

SENATE  
STATE OF MINNESOTA  
NINETY-THIRD SESSION

S.F. No. 2971

(SENATE AUTHORS: MCEWEN)

DATE	D-PG	OFFICIAL STATUS
03/16/2023	1956	Introduction and first reading Referred to State and Local Government and Veterans See SF3035

1.1 A bill for an act

1.2 relating to state government; modifying combative sports regulations; amending

1.3 Minnesota Statutes 2022, sections 341.21, subdivisions 2a, 2b, 2c, 4f, 7, by adding

1.4 a subdivision; 341.221; 341.25; 341.27; 341.28, subdivisions 2, 3, by adding

1.5 subdivisions; 341.30, subdivision 4; 341.32, subdivision 2; 341.321; 341.33;

1.6 341.355; proposing coding for new law in Minnesota Statutes, chapter 341.

1.7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.8 Section 1. Minnesota Statutes 2022, section 341.21, subdivision 2a, is amended to read:

1.9 Subd. 2a. **Combatant.** "Combatant" means an individual who employs the act of attack

1.10 and defense as a professional boxer, professional or amateur tough person, ~~martial artist~~

1.11 professional or amateur kickboxer, or professional or amateur mixed martial artist while

1.12 engaged in a combative sport.

1.13 Sec. 2. Minnesota Statutes 2022, section 341.21, subdivision 2b, is amended to read:

1.14 Subd. 2b. **Combative sport.** "Combative sport" means a sport that employs the act of

1.15 attack and defense with the fists, with or without using padded gloves, or feet that is practiced

1.16 as a sport under the rules of the Association of Boxing Commissions, unified rules for mixed

1.17 martial arts, or their equivalent. Combative sports include professional boxing ~~and,~~

1.18 professional and amateur tough person, professional or amateur kickboxing, and professional

1.19 and amateur mixed martial arts contests.

1.20 Sec. 3. Minnesota Statutes 2022, section 341.21, subdivision 2c, is amended to read:

1.21 Subd. 2c. **Combative sports contest.** "Combative sports contest" means a professional

1.22 boxing, a professional or amateur tough person, a professional or amateur kickboxing, or

2.1 a professional or amateur ~~martial art contest~~ or mixed martial arts contest, bout, competition,  
2.2 match, or exhibition.

2.3 Sec. 4. Minnesota Statutes 2022, section 341.21, subdivision 4f, is amended to read:

2.4 Subd. 4f. **Martial art.** "Martial art" means a variety of weaponless disciplines of combat  
2.5 or self-defense that utilize physical skill and coordination, and are practiced as combat  
2.6 sports. The disciplines include, but are not limited to, Wing Chun, ~~kickboxing~~, Tae kwon  
2.7 do, savate, karate, ~~Muay Thai~~, sanshou, Jiu Jitsu, judo, ninjitsu, kung fu, Brazilian Jiu Jitsu,  
2.8 wrestling, grappling, tai chi, and other weaponless martial arts disciplines.

2.9 Sec. 5. Minnesota Statutes 2022, section 341.21, is amended by adding a subdivision to  
2.10 read:

2.11 Subd. 4i. **Kickboxing.** "Kickboxing" means the act of attack and defense with the fists  
2.12 using padded gloves and bare feet.

2.13 Sec. 6. Minnesota Statutes 2022, section 341.21, subdivision 7, is amended to read:

2.14 Subd. 7. **Tough person contest.** "Tough person contest," including contests marketed  
2.15 as tough man or tough woman contests, means a ~~contest of two-minute rounds consisting~~  
2.16 ~~of not more than four rounds between two or more individuals who use their hands, or their~~  
2.17 ~~feet, or both in any manner. Tough person contest includes kickboxing and other recognized~~  
2.18 ~~martial art contest~~ boxing match or similar contest where each combatant wears headgear  
2.19 and gloves that weigh at least 12 ounces.

2.20 Sec. 7. Minnesota Statutes 2022, section 341.221, is amended to read:

2.21 **341.221 ADVISORY COUNCIL.**

2.22 (a) The commissioner must appoint a Combative Sports Advisory Council to advise the  
2.23 commissioner on the administration of duties under this chapter.

