

STATE AFFAIRS COMMITTEE
ADMINISTRATIVE RULES REVIEW
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2012 Legislative Session

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IDAPA 03 - STATE ATHLETIC COMMISSION

03.01.01 - RULES OF THE STATE ATHLETIC COMMISSION

DOCKET NO. 03-0101-1101 (FEE RULE)

NOTICE OF RULEMAKING - ADOPTION OF PENDING FEE RULE

EFFECTIVE DATE: This rule has been adopted by the agency and is now pending review by the 2012 Idaho State Legislature for final approval. Pursuant to Section 67-5224(5)(c), Idaho Code, this pending rule will not become final and effective until it has been approved, amended, or modified by concurrent resolution of the legislature because of the fee being imposed or increased through this rulemaking. The rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution.

AUTHORITY: In compliance with Section 67-5224, Idaho Code, notice is hereby given that this agency has adopted a pending fee rule. The action is authorized pursuant to Section 54-416, Idaho Code.

DESCRIPTIVE SUMMARY: The following is a concise explanatory statement of the reasons for adopting the pending rule and a statement of any change between the text of the proposed rule and the text of the pending rule with an explanation of the reasons for the change:

The pending rule is being adopted as proposed. The complete text of the proposed rule was published in the [October 5, 2011 Idaho Administrative Bulletin, Vol. 11-10, pages 81 and 82.](#)

FEE SUMMARY: The following is a specific description of the fee or charge imposed or increased. This fee or charge is being imposed pursuant to Section 54-416, Idaho Code:

The application fee for a promoter is being increased from \$500 to \$1000; the application fee for a sanction permit is being increased from \$25 to \$200; the application fees for combatants and non-combatants is being increased from \$30 to \$150; the application fee for a matchmaker is being increased from \$100 to \$250; and the application fee for a ring official is being increased from \$30 to \$150. The renewal fees are being increased as follows: a promoter renewal is being increased from \$100 to \$750; a combatant and noncombatant renewal is being increased from \$30 to \$150; a matchmaker renewal is being increased from \$100 to \$250; and the ring official renewal is being increased from \$30 to \$150. The anticipated impact is a total positive impact of \$43,880 to the dedicated fund based on the number of licensees and the number of sanction permits issued in the last fiscal year.

FISCAL IMPACT: The following is a specific description, if applicable, of any negative fiscal impact on the state general fund greater than ten thousand dollars (\$10,000) during the fiscal year:

The State Athletic Commission continues to have negative balance. This change will help provide additional revenue estimated at \$43,880 based on the number of licensees at the end of FY2011. The Board's fund balance at the end of fiscal year 2011 was (\$140,883). The Commission's expenses have exceeded its revenues by \$49,116 in FY 2011, \$35,482 in FY 2010, and \$62,678 in FY 2009.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this pending rule, contact Cherie Simpson at 208 334-3233.

DATED this 4th day of November, 2011.

Tana Cory
Bureau Chief
Bureau of Occupational Licenses
700 W State
Boise, ID 83702
(208) 334-3233 Ph.
(208) 334-3945 fax

THE FOLLOWING NOTICE WAS PUBLISHED WITH THE PROPOSED RULE

AUTHORITY: In compliance with Section 67-5221(1), Idaho Code, notice is hereby given that this agency has initiated proposed rulemaking procedures. The action is authorized pursuant to Section 54-416, Idaho Code.

PUBLIC HEARING SCHEDULE: Public hearing(s) concerning this rulemaking will be scheduled if requested in writing by twenty-five (25) persons, a political subdivision, or an agency, not later than October 19, 2011.

The hearing site(s) will be accessible to persons with disabilities. Requests for accommodation must be made not later than five (5) days prior to the hearing, to the agency address below.

DESCRIPTIVE SUMMARY: The following is a nontechnical explanation of the substance and purpose of the proposed rulemaking:

The State Athletic Commission's fund balance was (\$140,883) at the end of FY2011. This change will help provide additional revenue.

FEE SUMMARY: The following is a specific description of the fee or charge imposed or increased:

The application fee for a promoter is being increased from five hundred (\$500) to one thousand (\$1000) dollars. The application fee for a sanction permit is being increased from twenty-five (\$25) to two hundred (\$200) dollars. The application fees for combatants and non-combatants is being increased from thirty dollars (\$30) to one hundred fifty dollars (\$150). The application fee for a matchmaker is being increased from one hundred dollars (\$100) to two hundred fifty dollars (\$250). The application fee for a ring official is being

increased from thirty dollars (\$30) to one hundred fifty dollars (\$150). Finally, the renewal fees are being increased as follows: a promoter renewal is being increased from one hundred (\$100) to seven hundred fifty (\$750) dollars; a combatant and noncombatant renewal is being increased from thirty dollars (\$30) to one hundred fifty dollars (\$150); a matchmaker renewal is being increased from one hundred (\$100) to two hundred fifty dollars (\$250); and the ring official renewal is being increased from thirty dollars (\$30) to one hundred fifty dollars (\$150). The anticipated impact is a total positive impact of \$43,880 to the dedicated fund based on the number of licensees and the number of sanction permits issued in the last fiscal year.

FISCAL IMPACT: The following is a specific description, if applicable, of any negative fiscal impact on the state general fund greater than ten thousand dollars (\$10,000) during the fiscal year resulting from this rulemaking:

The State Athletic Commission continues to have a negative balance. This change will help provide additional revenue estimated at \$43,880 based on the number of licensees at the end of FY2011. The Board's fund balance at the end of fiscal year 2011 was (\$140,883). The Commission's expenses have exceeded its revenues by \$49,116 in FY 2011, \$35,482 in FY 2010, and \$62,678 in FY 2009.

NEGOTIATED RULEMAKING: Pursuant to Section 67-5220(2), Idaho Code, negotiated rulemaking was not conducted.

INCORPORATION BY REFERENCE: Pursuant to Section 67-5229(2)(a), Idaho Code, the following is a brief synopsis of why the materials cited are being incorporated by reference into this rule: N/A

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the proposed rule, contact Cherie Simpson at (208) 334-3233.

Anyone may submit written comments regarding this proposed rulemaking. All written comments must be directed to the undersigned and must be delivered on or before October 26, 2011.

DATED this 31st day of August, 2011.

THE FOLLOWING IS THE TEXT OF DOCKET NO. 03-0101-1101

104. FEES (RULE 104).

01. Application. Application fee: (3-26-08)

a. Combatant - ~~thirty~~ one hundred fifty dollars (~~\$30~~150). (~~3-26-08~~)()

- b. Non-combatant - ~~thirty~~ **one hundred fifty** dollars (~~\$3~~**150**). ~~(3-26-08)~~()
- c. Matchmaker - ~~one~~ **two** hundred **fifty** dollars (~~\$10~~**250**). ~~(3-26-08)~~()
- d. Promoter - ~~five hundred~~ **one thousand** dollars (~~\$5~~**1000**). ~~(3-26-08)~~()
- e. Sanction permit - ~~twenty-five~~ **two hundred** dollars (~~\$25~~**00**). ~~(3-26-08)~~()
- f. Ring official - ~~thirty~~ **one hundred fifty** dollars (~~\$3~~**150**). ~~(3-29-10)~~()
- 02. Renewal of License/Permit.** Annual renewal fee: (3-26-08)
- a. Combatant - ~~thirty~~ **one hundred fifty** dollars (~~\$3~~**150**). ~~(3-26-08)~~()
- b. Non-combatant - ~~thirty~~ **one hundred fifty** dollars (~~\$3~~**150**). ~~(3-26-08)~~()
- c. Matchmaker - ~~one~~ **two** hundred **fifty** dollars (~~\$10~~**250**). ~~(3-26-08)~~()
- d. Promoter - ~~one~~ **seven** hundred **fifty** dollars (~~\$10~~**750**). ~~(3-26-08)~~()
- e. Ring official - ~~thirty~~ **one hundred fifty** dollars (~~\$3~~**150**). ~~(3-29-10)~~()