

As Amended by House Committee

Session of 2010

HOUSE BILL No. 2616

By Committee on Appropriations

2-2

10 AN ACT concerning the Kansas professional regulated sports act; per-
11 taining to violations; pertaining to civil penalties; pertaining to fees;
12 pertaining to rules and regulations; amending K.S.A. 2009 Supp. 74-
13 50,181, 74-50,182, **74-50,185**, 74-50,186, 74-50,187, 74-50,188, 74-
14 50,189, 74-50,193 and 74-50,194 and repealing the existing sections.
15

16 *Be it enacted by the Legislature of the State of Kansas:*

17 New Section 1. (a) Any person who violates any provision of this act
18 or any rule and regulation adopted hereunder may incur, in addition to
19 any other penalty provided by law, a civil penalty in an amount fixed by
20 the commission not to exceed \$1,000 for each violation. In the case of a
21 continuing violation, every day such violation continues shall be deemed
22 a separate violation. In determining the amount of the civil penalty, the
23 commission shall take into consideration all relevant circumstances, in-
24 cluding, but not limited to, the extent of harm caused by the violation,
25 the nature and persistence of the violation, the length of time over which
26 the violation occurs and any corrective actions taken.

27 (b) All civil penalties assessed under this section shall be due and
28 payable at the time of the violation. All payment of civil penalties assessed
29 shall be held in an escrow fund by the boxing commissioner for 30 days
30 after service on the person upon whom the penalty is being imposed. If
31 a person upon whom a civil penalty has been imposed appeals the as-
32 sessment, such assessment shall be held in the escrow fund until the
33 commission affirms, reverses or modifies imposing the civil penalty. Once
34 the assessment of the civil penalty becomes a final order, the commission
35 shall deposit the amount of such assessment in the athletic fee fund. If
36 the person who has been assessed a civil penalty does not appeal such
37 assessment as provided in this section, the amount of the civil penalty
38 assessed shall be deposited in the athletic fee fund.

39 (c) No civil penalty shall be imposed under this section except upon
40 the written order of the commissioner to the person upon whom the
41 penalty is to be imposed, stating the nature of the violation, the penalty
42 imposed and the right of the person upon whom the penalty is imposed
43 to appeal to the commission. Within 15 days after service of the order

1 imposing the civil penalty, the person upon whom the civil penalty has
 2 been imposed may make written request to the commission for a hearing
 3 or informal conference hearing in accordance with the provisions of the
 4 Kansas administrative procedure act. The commission shall affirm, re-
 5 verse or modify the order and shall specify the reasons therefor. The
 6 decision of the commission shall be final unless review is sought under
 7 subsection (d).

8 (d) Any person aggrieved by an order of the commission made under
 9 this section may appeal such order to the district court in the manner
 10 provided by the Kansas judicial review act.

11 (e) Any civil penalty recovered pursuant to the provisions of this sec-
 12 tion shall be remitted to the state treasurer. Upon receipt of each such
 13 remittance, the state treasurer shall deposit the entire amount in the state
 14 treasury to the credit of the athletic fee fund.

15 (f) This section shall be a part of and supplemental to the Kansas
 16 professional regulated sports act.

17 Sec. 2. K.S.A. 2009 Supp. 74-50,181 is hereby amended to read as
 18 follows: 74-50,181. K.S.A. 2009 Supp. 74-50,181 through 74-50,196 *and*
 19 *section 1*, and amendments thereto, shall be known and may be cited as
 20 the Kansas professional regulated sports act.