2.24 (b) The council shall have ~~nine~~ five members appointed by the commissioner. ~~One~~  
2.25 ~~member must be a retired judge of the Minnesota District Court, Minnesota Court of Appeals,~~  
2.26 ~~Minnesota Supreme Court, the United States District Court for the District of Minnesota,~~  
2.27 ~~or the Eighth Circuit Court of Appeals. At least four~~ All five members must have knowledge  
2.28 ~~of the boxing industry. At least four members must have knowledge of the mixed martial~~  
2.29 ~~arts industry~~ combative sports. The commissioner shall make serious efforts to appoint  
2.30 qualified women to serve on the council.

3.1 ~~(e) Council members shall serve terms of four years with the terms ending on the first~~  
 3.2 ~~Monday in January.~~

3.3 ~~(d)~~ (c) The council shall annually elect from its membership a chair.

3.4 (e) (d) Meetings shall be convened by the commissioner, or by the chair with the approval  
 3.5 of the commissioner.

3.6 ~~(f) The commissioner shall designate two of the members to serve until the first Monday~~  
 3.7 ~~in January 2013; two members to serve until the first Monday in January 2014; two members~~  
 3.8 ~~to serve until the first Monday in January 2015; and three members to serve until the first~~  
 3.9 ~~Monday in January 2016.~~

3.10 (e) Appointments to the council and the terms of council members are governed by  
 3.11 sections 15.059 and 15.0597.

3.12 ~~(g)~~ (f) Removal of members, filling of vacancies, and compensation of members shall  
 3.13 be as provided in section 15.059.

3.14 (g) Meetings convened for the purpose of advising the commissioner on issues related  
 3.15 to a challenge filed under section 341.345 are exempt from the open meeting requirements  
 3.16 of chapter 13D.

3.17 Sec. 8. Minnesota Statutes 2022, section 341.25, is amended to read:

3.18 **341.25 RULES.**

3.19 (a) The commissioner may adopt rules that include standards for the physical examination  
 3.20 and condition of combatants and referees.

3.21 (b) The commissioner may adopt other rules necessary to carry out the purposes of this  
 3.22 chapter, including, but not limited to, the conduct of all combative sport contests and their  
 3.23 manner, supervision, time, and place.

3.24 ~~(e) The commissioner must adopt unified rules for mixed martial arts contests.~~

3.25 ~~(d) The commissioner may adopt the rules of the Association of Boxing Commissions,~~  
 3.26 ~~with amendments.~~

3.27 ~~(e)~~ (c) The most recent version of the Unified Rules of Mixed Martial Arts, as  
 3.28 promulgated by the Association of Boxing Commissions and amended August 2, 2016, are,  
 3.29 is incorporated by reference and made a part of this chapter except as qualified by this  
 3.30 chapter and Minnesota Rules, chapter 2202. In the event of a conflict between this chapter  
 3.31 and the Unified Rules, this chapter must govern.

4.1 (d) The most recent version of the Unified Rules of Boxing, as promulgated by the  
 4.2 Association of Boxing Commissions, is incorporated by reference and made a part of this  
 4.3 chapter except as qualified by this chapter and Minnesota Rules, chapter 2201. In the event  
 4.4 of a conflict between this chapter and the Unified Rules, this chapter must govern.

4.5 (e) The most recent version of the Unified Rules of Kickboxing, as promulgated by the  
 4.6 Association of Boxing Commissions, is incorporated by reference and made a part of this  
 4.7 chapter except as qualified by this chapter and any applicable Minnesota Rules. In the event  
 4.8 of a conflict between this chapter and the Unified Rules, this chapter must govern.

