The Chairman of the Commission reserves the right to limit the amount of time that will be allowed for each individual to speak.
- I. CHAIRMAN'S REPORT.**
- J. MATTERS FOR FUTURE AGENDAS.**
- K. ADJOURNMENT.** *For possible action.*

The Nevada State Athletic Commission (NSAC) is pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. If special arrangements are necessary, please submit your request via email to Frankie Mason (fmason@boxing.nv.gov) or fax 702-486-2577 or call 702-486-2575.

Items may be taken out of order. The Commission may combine two or more agenda items for consideration. The Commission may remove an item from the agenda or delay discussion relating to an item on the agenda at any time. Support material for this agenda is available at the NSAC office or you may contact Frankie Mason.

THESE NOTICES AND AGENDA HAVE BEEN POSTED AT THE FOLLOWING LOCATIONS:

Posted on web site: boxing.nv.gov and notice.nv.gov

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|-----|-----------------------------------|----------------------------------|-------------------------|
| 1. | Grant Sawyer Office Building | 555 East Washington Avenue | Las Vegas, NV 89101 |
| 2. | Nevada State Athletic Commission | 3300 W. Sahara Avenue, Suite 450 | Las Vegas, NV 89102 |
| 3. | Department of Business & Industry | 3300 W. Sahara Avenue, Suite 425 | Las Vegas, NV 89102 |
| 4. | Department of Business & Industry | 1830 College Parkway, Suite 100 | Carson City, NV 89706 |
| 5. | Nevada State Library and Archives | 100 North Stewart Street | Carson City, NV 89701 |
| 6. | Carson City Library | 900 N. Roop Street | Carson City, NV 89701 |
| 7. | Churchill County Library | 553 S. Maine Street | Fallon, NV 89406 |
| 8. | Clark County Library | 1401 E. Flamingo Road | Las Vegas, NV 89119 |
| 9. | Douglas County Public Library | 1625 Library Lane | Minden, NV 89423 |
| 10. | Elko County Library | 720 Court Street | Elko, NV 89801 |
| 11. | Esmeralda County Library | 10 Montezuma Way | Silverpeak, NV 89047 |
| 12. | Eureka Branch Library | 210 S. Monroe | Eureka, NV 89316 |
| 13. | Humboldt County Library | 85 E. 5th Street | Winnemucca, NV 89445 |
| 14. | Lincoln County Library | 63 Main Street | Pioche, NV 89043 |
| 15. | Lyon County Central Library | 20 Nevin Way | Yerington, NV 89447 |
| 16. | Mineral County Library | 110 1st Street | Hawthorne, NV 89415 |
| 17. | Pershing County Library | 1125 Central Avenue | Lovelock, NV 89419 |
| 18. | Storey County Library | 95 South R Street | Virginia City, NV 89440 |
| 19. | Tonopah Library | 167 S. Central Street | Tonopah, NV 89049 |
| 20. | Washoe County Library | 301 S. Center Street | Reno, NV 89505 |
| 21. | White Pine County Library | 950 Campton Street | Ely, NV 89301 |