21 Sec. 3. K.S.A. 2009 Supp. 74-50,182 is hereby amended to read as
 22 follows: 74-50,182. As used in the Kansas professional regulated sports
 23 act:

24 (a) *“Amateur mixed martial arts” means any form of martial arts or*
 25 *self-defense conducted on a full-contact basis in a contest without weap-*
 26 *ons.*

27 ~~(a)~~ (b) *“Bout” means one match involving a regulated sport.*

28 ~~(b)~~ (c) *“Commission” means the athletic commission or these eight*
 29 ~~that is given by a referee to a contestant who has been knocked down.~~

30 (d) *“Commissioner” means the boxing commissioner or the commis-*
 31 *sioner’s designee.*

32 ~~(e)~~ (e) *“Contest” means a bout or a group of bouts involving licensed*
 33 *contestants competing in a regulated sport.*

34 ~~(f)~~ (f) *“Contestant” means a person who competes is licensed by the*
 35 *commission to compete in a regulated sport.*

36 ~~(g)~~ (g) *“Fund” means the athletic fee fund.*

37 (h) **“Grappling arts” means any form of grappling including,**
 38 **but not limited to, brazilian jiujitsu, catch wrestling, judo, luta livre**
 39 **esportiva, sambo, shoot wrestling, shooto and shuai Jiao conducted**
 40 **on a full-contact basis in a bout or contest without weapons or**
 41 **striking and where contestants may compete for valuable**
 42 **consideration.**

43 ~~(h)~~ (i) *“Mandatory count of eight” means a required count of eight*

- 1 that is given by a referee to a contestant who has been knocked down.
- 2 ~~(g)~~ ~~(i)~~ **(j)** “Noncompetitive boxing” means boxing or sparring where
3 a decision is not rendered.
- 4 ~~(h)~~ ~~(j)~~ **(k)** “Professional boxing” means the sport of attack and defense
5 which uses the fists and where contestants compete for valuable
6 consideration.
- 7 ~~(i)~~ ~~(k)~~ **(l)** “Professional full-contact karate” means any form of full-
8 contact martial arts including but not limited to full-contact kung fu, full-
9 contact tae-kwon-do or any form of martial arts or self-defense conducted
10 on a full-contact basis in a bout or contest ~~with or~~ without weapons and
11 where contestants *may* compete for valuable consideration. ~~Such contests~~
12 ~~take place in a rope enclosed ring and are fought in timed rounds.~~
- 13 ~~(j)~~ ~~(l)~~ **(m)** “Professional kickboxing” means any form of boxing in
14 which blows are delivered with any part of the arm below the shoulder,
15 including the hand, and any part of the leg below the hip, including the
16 foot, and where contestants compete for valuable consideration. ~~Such~~
17 ~~contests take place in a rope enclosed ring and are fought in timed~~
18 ~~rounds.~~
- 19 ~~(k)~~ ~~(m)~~ **(n)** “Professional mixed martial arts” means any form of mar-
20 tial arts or self-defense conducted on a full-contact basis in a bout or
21 contest ~~with or~~ without weapons and where contestants *may* compete for
22 valuable consideration. ~~Such contests take place in an enclosed ring and~~
23 ~~are fought in timed rounds.~~
- 24 ~~(l)~~ ~~(n)~~ **(o)** “Professional wrestling” means any performance of wres-
25 tling skills and techniques by two or more professional wrestlers, to which
26 any admission is charged. Participating wrestlers may not be required to
27 use their best efforts in order to win. The winner may have been selected
28 before the performance commences and contestants compete for valua-
29 ble consideration. ~~Such contests take place in a rope enclosed ring and~~
30 ~~are fought in timed rounds.~~
- 31 ~~(m)~~ ~~(o)~~ **(p)** “Regulated sports” means professional boxing, sparring,
32 professional kickboxing, professional *and amateur* mixed martial arts,
33 **grappling arts**, *professional wrestling* and professional full-contact
34 karate.
- 35 ~~(n)~~ ~~(p)~~ **(q)** “Sparring” means boxing, *kickboxing, professional and am-*
36 *ateur mixed martial arts, grappling arts or full-contact karate* for prac-
37 tice or as an exhibition.
- 38 **Sec. 4. K.S.A. 2009 Supp. 74-50,185 is hereby amended to**
39 **read as follows: 74-50,185. (a)In accordance with the provisions of**
40 **the Kansas civil service act, the commission may appoint such *chief***
41 ***inspectors and inspectors, agents, clerical and administrative per-***
42 ***sonnel as may be necessary to assist in performing the powers,***
43 ***duties and functions of the commission and the boxing***