4.9 Sec. 9. Minnesota Statutes 2022, section 341.27, is amended to read:

4.10 **341.27 COMMISSIONER DUTIES.**

4.11 The commissioner shall:

4.12 (1) issue, deny, renew, suspend, or revoke licenses;

4.13 (2) make and maintain records of its acts and proceedings including the issuance, denial,  
 4.14 renewal, suspension, or revocation of licenses;

4.15 (3) keep public records of the council open to inspection at all reasonable times;

4.16 (4) develop rules to be implemented under this chapter;

4.17 (5) conform to the rules adopted under this chapter;

4.18 (6) develop policies and procedures for regulating boxing, kickboxing, and mixed martial  
 4.19 arts;

4.20 (7) approve regulatory bodies to oversee martial arts and amateur boxing contests under  
 4.21 section 341.28, subdivision 5;

4.22 ~~(7)~~ (8) immediately suspend an individual license for a medical condition, including but  
 4.23 not limited to a medical condition resulting from an injury sustained during a match, bout,  
 4.24 or contest that has been confirmed by the ringside physician. The medical suspension must  
 4.25 be lifted after the commissioner receives written information from a physician licensed in  
 4.26 the home state of the licensee indicating that the combatant may resume competition, and  
 4.27 any other information that the commissioner may by rule require. Medical suspensions are  
 4.28 not subject to section 326B.082 or the contested case procedures provided in sections 14.57  
 4.29 to 14.69; and

4.30 ~~(8)~~ (9) immediately suspend an individual combatant license for a mandatory rest period,  
 4.31 which must commence at the conclusion of every combative sports contest in which the

5.1 license holder competes and does not receive a medical suspension. A rest suspension must  
5.2 automatically lift after 14 calendar days from the date the combative sports contest passed  
5.3 without notice or additional proceedings. Rest suspensions are not subject to section 326B.082  
5.4 or the contested case procedures provided in sections 14.57 to 14.69.

5.5 Sec. 10. Minnesota Statutes 2022, section 341.28, subdivision 2, is amended to read:

5.6 Subd. 2. **Regulatory authority; tough person contests.** All professional and amateur  
5.7 tough person contests are subject to this chapter. All tough person contests are subject to  
5.8 the most recent version of the Unified Rules of Boxing, as promulgated by the Association  
5.9 of Boxing Commissions rules. Every contestant in a tough person contest shall have a  
5.10 physical examination prior to their bouts. Every contestant in a tough person contest shall  
5.11 wear headgear and padded gloves that weigh at least 12 ounces. ~~All tough person bouts are~~  
5.12 ~~limited to two-minute rounds and a maximum of four total rounds.~~ Officials at all tough  
5.13 person contests shall be licensed under this chapter.

5.14 Sec. 11. Minnesota Statutes 2022, section 341.28, subdivision 3, is amended to read:

5.15 Subd. 3. **Regulatory authority; mixed martial arts contests; ~~similar sporting~~**  
5.16 **events.** All professional and amateur mixed martial arts contests, ~~martial arts contests except~~  
5.17 ~~amateur contests regulated by the Minnesota State High School League (MSHSL), recognized~~  
5.18 ~~martial arts studios and schools in Minnesota, and recognized national martial arts~~  
5.19 ~~organizations holding contests between students, ultimate fight contests, and similar sporting~~  
5.20 ~~events~~ are subject to this chapter and all officials at these events must be licensed under this  
5.21 chapter.

5.22 Sec. 12. Minnesota Statutes 2022, section 341.28, is amended by adding a subdivision to  
5.23 read:

5.24 Subd. 4. **Regulatory authority; kickboxing contests.** All professional and amateur  
5.25 kickboxing contests are subject to this chapter and all officials at these events must be  
5.26 licensed under this chapter.

5.27 Sec. 13. Minnesota Statutes 2022, section 341.28, is amended by adding a subdivision to  
5.28 read:

5.29 Subd. 5. **Regulatory authority; martial arts and amateur boxing.** (a) Unless this  
5.30 chapter specifically states otherwise, contests or exhibitions for martial arts and amateur

6.1 boxing are exempt from the requirements of this chapter and officials at these events are  
 6.2 not required to be licensed under this chapter.

6.3 (b) Martial arts and amateur boxing contests, unless subject to the exceptions set forth  
 6.4 in subdivision 7, must be regulated by a nationally recognized organization approved by  
 6.5 the commissioner. The organization must have a set of written standards, procedures, or  
 6.6 rules used to sanction the combative sports it oversees.

6.7 (c) Any regulatory body overseeing a martial arts or amateur boxing event must submit  
 6.8 bout results to the commissioner within 72 hours after the event. If the regulatory body  
 6.9 issues suspensions, the regulatory body must submit to the commissioner a list of any  
 6.10 suspensions resulting from the event within 72 hours after the event. Regulatory bodies that  
 6.11 oversee combative sports or martial arts contests under subdivision 6 are not subject to this  
 6.12 paragraph.

6.13 Sec. 14. Minnesota Statutes 2022, section 341.28, is amended by adding a subdivision to  
 6.14 read:

6.15 Subd. 6. **Regulatory authority; certain students.** Combative sports or martial arts  
 6.16 contests regulated by the Minnesota State High School League, National Collegiate Athletic  
 6.17 Association, National Junior Collegiate Athletic Association, National Association of  
 6.18 Intercollegiate Athletics, or any similar organization that governs interscholastic athletics  
 6.19 are not subject to this chapter and officials at these events are not required to be licensed  
 6.20 under this chapter.

6.21 Sec. 15. Minnesota Statutes 2022, section 341.30, subdivision 4, is amended to read:

6.22 Subd. 4. **Prelicensure requirements.** (a) Before the commissioner issues a promoter's  
 6.23 license to an individual, corporation, or other business entity, the applicant shall, ~~a minimum~~  
 6.24 ~~of six weeks before the combative sport contest is scheduled to occur,~~ complete a licensing  
 6.25 application on the Office of Combative Sports website or on forms ~~furnished or approved~~  
 6.26 prescribed by the commissioner and shall:

6.27 ~~(1) provide the commissioner with a copy of any agreement between a combatant and~~  
 6.28 ~~the applicant that binds the applicant to pay the combatant a certain fixed fee or percentage~~  
 6.29 ~~of the gate receipts;~~

6.30 ~~(2)~~ (1) show on the licensing application the owner or owners of the applicant entity and  
 6.31 the percentage of interest held by each owner holding a 25 percent or more interest in the  
 6.32 applicant;

7.1 ~~(3)~~ (2) provide the commissioner with a copy of the latest financial statement of the  
7.2 applicant;

7.3 ~~(4)~~ provide the commissioner with a copy or other proof acceptable to the commissioner  
7.4 of the insurance contract or policy required by this chapter;

7.5 ~~(5)~~ (3) provide proof, where applicable, of authorization to do business in the state of  
7.6 Minnesota; and

7.7 ~~(6)~~ (4) deposit with the commissioner a ~~cash bond~~ or surety bond in an amount set by  
7.8 the commissioner, which must not be less than \$10,000. The bond shall be executed in favor  
7.9 of this state and shall be conditioned on the faithful performance by the promoter of the  
7.10 promoter's obligations under this chapter and the rules adopted under it.

7.11 (b) Before the commissioner issues a license to a combatant, the applicant shall:

7.12 (1) submit to the commissioner the results of a current medical ~~examination~~ examinations  
7.13 on forms ~~furnished or approved~~ prescribed by the commissioner that state that the combatant  
7.14 is cleared to participate in a combative sport contest. The medical examination must include  
7.15 an ophthalmological and neurological examination, and documentation of test results for  
7.16 HBV, HCV, and HIV, and any other blood test as the commissioner by rule may require.  
7.17 The ophthalmological examination must be designed to detect any retinal defects or other  
7.18 damage or condition of the eye that could be aggravated by combative sports. The  
7.19 neurological examination must include an electroencephalogram or medically superior test  
7.20 if the combatant has been knocked unconscious in a previous contest. The commissioner  
7.21 may also order an electroencephalogram or other appropriate neurological or physical  
7.22 examination before any contest if it determines that the examination is desirable to protect  
7.23 the health of the combatant. The commissioner shall not issue a license to an applicant  
7.24 submitting positive test results for HBV, HCV, or HIV; The applicant must undergo and  
7.25 submit the results of the following medical examinations, which do not exempt a combatant  
7.26 from the requirements in section 341.33:

7.27 (i) a physical examination performed by a licensed medical doctor, doctor of osteopathic  
7.28 medicine, advance practice nurse practitioner, or a physician assistant. Physical examinations  
7.29 are valid for one year from the date of the exam;

7.30 (ii) an ophthalmological examination performed by an ophthalmologist or optometrist  
7.31 that includes dilation designed to detect any retinal defects or other damage or a condition  
7.32 of the eye that could be aggravated by combative sports. Ophthalmological examinations  
7.33 are valid for one year from the date of the exam;

8.1 (iii) blood work results for HBsAg (Hepatitis B surface antigen), HCV (Hepatitis C  
 8.2 antibody), and HIV. Blood work results are good for one year from the date blood was  
 8.3 drawn. The commissioner shall not issue a license to an applicant submitting positive test  
 8.4 results for HBsAg, HCV, or HIV; and

8.5 (iv) other appropriate neurological or physical examinations before any contest, if the  
 8.6 commissioner determines that the examination is desirable to protect the health of the  
 8.7 combatant;

8.8 (2) complete a licensing application on the Office of Combative Sports website or on  
 8.9 forms ~~furnished or approved~~ prescribed by the commissioner; and

8.10 (3) provide proof that the applicant is 18 years of age. Acceptable proof is a photo driver's  
 8.11 license, state photo identification card, passport, or birth certificate combined with additional  
 8.12 photo identification.

8.13 (c) Before the commissioner issues a license to a referee, judge, or timekeeper, the  
 8.14 applicant must submit proof of qualifications that may include certified training from the  
 8.15 Association of Boxing Commissions, licensure with other regulatory bodies, professional  
 8.16 references, or a log of bouts worked.

8.17 (d) Before the commissioner issues a license to a ringside physician, the applicant must  
 8.18 submit proof that they are licensed to practice medicine in the state of Minnesota and in  
 8.19 good standing.

8.20 Sec. 16. Minnesota Statutes 2022, section 341.32, subdivision 2, is amended to read:

8.21 Subd. 2. **Expiration and application.** Licenses issued on or after January 1, 2023, shall  
 8.22 expire annually on December 31 one year after the date of issuance. A license may be  
 8.23 applied for each year by filing an application for licensure and satisfying all licensure  
 8.24 requirements established in section 341.30, and submitting payment of the license fees  
 8.25 established in section 341.321. An application for a license and renewal of a license must  
 8.26 be on a form provided by the commissioner.

8.27 Sec. 17. Minnesota Statutes 2022, section 341.321, is amended to read:

8.28 **341.321 FEE SCHEDULE.**

8.29 (a) The fee schedule for professional and amateur licenses issued by the commissioner  
 8.30 is as follows:

8.31 (1) referees, \$25;

- 9.1 (2) promoters, ~~\$700~~ \$500;
- 9.2 (3) judges and knockdown judges, \$25;
- 9.3 (4) trainers and seconds, ~~\$80~~ \$40;
- 9.4 (5) timekeepers, \$25;
- 9.5 (6) professional combatants, ~~\$70~~ \$55;
- 9.6 (7) amateur combatants, ~~\$50~~ \$35; and
- 9.7 (8) ringside physicians, \$25.

9.8 ~~License fees for promoters are due at least six weeks prior to the combative sport contest.~~  
9.9 All ~~other~~ license fees shall be paid no later than the weigh-in prior to the contest. No license  
9.10 may be issued until all precensure requirements in section 341.30 are satisfied and fees  
9.11 are paid.

9.12 ~~(b) The commissioner shall establish a contest fee for each combative sport contest and~~  
9.13 ~~shall consider the size and type of venue when establishing a contest fee. The~~ A promoter  
9.14 or event organizer of an event regulated by the Department of Labor and Industry must pay,  
9.15 per event, a combative sport contest fee is \$1,500 per event of \$500 or not more than four  
9.16 percent of the gross ticket sales, whichever is greater, as determined by the commissioner  
9.17 when the combative sport contest is scheduled. The fee must be paid as follows:

9.18 ~~(c) A professional or amateur combative sport contest fee is nonrefundable and shall be~~  
9.19 ~~paid as follows:~~

9.20 (1) \$500 at the time the combative sport contest is scheduled; ~~and~~

9.21 ~~(2) \$1,000 at the weigh-in prior to the contest.~~

9.22 (2) if four percent of the gross ticket sales is greater than \$500, the balance is due to the  
9.23 commissioner within 14 days of the completed contest; and

9.24 (3) the value of all complimentary tickets distributed for an event, to the extent they  
9.25 exceed five percent of total event attendance, counts toward gross tickets sales for the  
9.26 purposes of determining a combative sports contest fee. For purposes of this clause, the  
9.27 lowest advertised ticket price shall be used to calculate the value of complimentary tickets.

9.28 ~~If four percent of the gross ticket sales is greater than \$1,500, the balance is due to the~~  
9.29 ~~commissioner within seven days of the completed contest.~~

9.30 ~~(d) The commissioner may establish the maximum number of complimentary tickets~~  
9.31 ~~allowed for each event by rule.~~

10.1 ~~(e)~~ (c) All fees and penalties collected by the commissioner must be deposited in the  
10.2 commissioner account in the special revenue fund.

10.3 Sec. 18. [341.322] PAYMENT SCHEDULE.

10.4 The commissioner may establish a schedule of payments to be paid by a promoter to  
10.5 referees, judges and knockdown judges, timekeepers, and ringside physicians.

10.6 Sec. 19. [341.323] EVENT APPROVAL.

10.7 Subdivision 1. Preapproval documentation. Before the commissioner approves a  
10.8 combative sports contest, the promoter shall provide the commissioner, at least six weeks  
10.9 before the combative sport contest is scheduled to occur, information about the time, date,  
10.10 and location of the contest and at least 72 hours before the combative sport contest is  
10.11 scheduled to occur:

10.12 (1) a copy of any agreement between a combatant and the promoter that binds the  
10.13 promoter to pay the combatant a certain fixed fee or percentage of the gate receipts;

10.14 (2) a copy or other proof acceptable to the commissioner of the insurance contract or  
10.15 policy required by this chapter;

10.16 (3) proof acceptable to the commissioner that the promoter will provide, at the cost of  
10.17 the promoter, at least one uniformed security guard or uniformed off-duty member of law  
10.18 enforcement to provide security at any event regulated by the Department of Labor and  
10.19 Industry. The commissioner may require a promoter to take additional security measures  
10.20 to ensure the safety of participants and spectators at an event; and

10.21 (4) proof acceptable to the commissioner that the promoter will provide an ambulance  
10.22 service as required by section 341.324.

10.23 Subd. 2. Proper licensure. Before the commissioner approves a combative sport contest,  
10.24 the commissioner must ensure that the promoter is properly licensed under this chapter.  
10.25 The promoter must maintain proper licensure from the time it schedules a combative sports  
10.26 contest through the date of the contest.

10.27 Subd. 3. Discretion. Nothing in this section limits the commissioner's discretion in  
10.28 deciding whether to approve a combative sport contest or event.

11.1 Sec. 20. **[341.324] AMBULANCE.**

11.2 A promoter must ensure, at the cost of the promoter, that a licensed ambulance service  
 11.3 with two emergency medical technicians is on the premises during a combative sports  
 11.4 contest.

11.5 Sec. 21. Minnesota Statutes 2022, section 341.33, is amended to read:

11.6 **341.33 PHYSICAL EXAMINATION REQUIRED; FEES.**

11.7 Subdivision 1. **Examination by physician.** All combatants must be examined by a  
 11.8 physician licensed by this state within 36 hours before entering the ring, and the examining  
 11.9 physician shall immediately file with the commissioner a written report of the examination.  
 11.10 Each female combatant shall take and submit a negative pregnancy test as part of the  
 11.11 examination. The physician's examination may report on the condition of the combatant's  
 11.12 heart and general physical and general neurological condition. The physician's report may  
 11.13 record the condition of the combatant's nervous system and brain as required by the  
 11.14 commissioner. The physician may prohibit the combatant from entering the ring if, in the  
 11.15 physician's professional opinion, it is in the best interest of the combatant's health. The cost  
 11.16 of the examination is payable by the promoter conducting the contest or exhibition.

11.17 Subd. 2. **Attendance of physician.** A promoter holding or sponsoring a combative sport  
 11.18 contest shall have in attendance a physician licensed by ~~this state~~ Minnesota. ~~The~~  
 11.19 ~~commissioner may establish a schedule of fees to be paid to each attending physician by~~  
 11.20 ~~the promoter holding or sponsoring the contest.~~

11.21 Sec. 22. **[341.331] PROHIBITED PERFORMANCE ENHANCING SUBSTANCES**  
 11.22 **AND TESTING.**

11.23 Subdivision 1. **Performance enhancing substances and masking agents prohibited.** All  
 11.24 combatants are prohibited from using the substances listed in the following classes contained  
 11.25 in the World Anti-Doping Code published by the World Anti-Doping Agency, unless a  
 11.26 combatant meets an applicable exception set forth therein:

11.27 (1) S0, nonapproved substances;

11.28 (2) S1, anabolic agents;

11.29 (3) S2, peptide hormones, growth factors, and related substances and mimetics;

11.30 (4) S3, beta-2 agonists;

11.31 (5) S4, hormone and metabolic modulators; and

12.1 (6) S5, diuretics and masking agents.

12.2 Subd. 2. **Testing.** The commissioner may administer drug testing to discover violations  
12.3 of subdivision 1 as follows:

12.4 (a) The commissioner may require a combatant to submit to a drug test to determine if  
12.5 substances are present in the combatant's system in violation of subdivision 1. This testing  
12.6 may occur at any time after the official weigh-in, on the day of the contest in which the  
12.7 combatant is participating, or within 24 hours of competing in a combative sports contest  
12.8 in a manner prescribed by the commissioner. The commissioner may require testing based  
12.9 on reasonable cause or random selection. Grounds for reasonable cause includes observing  
12.10 or receiving credible information that a combatant has used prohibited performance enhancing  
12.11 drugs. If testing is based on random selection, both combatants competing in a selected bout  
12.12 shall submit to a drug test.

12.13 (b) Specimens may include urine, hair samples, or blood. Specimens shall be tested at  
12.14 a facility acceptable to the commissioner. Results of all drug tests shall be submitted directly  
12.15 to the commissioner.

12.16 (c) The promoter shall pay the costs relating to drug testing combatants. Any requests  
12.17 for follow-up or additional testing must be paid by the combatant.

12.18 Subd. 3. **Discipline.** (a) If a combatant fails to provide a sample for drug testing when  
12.19 required, and the request is made before a bout, the combatant shall not be allowed to  
12.20 compete in the bout. If the request is made after a bout, and the combatant fails to provide  
12.21 a sample for drug testing, the combatant shall be subject to disciplinary action under section  
12.22 341.29.

12.23 (b) If a combatant's specimen tests positive for any prohibited substances, the combatant  
12.24 shall be subject to disciplinary action under section 341.29.

12.25 (c) A combatant who is disciplined and was the winner of a bout shall be disqualified  
12.26 and the decision shall be changed to no contest. The results of a bout shall remain unchanged  
12.27 if a combatant who is disciplined was the loser of the bout.

12.28 Sec. 23. **[341.345] CHALLENGING THE OUTCOME OF A COMBATIVE SPORT**  
12.29 **CONTEST.**

12.30 Subdivision 1. **Challenge.** (a) If a combatant disagrees with the outcome of a combative  
12.31 sport contest regulated by the Department of Labor and Industry in which the combatant  
12.32 participated, the combatant may challenge the outcome.

13.1 (b) If a third party makes a challenge on behalf of a combatant, the third party must  
13.2 provide written confirmation that they are authorized to make the challenge on behalf of  
13.3 the combatant. The written confirmation must contain the combatant's signature and must  
13.4 be submitted with the challenge.

13.5 Subd. 2. **Form.** A challenge must be submitted on a form prescribed by the commissioner,  
13.6 set forth all relevant facts and the basis for the challenge, and state what remedy is being  
13.7 sought. A combatant may submit photos, videos, documents, or any other evidence the  
13.8 combatant would like the commissioner to consider in connection to the challenge. A  
13.9 combatant may challenge the outcome of a contest only if it is alleged that:

13.10 (1) the referee made an incorrect call or missed a rule violation that directly affected the  
13.11 outcome of the contest;

13.12 (2) there was collusion amongst officials to affect the outcome of the contest; or

13.13 (3) scores were miscalculated.

13.14 Subd. 3. **Timing.** A challenge must be submitted within ten days of the contest.

13.15 (a) For purposes of this subdivision, the day of the contest shall not count toward the  
13.16 ten-day period. If the tenth day falls on a Saturday, Sunday, or legal holiday, then a combatant  
13.17 shall have until the next day that is not a Saturday, Sunday, or legal holiday to submit a  
13.18 challenge.

13.19 (b) The challenge must be submitted to the commissioner at the address, fax number,  
13.20 or email address designated on the commissioner's website. The date on which a challenge  
13.21 is submitted by mail shall be the postmark date on the envelope in which the challenge is  
13.22 mailed. If the challenge is faxed or emailed, it must be received by the commissioner by  
13.23 4:30 p.m. Central Time on the day the challenge is due.

13.24 Subd. 4. **Opponent's response.** If the requirements of subdivisions 1 to 3 are met, the  
13.25 commissioner shall send a complete copy of the challenge documents, along with any  
13.26 supporting materials submitted, to the opposing combatant by mail, fax, or email. The  
13.27 opposing combatant has 14 days from the date the commissioner sends the challenge and  
13.28 supporting materials to submit a response to the commissioner. Additional response time  
13.29 is not added when the commissioner sends the challenge to the opposing combatant by mail.  
13.30 The opposing combatant may submit photos, videos, documents, or any other evidence the  
13.31 opposing combatant would like the commissioner to consider in connection to the challenge.  
13.32 The response must be submitted to the commissioner at the address, fax number, or email  
13.33 address designated on the commissioner's website. The date on which a response is submitted

14.1 by mail is the postmark date on the envelope in which the response is mailed. If the response  
14.2 is faxed or emailed, it must be received by the commissioner by 4:30 p.m. Central Time on  
14.3 the day the response is due.

14.4 Subd. 5. **Licensed official review.** The commissioner may, if the commissioner  
14.5 determines it would be helpful in resolving the issues raised in the challenge, send a complete  
14.6 copy of the challenge or response, along with any supporting materials submitted, to any  
14.7 licensed official involved in the combative sport contest at issue by mail, fax, or email and  
14.8 request the official's views on the issues raised in the challenge.

14.9 Subd. 6. **Order.** The commissioner shall issue an order on the challenge within 60 days  
14.10 after receiving the opposing combatant's response. If the opposing combatant does not  
14.11 submit a response, the commissioner shall issue an order on the challenge within 75 days  
14.12 after receiving the challenge.

14.13 Subd. 7. **Nonacceptance.** If the requirements of subdivisions 1 through 3 are not met,  
14.14 the commissioner must not accept the challenge and may send correspondence to the person  
14.15 who submitted the challenge stating the reasons for nonacceptance of the challenge. A  
14.16 combatant has no further appeal rights if the combatant's challenge is not accepted by the  
14.17 commissioner.

14.18 Subd. 8. **Administrative hearing.** After the commissioner issues an order under  
14.19 subdivision 6, each combatant under section 326B.082, subdivision 8, has 30 days after  
14.20 service of the order to submit a request for hearing before an administrative law judge.

14.21 Sec. 24. Minnesota Statutes 2022, section 341.355, is amended to read:

14.22 **341.355 CIVIL PENALTIES.**

14.23 When the commissioner finds that a person has violated one or more provisions of any  
14.24 statute, rule, or order that the commissioner is empowered to regulate, enforce, or issue, the  
14.25 commissioner may impose, for each violation, a civil penalty of up to \$10,000 for each  
14.26 violation, or a civil penalty that deprives the person of any economic advantage gained by  
14.27 the violation, or both. The commissioner may also impose these penalties against a person  
14.28 who has violated section 341.28, subdivision 5, paragraph (b) or (c).