



Virginia
Regulatory
Town Hall

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Notice of Intended Regulatory Action (NOIRA) Agency Background Document

Agency name	Department of Professional and Occupational Regulation
Virginia Administrative Code (VAC) citation	18 VAC120-40
Regulation title	Professional Boxing and Wrestling Event Regulations
Action title	General clarifying changes and restructuring of regulations
Document preparation date	12/02/04

This information is required for executive branch review and the Virginia Registrar of Regulations, pursuant to the Virginia Administrative Process Act (APA), Executive Orders 21 (2002) and 58 (1999), and the *Virginia Register Form, Style, and Procedure Manual*.

Purpose

Please describe the subject matter and intent of the planned regulatory action. Also include a brief explanation of the need for and the goals of the new or amended regulation.

The purpose of the proposal is to make general clarifying changes, including restructuring the regulations to better distinguish between boxing (including kickboxing) and wrestling; incorporate generally accepted industry standards; and make other changes which may result from the Department's review of the regulations.

Legal basis

Please identify the state and/or federal legal authority to promulgate this proposed regulation, including (1) the most relevant law and/or regulation, including Code of Virginia citation and General Assembly chapter number(s), if applicable, and (2) promulgating entity, i.e., agency, board, or person. Describe the legal authority and the extent to which the authority is mandatory or discretionary.

Section 54.1-831 of the Code of Virginia gives the Department the authority to promulgate regulations which implement the federal Professional Boxing Safety Act of 1996 as amended

and "protect the public against incompetent, unqualified, unscrupulous or unfit persons engaging in the activities regulated by Chapter 8.1, Title 54.1 of the Code of Virginia."

Substance

Please detail any changes that will be proposed. For new regulations, include a summary of the proposed regulatory action. Where provisions of an existing regulation are being amended, explain how the existing regulation will be changed. Include the specific reasons why the agency has determined that the proposed regulatory action is essential to protect the health, safety, or welfare of citizens. Delineate any potential issues that may need to be addressed as the regulation is developed.

The proposal will include restructuring the regulations to better distinguish between boxing (including kickboxing) and wrestling. These changes will promote a better understanding among all regulators of the requirements to obtain a license and of the standards of conduct that apply to different types of events. The proposal will also incorporate generally accepted industry standards relating to the conduct of events; and make other changes which may result from the Department's review of the regulations.

Alternatives

Please describe all viable alternatives to the proposed regulatory action that have been or will be considered to meet the essential purpose of the action.

Failure to adopt these changes will result in regulations not being as clear as possible and increased noncompliance. The Department will consider comments received regarding any proposed alternatives.

Family impact

Assess the potential impact of the proposed regulatory action on the institution of the family and family stability.

The proposed changes are expected to have no impact on families.