

CHAPTER 137**BOXING AND WRESTLING***H.F. 152*

AN ACT relating to boxing and wrestling laws administered by the athletic commissioner.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 90A.1, Code 1991, is amended to read as follows:

90A.1 DEFINITION.

As used in this chapter, "boxing or wrestling match" means a boxing, wrestling, or sparring contest or exhibition open to the public or a closed-circuit boxing or wrestling match for which admission for viewing in this state is charged, for which the principals or contestants are paid for their participation.

Sec. 2. Section 90A.4, Code 1991, is amended to read as follows:

90A.4 LICENSE.

No boxing or wrestling match shall be held within this state except as provided in this chapter. The commissioner may issue, suspend, or revoke a license to conduct boxing and wrestling matches except that a person shall not be issued a license unless the person has been a resident of this state for at least three years immediately preceding the date of application, and no group, club or association shall be issued a license unless it has at least ten members and all members shall have been residents of this state for at least one year immediately preceding the date of application, and no corporation shall be issued a license unless it has at least ten members or stockholders and all such members or stockholders shall have been residents of the state for at least one year immediately preceding the date of application. However, a license may be issued to residents of another state without complying with the residence requirements of this section if the other state extends the same privilege to residents of this state. Nothing in this chapter shall be construed to prohibit amateur boxing or wrestling exhibitions. Every license shall be subject to such rules as the commissioner may prescribe.

Sec. 3. Section 90A.6, Code 1991, is amended to read as follows:

90A.6 REQUIRED CONDITIONS.

A boxing match shall be not more than fifteen rounds in length; and the contestants shall wear gloves weighing at least six eight ounces during such contests. ~~No~~ A person may shall not take part in a boxing match unless they have the person has first passed a rigorous physical examination to determine their the person's fitness to engage in any such match. Said The examination shall be conducted by a regular practicing physician designated by the commissioner.

The commissioner may adopt the rules of a recognized national or world boxing organization which sanctions a boxing match in this state to regulate the match, if the organization's rules provide protection to the boxers participating in the match which is equal to or greater than the protections provided by this chapter or by rules otherwise adopted pursuant to this chapter. As used in this paragraph, "recognized national or world boxing organization" includes, but is not limited to, the international boxing federation, the world boxing association, and the world boxing council.

Sec. 4. Section 90A.7, subsection 1, Code 1991, is amended to read as follows:

1. Every person conducting a boxing or wrestling match or charging an admission fee for viewing of a closed-circuit boxing or wrestling match in this state shall, within twenty-four hours after such match, furnish to the commissioner a written report, duly verified, showing the number of tickets sold for such boxing or wrestling match, and the amount of gross proceeds of such boxing or wrestling match, and such other matters as the commissioner may prescribe; and shall also within the same time period pay to the treasurer of state a tax of five percent of its total gross receipts, after deducting state sales tax, from the sale of tickets of admission to such boxing or wrestling match.

Sec. 5. Section 90A.8, Code 1991, is amended to read as follows:

90A.8 BOND REQUIRED.

Before ~~any~~ a license shall be granted to ~~any~~ a person to conduct any boxing or wrestling match, ~~such~~ the applicant therefor shall execute and file with the treasurer of state athletic commissioner a bond in the sum of five thousand dollars, payable to the state of Iowa, to be approved as to form by the attorney general, and as to sufficiency of the sureties thereon, by the commissioner, which bond shall be conditioned upon the payment of the tax and penalties imposed by this chapter. Upon the filing and approval of such bond, the commissioner may issue to such the applicant a license as herein provided.

Approved May 8, 1991

CHAPTER 138

CRIMINAL AND CHILD ABUSE RECORD CHECKS

H.F. 296

AN ACT relating to record checks and evaluations concerning facilities providing care to children and state institutions controlled by the department of human services, and containing applicability provisions.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 125.14A, subsections 1 and 3, Code 1991, are amended to read as follows:

1. If a person is being considered for licensure under this chapter, or for employment involving direct responsibility for a child or with access to a child when the child is alone, by a program admitting juveniles subject to licensure under this chapter, or if a person will reside in a facility utilized by such a program, and if the person has been convicted of a crime ~~under a law of any state~~ or has a record of founded child abuse, the department of human services and the program for an employee of the program shall perform an evaluation to determine whether the crime or founded child abuse warrants prohibition of licensure, employment, or residence in the facility. The department shall conduct criminal and child abuse record checks in this state and may conduct these checks in other states. The evaluation shall be performed in accordance with procedures adopted for this purpose by the department of human services.

3. In an evaluation, the department of human services and the program for an employee of the program shall consider the nature and seriousness of the crime or founded child abuse in relation to the position sought or held, the time elapsed since the commission of the crime or founded child abuse, the circumstances under which the crime or founded child abuse was committed, the degree of rehabilitation, the likelihood that the person will commit the crime or founded child abuse again, and the number of crimes or founded child abuses committed by the person involved. The department of human services may permit a person who is evaluated to be licensed, employed, or to reside, or to continue to be licensed, employed, or to reside in a program, if the person complies with the department's conditions relating to the person's licensure, employment, or residence, which may include completion of additional training. For an employee of a licensee, these conditional requirements shall be developed with the licensee. The department of human services has final authority in determining whether prohibition of the person's licensure, employment, or residence is warranted and in developing any conditional requirements under this subsection.

Sec. 2. Section 135H.7, subsection 2, paragraphs a and c, Code 1991, are amended to read as follows: