

Chapter SPS 193

LICENSE APPLICATIONS AND PERMITS

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Note: Chapter RL 193 was renumbered chapter SPS 193 under s. 13.92 (4) (b) 1., Stats., Register November 2011 No. 671.

SPS 193.01 Bond required for promoter and club license. Any promoter or club who wishes to conduct a professional or amateur mixed martial arts contest shall post a bond or other surety of not less than \$10,000 as required by s. 444.035, Stats., with their application for a promoter or club license, to ensure payment of the expenses incurred in conducting an event including, in order of priority, the department, contestants and the officials.

History: EmR1032: emerg. cr., eff. 9–1–10; CR 10–102: cr. Register April 2011 No. 664, eff. 5–1–11.

SPS 193.02 Promoter's license. (1) APPLICATION. Any person, club, corporation or association who wishes to conduct a mixed martial arts event in this state shall, before conducting an event, submit an application for a promoter's license on forms provided by the department, together with the \$500 fee, as specified in s. 444.03, Stats.

Note: Applications are available from the Department of Safety and Professional Services, Division of Professional Credentialing, 1400 E. Washington Avenue, P.O. Box 8935, Madison, Wisconsin 53708, or from the department's website at: <http://dsps.wi.gov>.

(2) ELIGIBILITY. (a) To be eligible for a promoter's license an applicant shall:

1. Comply with the requirements in s. 444.03, Stats.
2. Comply with the requirements in s. 444.11, Stats.; submit a copy of their articles of incorporation and proof that the secretary of state has filed their articles pursuant to s. 180.0122, Stats.; identify all persons connected with or having a proprietary interest in the professional club, corporation or association and the percentage of proprietary interest.
3. Possess appropriate knowledge of the proper conduct of competition involved in the sport of mixed martial arts.
4. Post a \$10,000 bond, or other surety made payable to the department, a copy of the certificate verifying the approval and the filing of the bond, or other surety with the department.

(b) The department shall issue a promoter's license if it finds that the applicant is not in default on any payments, obligations, or debts payable to the state of Wisconsin.

(c) The department may deny a license to an applicant who has committed any act which would, if committed by a licensee, subject the applicant to discipline under ch. SPS 196.

History: EmR1032: emerg. cr., eff. 9–1–10; CR 10–102: cr. Register April 2011 No. 664, eff. 5–1–11; **correction in (2) (c) made under s. 13.92 (4) (b) 7., Stats., Register November 2011 No. 671.**

SPS 193.03 Matchmaker's license. (1) APPLICATION. A person shall, before acting as a matchmaker at any mixed martial arts event, submit an application on forms provided by the department together with the \$10 fee as specified in s. 444.11, Stats.

Note: Applications are available from the Department of Safety and Professional Services, Division of Professional Credentialing, 1400 E. Washington Avenue, P.O. Box 8935, Madison, Wisconsin 53708, or from the department's website at: <http://dsps.wi.gov>.

(2) ELIGIBILITY. (a) To be eligible for a license as a matchmaker an applicant shall be at least 18 years of age.

(b) The department may deny a license to an applicant who has committed any act which would, if committed by a licensee, subject the applicant to discipline under ch. SPS 196.

History: EmR1032: emerg. cr. as s. 193.04, eff. 9–1–10; CR 10–102: cr. Register April 2011 No. 664, eff. 5–1–11; **correction in (2) (b) made under s. 13.92 (4) (b) 7., Stats., Register November 2011 No. 671.**

SPS 193.04 Contestant's license. (1) APPLICATION. A person shall, before acting as a professional or amateur mixed martial arts contestant at any event, submit an application on forms provided by the department together with the \$40 fee as specified in s. 444.11, Stats.

Note: Applications are available from the Department of Safety and Professional Services, Division of Professional Credentialing, 1400 E. Washington Avenue, P.O. Box 8935, Madison, Wisconsin 53708, or from the department's website at: <http://dsps.wi.gov>.

(2) ELIGIBILITY. (a) To be eligible for a license as a professional or amateur mixed martial arts contestant, an applicant shall do all of the following:

(b) Be at least 18 years of age.

(c) Obtained an Association of Boxing Commission's mixed martial arts national identification number along with a \$20 processing fee at the department before participating in a scheduled contest.

(d) Provide results of a physical examination by a physician and laboratory results conducted no more than 90 days before the date of the application in accordance with ch. 448, Stats., affirming all of the following:

1. Negative HIV.

2. Negative hepatitis B surface antigen. If a contestant had a failing hepatitis B antigen test, the contestant shall pass a hepatitis B "PCR" quantitative test. The quantitative limit shall be within permissible limits according to the laboratory where the test was administered. The commissioner, department representative, or ringside physician may request that a contestant take an additional hepatitis B antigen test and provide the results within 2 weeks of a professional contest in which a contestant is scheduled to compete.

3. Negative hepatitis C antibody. If a contestant had a failing hepatitis C antibody test, the contestant shall pass a hepatitis C "PCR" quantitative test. The quantitative limit shall be within permissible limits according to the laboratory where the test was administered. The commissioner, department representative, or ringside physician may request that a contestant take an additional hepatitis C antibody test and provide the results within 2 weeks of a professional contest in which a contestant is scheduled to compete.

4. Eye examination by a licensed physician, ophthalmologist, or optometrist.

5. An applicant 35 years of age and older is required to submit a cat scan (CT) with contrast or MRI examination in addition to all other required medical examinations.

6. An applicant 39 years of age and older is required to submit in addition to all other required medical examinations:

- a. MRI/MRA brain examination.
- b. A stress echocardiogram examination with cardiology clearance.
- c. Metabolic blood profile.
- d. A chest x-ray that has been given within 2 years.

(e) The department may deny a license to an applicant who has committed any act which would, if committed by a licensee, subject the applicant to discipline under ch. SPS 196.

History: EmR1032: emerg. cr. as s. 193.05, eff. 9-1-10; CR 10-102: cr. Register April 2011 No. 664, eff. 5-1-11; **correction in (2) (e) made under s. 13.92 (4) (b) 7., Stats., Register November 2011 No. 671.**

SPS 193.05 Judge's license. (1) APPLICATION. A person shall, before acting as a judge at any professional contest, submit an application on forms provided by the department with the \$15 fee as specified in s. 444.11, Stats.

Note: Applications are available from the Department of Safety and Professional Services, Division of Professional Credentialing, 1400 E. Washington Avenue, P.O. Box 8935, Madison, Wisconsin 53708, or from the department's website at: <http://dps.wi.gov>.

(2) ELIGIBILITY. (a) To be eligible for a license as a judge an applicant shall be at least 18 years of age.

(b) The department may deny a license to an applicant who has committed any act which would, if committed by a licensee, subject the applicant to discipline under ch. SPS 196.

(c) The applicant shall obtain an annual examination with corrective lenses. The results of the examination shall be on forms provided by the department.

(3) QUALIFICATIONS. In accordance with s. 444.095 (3), Stats., the department shall determine whether a person possesses the knowledge and experience necessary to hold a license as a judge by reviewing criteria from the following list:

(a) Certificate of completion of a judge's training program from another state, other regulating bodies such as the Association of Boxing Commission, and other organizations that have a judge's training program certified by the Association of Boxing Commission.

(b) A resume with 3 professional references that can verify the number of years of experience as an amateur or professional judge along with a log of experience.

(c) A valid and current license as a judge from another state or organization that regulates the sport of mixed martial arts.

(d) Obtain a passing grade on an examination administered by the department designed to test the examinee's knowledge of mixed martial arts and successful completion of the trial judge program.

(e) The trial judge program administered and supervised by the commissioner, inspector, or department representative shall consist of all of the following:

1. Observing mixed martial arts events.
2. Shadowing a licensed judge at mixed martial arts events.
3. Officiating, on a trial basis, as a judge during a mixed martial arts event under the supervision of the commissioner, inspector, or department representative.

History: EmR1032: emerg. cr. as s. 193.06, eff. 9-1-10; CR 10-102: cr. Register April 2011 No. 664, eff. 5-1-11; **correction in (2) (b) made under s. 13.92 (4) (b) 7., Stats., Register November 2011 No. 671.**

SPS 193.06 Referee's license. (1) APPLICATION. A person shall, before acting as a referee at any professional event, submit an application on forms provided by the department together with the \$15 fee as specified in s. 444.11, Stats.

Note: Applications are available from the Department of Safety and Professional Services, Division of Professional Credentialing, 1400 E. Washington Avenue, P.O. Box 8935, Madison, Wisconsin 53708, or from the department's website at: <http://dps.wi.gov>.

(2) ELIGIBILITY. (a) To be eligible for a license as a referee an applicant shall be at least 18 years of age.

(b) The department may deny a license to an applicant who has committed any act which would, if committed by a licensee, subject the applicant to discipline under ch. SPS 196.

(c) An applicant shall provide the results of a physical examination conducted by a licensed physician. The results of the examination shall be on forms provided by the department.

Note: Forms are available from the Department of Safety and Professional Services, Division of Professional Credentialing, 1400 E. Washington Avenue, P.O. Box 8935, Madison, Wisconsin 53708, or from the department's website at: <http://dps.wi.gov>.

(3) QUALIFICATIONS. In accordance with s. 444.095 (3), Stats., the department shall determine whether a person possesses the knowledge and experience necessary to hold a license as a referee by reviewing criteria from the following list:

(a) Certificate of completion of a referee training program from another state, other regulating bodies such as the Association of Boxing Commission, and other organizations that have a referee training program certified by the Association of Boxing Commission.

(b) A resume with 3 professional references that can verify the number of years of experience as an amateur or professional referee along with a log of experience.

(c) A valid and current license as a referee from another state or another organization that regulates the sport of mixed martial arts.

(d) Obtain a passing grade on an examination administered by the department designed to test the examinee's knowledge of mixed martial arts and successful completion of the trial referee program.

(e) The trial referee program administered and supervised by the commissioner, inspector, or department representative shall consist of all of the following:

1. Observing mixed martial arts events.
2. Shadowing a licensed referee at mixed martial arts events.
3. Officiating, on a trial basis, as a referee during a mixed martial arts event under the supervision of the commissioner, inspector, or department representative.

History: EmR1032: emerg. cr. as s. 193.07, eff. 9-1-10; CR 10-102: cr. Register April 2011 No. 664, eff. 5-1-11; **correction in (2) (b) made under s. 13.92 (4) (b) 7., Stats., Register November 2011 No. 671.**

SPS 193.07 Ringside physician's license. (1) APPLICATION. A person shall, before acting as a ringside physician at any mixed martial arts event, submit an application on forms provided by the department together with the \$10 fee as specified in s. 444.11, Stats.

Note: Applications are available from the Department of Safety and Professional Services, Division of Professional Credentialing, 1400 E. Washington Avenue, P.O. Box 8935, Madison, Wisconsin 53708, or from the department's website at: <http://dps.wi.gov>.

(2) ELIGIBILITY. (a) To be eligible for a license as a ringside physician an applicant shall hold a credential to practice medicine in Wisconsin in accordance with ch. 448, Stats.

(b) The department may deny a license to an applicant who has committed any act which would, if committed by a licensee, subject the applicant to discipline under ch. SPS 196.

History: EmR1032: emerg. cr. as s. 193.08, eff. 9-1-10; CR 10-102: cr. Register April 2011 No. 664, eff. 5-1-11; **correction in (2) (b) made under s. 13.92 (4) (b) 7., Stats., Register November 2011 No. 671.**

SPS 193.08 Second's license. (1) APPLICATION. A person shall, before acting as a second at any mixed martial arts event, submit an application on forms provided by the department together with the \$40 fee as specified in s. 444.11, Stats.

Note: Applications are available from the Department of Safety and Professional Services, Division of Professional Credentialing, 1400 E. Washington Avenue, P.O. Box 8935, Madison, Wisconsin 53708, or from the department's website at: <http://dps.wi.gov>.

(2) ELIGIBILITY. (a) To be eligible for a license as a second an applicant shall be at least 18 years of age.

(b) The department may deny a license to an applicant who has committed any act which would, if committed by a licensee, subject the applicant to discipline under ch. SPS 196.

History: EmR1032; emerg. cr. as s. 193.09, eff. 9–1–10; CR 10–102; cr. Register April 2011 No. 664, eff. 5–1–11; **correction in (2) (b) made under s. 13.92 (4) (b) 7., Stats., Register November 2011 No. 671.**

SPS 193.09 Timekeeper's license. (1) APPLICATION.

A person shall, before acting as a timekeeper at any mixed martial arts event, submit an application on forms provided by the department together with the \$10 fee as specified in s. 444.11, Stats.

Note: Applications are available from the Department of Safety and Professional Services, Division of Professional Credentialing, 1400 E. Washington Avenue, P.O. Box 8935, Madison, Wisconsin 53708, or from the department's website at: <http://dsps.wi.gov>.

(2) ELIGIBILITY. (a) To be eligible for a license as a timekeeper an applicant shall be at least 18 years of age.

(b) The department may deny a license to an applicant who has committed any which would, if committed by a licensee, subject the applicant to discipline under ch. SPS 196.

History: EmR1032; emerg. cr. as s. 193.11, eff. 9–1–10; CR 10–102; cr. Register April 2011 No. 664, eff. 5–1–11; **correction in (2) (b) made under s. 13.92 (4) (b) 7., Stats., Register November 2011 No. 671.**

SPS 193.10 Term of license.

A license as a promoter, matchmaker, contestant, judge, referee, ringside physician, second, or timekeeper shall be valid for one year, unless suspended or revoked for cause, and expire 12 months after its date of issuance.

History: EmR1032; emerg. cr. as s. 193.12, eff. 9–1–10; CR 10–102; cr. Register April 2011 No. 664, eff. 5–1–11.

SPS 193.11 Renewal of license.

A promoter, matchmaker, contestant, judge, referee, ringside physician, second, or timekeeper who chooses to continue licensure after the date of expiration of a license shall file an application for renewal. The criteria and conditions for an original license apply equally to applications for renewal.

History: EmR1032; emerg. cr. as s. 193.13, eff. 9–1–10; CR 10–102; cr. Register April 2011 No. 664, eff. 5–1–11.

SPS 193.12 Permits. (1)

A licensed promoter or club who wishes to conduct a professional or amateur mixed martial arts event shall, before conducting an event, obtain a permit from the department. An application for a permit to conduct an event shall be submitted to the department at least 30 calendar days before the proposed date of the event and no more than 90 calendar days before an event by a promoter or an authorized representative of a licensed professional club, corporation or association on forms provided by the department and shall include all of the following:

Note: Applications for permits are available from the Department of Safety and Professional Services, Division of Professional Credentialing, 1400 E. Washington Avenue, P.O. Box 8935, Madison, Wisconsin 53708, or from the department's website at: <http://dsps.wi.gov>.

(a) The name, address, phone number and license number of the promoter or professional club, corporation or association.

(b) The name and license number of the matchmaker, the promoter, or professional club, corporation or association's plans to use for the event. If the matchmaker is not licensed in Wisconsin, the event permit application shall include the proposed matchmaker's application for licensure along with all required documents.

(c) The proposed date, starting time, and location of the event as well as all of the following information regarding the venue:

1. Name and address.
2. Seating capacity.
3. A floor plan which indicates the dressing room locations and fire exits.

4. Name and telephone number of the primary contact person of the proposed venue.

5. Evidence satisfactory to the department that the promoter or professional club has entered into a valid agreement with the owner or manager of the venue where the proposed mixed martial arts event will be conducted.

(d) Information regarding whether the proposed event will be all professional, all amateur, or combined professional and amateur, the number of rounds for each scheduled bout, and the proposed number of professional bouts and amateur bouts.

(e) A minimum number of 24 rounds and 8 bouts shall be scheduled. The commissioner or department representative may grant a waiver of rounds.

(f) All combined professional and amateur events shall start with the amateur bouts. The intermixing of professional and amateur bouts as well as conducting mixed martial arts events in combination with other forms of single combat sports is not allowed, pursuant to s. 444.01 (1j) (a), Stats.

(g) A non-refundable \$300 dollar permit application processing fee pursuant to s. 444.02 (3), Stats.

(h) The preliminary fight card for the event which shall include all of the following:

1. The name and weight class of each of the proposed mixed martial arts contestants in each bout.
2. The contestant's Wisconsin license number.
3. The contestant's Association of Boxing Commission's mixed martial arts national identification number.
4. The contestant's contest history.
5. The names and Wisconsin license numbers of the contestant's seconds and manager.
6. Proposed purse.

(i) A detailed plan to provide medical personnel and equipment for the event and for evacuating a seriously injured contestant to a hospital, including the name of the promoter or professional club's representative responsible for evacuating an injured contestant, a detailed evacuation route, method of removal from the contest area, the means of transportation to the hospital, and the name of the nearest hospital, pursuant to s. 444.095 (2) (c) and (d), Stats.

(j) A detailed plan to furnish adequate police or private security forces for the protection of the spectators.

(k) The date, time and location of the official weigh-in and physical examination.

(L) Proof of having obtained the insurance required by s. 444.18, Stats.

(m) Proof of having complied with s. 444.035, Stats., and s. SPS 193.01.

(n) The admission fee of all tickets and the proposed number of tickets, including the number and proposed value of complimentary tickets.

(2) Upon receipt of an application for a permit to conduct a professional mixed martial arts event, the department may deny the application upon the occurrence of any one of the following:

- (a) The applicant does not provide all the required information.
- (b) The department does not have the appropriate number of judges, referee, inspector, or ringside physicians available on that date.

(c) One or more mixed martial arts contestant listed on the fight card is not licensed or is ineligible to compete due to being under a suspension or revocation order issued by the department or another licensing jurisdiction for one of the following reasons:

1. A recent knock-out or series of consecutive losses.
2. An injury, a requirement for a medical procedure, or a physician's denial of certification.
3. Testing positive for a prohibited drug.

4. The use of false aliases, falsifying, or attempting to falsify official identification cards or documents issued pursuant to ch. 444, Stats.

5. Unprofessional conduct or other inappropriate behavior inconsistent with generally accepted methods of competition at mixed martial arts events.

6. The department may grant a permit for the event, but withhold approval of one or more mixed martial arts contestants scheduled to compete in an event.

(3) A permit issued under this section shall allow the permit holder to conduct only the event named in the permit. A permit is not transferable. The promoter or representative of the professional club, corporation or association whose name appears on the permit shall be present at the weigh-in and at the event until the conclusion of the final bout unless executed by the department.

(4) The department shall establish all rules and requirements for conducting mixed martial arts events, pursuant to s. 444.02 (1), Stats.

(5) The commissioner or department representative shall determine if the contestants are evenly and fairly matched according to skill level, experience, and weight so as to produce a fair and sportsmanlike contest.

History: EmR1032: emerg. cr. as s. 193.14, eff. 9-1-10; CR 10-102: cr. Register April 2011 No. 664, eff. 5-1-11; **correction in (1) (m) made under s. 13.92 (4) (b) 7., Stats., Register November 2011 No. 671.**

SPS 193.13 Permits, issuance and effect. (1) All promoters and professional clubs who have obtained an event permit from the department shall submit no later than 4 business days before the scheduled event, all of the following:

(a) All complete and signed bout agreements, on forms provided by the department.

Note: Forms are available upon request to the Department of Safety and Professional Services, Division of Professional Credentialing, 1400 E. Washington Avenue, P.O. Box 8935, Madison, WI 53708, or on the department's website at: <http://dps.wisconsin.gov>.

(b) The complete and executed contract or rental agreement between the promoter or professional club and the venue.

(c) Complete license applications for all contestants, managers, judges, referees, timekeepers and seconds.

(d) All required physical examination forms and laboratory reports from contestants as stated in s. SPS 193.04 (2) (d).

(e) The final fight card for the event listing the name, license number, contest history, weight class, scheduled rounds and opponent of each contestant, and red/blue corner designations.

(2) If the department denies an application for a permit or refuses to approve a contestant whose name has been submitted to the department by the applicant, it shall provide the applicant with an opportunity to have that decision reviewed by the commissioner or department representative. The review shall be conducted at the discretion of the commissioner or department representative.

(3) Issuance of a permit by the department authorizes a promoter or professional club to conduct a mixed martial arts event under the control of the commissioner, inspectors, department representatives, referees and ringside physicians assigned and listed in the permit.

(4) A promoter may substitute a mixed martial arts contestant listed on their permit application after requesting a substitute. The request shall be submitted to the department no later than one business day preceding the date of the event. Exceptions may be allowed and shall be determined by the department.

History: EmR1032: emerg. cr. as s. 193.15, eff. 9-1-10; CR 10-102: cr. Register April 2011 No. 664, eff. 5-1-11; **correction in (1) (d) made under s. 13.92 (4) (b) 7., Stats., Register November 2011 No. 671.**

SPS 193.14 Canceling an event. (1) At any time during an event, the assigned department representative may cancel all or part of an event upon the occurrence of either one of the following:

(a) The commissioner or department representative reasonably believes that the event is not being conducted according to chs. SPS 192 to 196 and ch. 444, Stats., or the conditions stated in the permit which authorizes the event; or

(b) The commissioner or department representative reasonably believes that the event poses an unreasonable threat to the health or safety of contestants, spectators, or officials.

(2) The department may cancel an event at any time for violation of chs. SPS 192 to 196.

(3) A promoter or professional club may cancel an event by notifying the department and those members of the media whom the promoter or professional club initially notified about the event no later than 30 hours before it was scheduled to begin. Any cancellation by a promoter shall result in an assessment of costs by the department pursuant to s. 444.035, Stats.

History: EmR1032: emerg. cr. as s. 193.16, eff. 9-1-10; CR 10-102: cr. Register April 2011 No. 664, eff. 5-1-11; **correction in (1) (a), (2) made under s. 13.92 (4) (b) 7., Stats., Register November 2011 No. 671.**