1 **commissioner.**

2 (b) *The boxing commissioner may contract with inspectors and such*
 3 *other persons as in the commissioner's judgment may be necessary to*
 4 *properly administer the provisions of this act. Such persons shall be under*
 5 *the direct supervision of the boxing commissioner.*

6 (c) *The commission shall have the authority to adopt rules and reg-*
 7 *ulations for the certification and payment of inspectors. **The boxing com-***
 8 **missioner shall not perform duties of an inspector.**

9 Sec. ~~4~~ **5.** K.S.A. 2009 Supp. 74-50,186 is hereby amended to read
 10 as follows: 74-50,186. (a) The commission shall have general charge and
 11 supervision of all regulated sports ~~and professional wrestling perform-~~
 12 ~~ances~~ held in the state. The commission may enter into agreements with
 13 the federal bureau of investigation, the federal internal revenue service,
 14 the Kansas attorney general or any state, federal or local agency as nec-
 15 essary to carry out the duties of the commission under this act.

16 (b) The commission shall accept applications for and may issue li-
 17 censes to any person, organization, corporation, partnership, limited li-
 18 ability company or association desiring to promote regulated sports con-
 19 tests if such person holds a promoter's license from an organization which
 20 has been in existence and has held meetings at regular intervals during
 21 the entire year immediately preceding the granting of the license. The
 22 commission shall accept applications and may issue licenses to referees,
 23 judges, physicians, managers, contestants, timekeepers, seconds, pro-
 24 moters, *announcers* and matchmakers for regulated sports contests. A
 25 license fee of not less than \$20 shall accompany any application for licen-
 26 sure. Unless revoked for cause, all licenses issued under this subsection
 27 and all renewals thereof shall expire on ~~June 30 of the year succeeding~~
 28 ~~the year in which they were issued~~ *the anniversary of the date of issuance*
 29 *occurring in the calendar year following the year of issue.* Licenses shall
 30 be renewable from year to year upon the filing of a renewal application
 31 prior to the expiration of each such license and payment of the fee
 32 therefor.

33 (c) The commission shall fix and collect a ~~tax imposed~~ *fee assessed*
 34 against the gross receipts of every regulated sports contest held. The ~~tax~~
 35 *fee* shall be fixed in an amount which, together with all other revenues of
 36 the commission, is sufficient to pay the cost of administering and enforc-
 37 ing the provisions of this act, but not to exceed ~~5%~~ 6%.

38 (d) ~~The commission shall recommend a taxing and fee structure for~~
 39 ~~all regulated sports and submit such recommendations to the legislature~~
 40 ~~on or before January 1, 2005.~~ *The commission shall fix and collect a fee*
 41 *assessed upon the gross revenues received by a promoter and by any*
 42 *media network that televises a regulated sports contest held. The fee shall*
 43 *be fixed in an amount which, together with all other revenues of the*

1 *commission, is sufficient to pay the cost of administering and enforcing*
 2 *the provisions of this act, but not to exceed 6%.*

3 (e) The commission shall suspend or revoke any license issued by the
 4 commission for violations of this act or K.S.A. 21-1801, and amendments
 5 thereto, or rules and regulations adopted pursuant thereto.

6 (f) The commission shall assist promoters in developing marketing
 7 strategies for contests.

8 (g) For the purpose of ascertaining compliance with any of the pro-
 9 visions of this act or any rules and regulations adopted pursuant thereto,
 10 the commission may request a court to issue subpoenas to compel access
 11 to or for the production of any books, papers, records or memoranda in
 12 the custody or control of any licensee or officer, member, employee or
 13 agent of any licensee, or to compel the appearance of any licensee or
 14 officer, member, employee or agent of any licensee, or of any person
 15 subject to the provisions of this act. Subpoenas issued pursuant to this
 16 subsection may be served upon individuals and corporations in the same
 17 manner provided in K.S.A. 60-304, and amendments thereto, for the serv-
 18 ice of process by any officer authorized to serve subpoenas in civil actions
 19 or by the commission or an agent or representative designated by the
 20 commission. In the case of the refusal of any person to comply with any
 21 such subpoena, the commission may make application to the district court
 22 of any county where such books, papers, records, memoranda or person
 23 is located for an order to comply.

24 ~~Sec. 5-~~ **6.** K.S.A. 2009 Supp. 74-50,187 is hereby amended to read
 25 as follows: 74-50,187. (a) The commission shall adopt any rules and reg-
 26 ulations necessary to implement the provisions of this act. ~~Such Tem-~~
 27 **porary rules and regulations may be adopted by the commission**
 28 **without being subject to the provisions and requirements of K.S.A.**
 29 **77-415 through 77-438, and amendments thereto, but shall be sub-**
 30 **ject to approval by the attorney general as to legality and shall be**
 31 **filed with the secretary of state and published in the Kansas reg-**
 32 **ister. Temporary rules and regulations adopted by the commission**
 33 **in accordance with the provisions of this subsection shall be re-**
 34 **viewed two years from the effective date of this act by the joint**
 35 **committee on administrative rules and regulations. Temporary**
 36 **and permanent** rules and regulations shall include, but not be limited
 37 to, provisions concerning:

38 (1) The conduct of regulated sports contests, the time and place of
 39 such contests and the prices charged for admission thereto.

40 (2) The issuance of a license under this section and to prescribe qual-
 41 ifications for licensees.

42 (3) Fees necessary to fund the expenses and operating costs incurred
 43 in the administration and enforcement of the provisions of this act.

- 1 (4) Standards of conduct, officials required, ring size and construc-
 2 tion, age restrictions for contestants, limitations on the number of
 3 matches in which a contestant may participate, classification of weight
 4 divisions, protective gear, selection of judges and other matter concerning
 5 regulated sports deemed necessary by the commission.
- 6 (5) The acquisition of liability insurance, indemnity coverage and sur-
 7 ety bonds in amounts determined by the commission.
- 8 (6) Procedures and conditions for limitation, suspension and revo-
 9 cation of licenses.
- 10 (7) *Procedures and requirements for testing for drugs and commu-
 11 nicable diseases.*
- 12 (8) *The amount of any fees to be assessed upon the gross revenues
 13 received by any promoter, broadcaster, media network or distributor who
 14 electronically distributes or televises a regulated sports contest.*
- 15 (9) *The requirements for full disclosure between any promoter,
 16 broadcaster, media network or distributor who electronically distributes
 17 or televises a regulated sports contest.*
- 18 (10) *Any other rules and regulations deemed necessary by the com-
 19 mission for the administration of the televising, broadcasting or distrib-
 20 uting of a regulated sports contest.*
- 21 ~~(8)~~ (11) Any other matter deemed necessary by the commission to
 22 implement and enforce the provisions of this act.
- 23 (b) The commission may adopt rules and regulations concerning profes-
 24 sional wrestling ~~to the extent authorized by this subsection. Nothing
 25 in this subsection shall be construed as subjecting professional wrestling
 26 to full regulation by the commission.~~ Rules and regulations concerning
 27 professional wrestling ~~shall~~ *may* be limited to the following:
- 28 (1) Requirements that a physician or other emergency medical pro-
 29 vider be present at the performance.
- 30 (2) Requirements that the promoter ~~notify the commission regarding
 31 the location, date and time of a~~ *obtain a license from the commission in
 32 advance of the performance.*
- 33 (3) The payment of fees.
- 34 (4) *The acquisition of liability insurance, indemnity coverage and sur-
 35 ety bonds in amounts determined by the commission.*
- 36 (5) *Any other matter deemed necessary by the commission to imple-
 37 ment and enforce the provisions of this act.*
- 38 ~~Sec. 6-7.~~ K.S.A. 2009 Supp. 74-50,188 is hereby amended to read
 39 as follows: 74-50,188. (a) There is hereby established in the state treasury
 40 the athletic fee fund to be administered by the chairperson of the com-
 41 mission or the chairperson's designee. All moneys received by or for the
 42 commission from fees, charges or penalties shall be remitted to the state
 43 treasurer in accordance with the provisions of K.S.A. 75-4215, and

1 amendments thereto, who shall deposit the entire amount thereof in the
2 state treasury to the credit of the athletic fee fund ~~until July 1, 2007.~~
3 ~~Thereafter, 20% of each such deposit shall be credited to the state general~~
4 ~~fund and the balance shall be credited to the athletic fee fund.~~ All ex-
5 penditures from such fund shall be made in accordance with appropria-
6 tion acts upon warrants of the director of accounts and reports issued
7 pursuant to vouchers approved by the boxing commissioner or the com-
8 missioner's designee. All moneys credited to the athletic fee fund shall
9 be expended for the administration of the powers, duties, functions and
10 operating expenses of the commission and the boxing commissioner.

11 (b) On or before the 10th of each month, the director of accounts
12 and reports shall transfer from the state general fund to the athletic fee
13 fund established in subsection (a) interest earnings based on:

14 (1) The average daily balance of money in the athletic fee fund for
15 the preceding month; and

16 (2) the net earnings rate of the pooled money investment fund port-
17 folio for the preceding month.

18 ~~Sec. 7.~~ **8.** K.S.A. 2009 Supp. 74-50,189 is hereby amended to read
19 as follows: 74-50,189. The commission shall not issue any license to hold
20 regulated sports contests in the state of Kansas, unless:

21 (a) Such regulated sports contests are sponsored by a promoter li-
22 censed by the commission;

23 (b) the governing body of the city in which such contests are to be
24 held has adopted a resolution approving the holding of such contest; or
25 if such contests are to be held in the unincorporated area of a county, the
26 board of county commissioners of such county has adopted a resolution
27 approving the holding of such contests; *The commission may issue a*
28 *written assurance that the required license will be issued. Such assurance*
29 *shall be conditioned upon the adoption of the resolution by the governing*
30 *body of the city or the board of county commissioners, as appropriate,*
31 *approving the holding of such contest;*

32 (c) such contests shall be of not more than 12 rounds of three minutes
33 each duration *for professional boxing, professional kickboxing and pro-*
34 *fessional full-contact karate and not more than five rounds of five minutes*
35 *each duration for professional mixed martial arts and not more than five*
36 *rounds of three minutes each duration for amateur mixed martial arts;*
37 and

38 (d) a license fee, in an amount set by the commission, has been paid
39 by the promoter.

40 ~~Sec. 8.~~ **9.** K.S.A. 2009 Supp. 74-50,193 is hereby amended to read
41 as follows: 74-50,193. (a) Any person wishing to make a complaint against
42 a licensee under this act, shall file the written complaint with the com-
43 mission setting forth supporting details on a form provided by the com-

1 mission. If the commission determines that the complaint warrants a
2 hearing to ascertain whether the licensee shall be disciplined, the com-
3 mission shall file a complaint as provided in the Kansas administrative
4 procedure act. Any person holding more than one license issued by the
5 commission and disciplined under one license will be automatically dis-
6 ciplined under all licenses.

7 (b) The commission may refuse to issue any license for one or any
8 combination of reasons specified by this section. The commission shall
9 notify the applicant in writing of the reasons for the refusal and shall
10 advise the applicant of such applicant's right to file a complaint or an
11 appeal for administrative hearing as provided in the Kansas administrative
12 procedure act.

13 ~~(c) The commission may file a complaint as provided in the Kansas~~
14 ~~administrative procedure act, against any holder of any license issued~~
15 ~~pursuant to this chapter, or against any person who has failed to renew~~
16 ~~or has surrendered their license for any of the following:~~

17 ~~—(1) Use of an alcoholic beverage or any controlled substance before~~
18 ~~or during a bout.~~

19 ~~—(2) The person has been found guilty or has entered a plea of guilty~~
20 ~~or nolo contendere in a criminal prosecution under any state or federal~~
21 ~~law for any offense reasonably related to the qualifications, functions or~~
22 ~~duties of any profession licensed or regulated under this act, for any of-~~
23 ~~fense an essential element of which is fraud, dishonesty or an act of vio-~~
24 ~~lence, or for any offense involving moral turpitude, whether or not a~~
25 ~~sentence is imposed.~~

26 ~~—(3) Use of fraud, deception, misrepresentation or bribery in securing~~
27 ~~any license issued pursuant to this act.~~

28 ~~—(4) Providing false information on applications or medical forms.~~

29 ~~—(5) Incompetency, misconduct, gross negligence, fraud, misrepresen-~~
30 ~~tation or dishonesty in the performing of the functions or duties of any~~
31 ~~profession licensed or regulated by this act.~~

32 ~~—(6) Violating or enabling any person to violate any provision of this~~
33 ~~act or any rule and regulation adopted pursuant to this act.~~

34 ~~—(7) Impersonating any license holder or allowing any person to use~~
35 ~~the licensee's license.~~

36 ~~—(8) Failing to put forth the best effort during a bout.~~

37 ~~—(9) Disciplinary action against a holder of a license or other right to~~
38 ~~practice any profession regulated by this act and issued by another state,~~
39 ~~territory, federal agency or country upon grounds for which revocation~~
40 ~~or suspension is authorized in this state.~~

41 ~~—(10) Adjudged mentally incompetent by a court of competent~~
42 ~~jurisdiction.~~

43 ~~—(11) Use of any advertisement or solicitation which is false, mislead-~~

1 ~~ing or deceptive to the general public or persons to whom the advertise-~~
2 ~~ment or solicitation primarily is directed.~~
3 ~~—(12) Disruptive conduct at regulated sports contests, including the~~
4 ~~use of foul or abusive language or mannerisms or threats of physical harm~~
5 ~~by any person associated with any bout or contest licensed pursuant to~~
6 ~~this act.~~
7 ~~—(13) Issuance of a license based upon a mistake of fact.~~
8 ~~—(14) Use of grease, ointments, strong smelling liniment, drugs which~~
9 ~~cause nausea or harmful reactions, liquids or powders or illegal substances~~
10 ~~is prohibited during a regulated sports contest.~~
11 ~~—(d) After the complaint is filed, the proceeding shall be conducted in~~
12 ~~accordance with the provisions of the Kansas administrative procedure~~
13 ~~act. If the administrative law judge finds that a person has violated one~~
14 ~~or more of the grounds specified in this section, such judge may limit and~~
15 ~~condition the license for a period not to exceed five years, suspend the~~
16 ~~person's license for a period not to exceed three years or may revoke the~~
17 ~~person's license.~~
18 ~~—(e) The commission may refuse to issue a license to any person who~~
19 ~~has violated any of the grounds specified in this section.~~
20 *(c) The commission may deny, suspend, revoke or refuse renewal of*
21 *any license issued under this act if the commission finds that the applicant*
22 *or license holder has:*
23 *(1) Provided incorrect, misleading, incomplete or untrue information*
24 *in the license application.*
25 *(2) Violated:*
26 *(A) Any provision of this act or any rule and regulation adopted*
27 *thereunder; or*
28 *(B) any subpoena or order of the commission.*
29 *(3) Used any alcoholic beverage or any controlled substance before*
30 *or during a bout.*
31 *(4) Has been found guilty or has entered a plea of guilty or nolo*
32 *contendere in a criminal prosecution under any state or federal law for*
33 *any offense reasonably related to the qualifications, functions or duties of*
34 *any profession licensed or regulated under this act, for any offense an*
35 *essential element of which is fraud, dishonesty or an act of violence, or*
36 *for any offense involving moral turpitude, whether or not a sentence is*
37 *imposed.*
38 *(5) Used fraud, deception, misrepresentation or bribery in securing*
39 *any license issued pursuant to this act.*
40 *(6) Provided false information on applications or medical forms.*
41 *(7) Been incompetent or engaged in any misconduct, gross negligence,*
42 *fraud, misrepresentation or dishonesty in the performing of the functions*
43 *or duties of any profession licensed or regulated by this act.*

- 1 (8) *Violated or enabled any person to violate any provision of this act*
 2 *or any rule and regulation adopted thereunder.*
- 3 (9) *Impersonated any license holder or allowed any person to use the*
 4 *licensee's license.*
- 5 (10) *Failed to put forth the best effort during a bout.*
- 6 (11) *Been disciplined by another state, territory, federal agency or*
 7 *country for any action against a holder of a license or other right to*
 8 *practice any profession regulated by this act upon grounds for which*
 9 *revocation or suspension is authorized in this state.*
- 10 (12) *Been adjudged mentally incompetent by a court of competent*
 11 *jurisdiction.*
- 12 (13) *Used any advertisement or solicitation which is false, misleading*
 13 *or deceptive to the general public or persons to whom the advertisement*
 14 *or solicitation primarily is directed.*
- 15 (14) *Used disruptive conduct at regulated sports contests, including*
 16 *the use of foul or abusive language or mannerisms or threats of physical*
 17 *harm by any person associated with any bout or contest licensed pursuant*
 18 *to this act.*
- 19 (15) *Been issued a license based upon a mistake of fact.*
- 20 (16) *Used any grease, ointment, strong smelling liniment, drug which*
 21 *causes nausea or harmful reactions, liquid or powder or illegal substance*
 22 *during a regulated sports contest.*
- 23 (d) *Any action taken under this section which affects any license or*
 24 *imposes any administrative penalty shall be taken only after notice and*
 25 *an opportunity for a hearing conducted in accordance with the provisions*
 26 *of the Kansas administrative procedures act.*
- 27 (e) *None of the following actions shall deprive the commission of any*
 28 *jurisdiction or right to institute or proceed with any disciplinary pro-*
 29 *ceeding against such license, to render a decision suspending, revoking or*
 30 *refusing to renew such license, or to establish and make a record of the*
 31 *facts of any violation of law for any lawful purpose:*
- 32 (1) *The imposition of a civil penalty under this act;*
- 33 (2) *the lapse or suspension of any license issued under this act by*
 34 *operation of law;*
- 35 (3) *the licensee's failure to renew any license issued under this act; or*
- 36 (4) *the licensee's voluntary surrender of any license issued under this*
 37 *act. No such disciplinary proceeding shall be instituted against any li-*
 38 *cencee after the expiration of two years from the termination of the license.*
- 39 ~~Sec. 9-10.~~ **K.S.A. 2009 Supp. 74-50,194** is hereby amended to read
 40 as follows: 74-50,194. A regulated sports contestant may participate in a
 41 contest in Kansas after obtaining a license from the commission. If a
 42 contestant ~~participate~~ *participates* in more than one profession covered
 43 by this act, such contestant shall obtain a license for each profession in

1 which such contestant participates.

2 Sec. ~~10~~ **11**. K.S.A. 2009 Supp. 74-50,181, 74-50,182, **74-50,185**,
3 74-50,186, 74-50,187, 74-50,188, 74-50,189, 74-50,193 and 74-50,194 are
4 hereby repealed.

5 Sec. ~~11~~ **12**. This act shall take effect and be in force from and after
6 its publication in the Kansas register.