

**Meeting Agenda**  
**SOUTH DAKOTA ATHLETIC COMMISSION**

**Friday, July 9, 2021**  
**12:00 p.m. (CDT)**

To join the meeting via Zoom, use the link below:

<https://us02web.zoom.us/j/89179990617?pwd=MIhFdkFIYlI5ZTcyV2R2WnE4VINhUT09>

Call: 1-312-626-6799

Meeting ID: 891 7999 0617

Passcode: 348710

*Proposed Agenda*

- A. Call to Order
- B. Approval of the Agenda
- C. Open Forum: 5 minutes for the public to address the Commission
- D. Approval of Meeting Minutes of April 20, 2021
- E. Approval of Financial Report of June 29, 2021
- F. Executive Session pursuant to SDCL 1-25-2(3) to consult with legal counsel regarding proposed or pending litigation
- G. Old Business
  - 1) Approved Event Updates
    - i. MMA 2021-01 (LFA – Sioux Falls)
    - ii. MMA 2021-02 (LFA – Sioux Falls)
    - iii. MMA 2021-03 (Knockout Events – Huron)
    - iv. MMA 2021-04 (Ogitchidaa Promotions – Watertown)
    - v. MMA 2021-05 (Fury Fights – Watertown)
    - vi. MMA 2021-06 (15<sup>th</sup> Round Boxing – Sioux Falls)
  - 2) Sports Betting Law Update
  - 3) Marijuana Law Update
  - 4) COVID 19 Testing Policy
- H. New Business
  - 1) New event applications
  - 2) Bout Review – Thomas Powell v. Corey Davis (LFA 107, May 14, 2021)
- I. Other Business
- J. Announcements
- K. Adjourn

**Meeting Minutes**  
**SOUTH DAKOTA ATHLETIC COMMISSION**  
Via Teleconference  
April 20, 2021 12:15 p.m. CDT

Chairman Kilmer called the meeting to order at 12:17 p.m. Stalley called the roll. A quorum was present.

**Members Present via Telephone:** Mike Kilmer, Lee Lohff, Margaret Gillespie, Richard Little and Verle Valentine

**Others Present via Telephone:** Jennifer Stalley, executive secretary; Lisa Harsma, administrative assistant; Amber Mulder, Department of Labor, Legal Counsel; Marcia Hultman, Secretary, Department of Labor and Regulation; and Bob Mercer, KELOLand News

Lohff made a motion to approve the agenda. Gillespie seconded the motion. The Commission voted by roll call. Kilmer, Lohff, Gillespie, Little and Valentine voted aye. **MOTION PASSED.**

Kilmer asked for any public comments. There were no comments offered.

Lohff made a motion to approve the March 22, 2021 commission meeting minutes. Valentine seconded the motion. The Commission voted by roll call. Kilmer, Lohff, Gillespie, Little and Valentine voted aye. **MOTION PASSED.**

Lohff made a motion to go into executive session for the purposes of consulting with legal counsel regarding proposed or pending litigation at 12:24 pm. Little seconded the motion. The Commission voted by roll call. Kilmer, Lohff, Gillespie, Little and Valentine voted aye. **MOTION PASSED.**

Kilmer declared the Commission out of executive session at 1:08 pm.

Little made a motion to update the Commission's COVID-19 testing policy to read:

- All competitors, corners, and officials must have a negative COVID-19 test within 72 hours of the event. The acceptable methods to meet this testing requirement are a PCR test or antigen test. A competitor, corner, or official is not required to provide a negative COVID-19 test if, the competitor, corner or officials has:
- a. Proof of COVID-19 antibodies within 90 days of the event; or
  - b. Proof of a COVID-19 diagnosis in the 90 days prior to the event and has a physician's statement of recovery.

Valentine seconded the motion. The Commission voted by roll call. Kilmer, Gillespie, Little and Valentine voted aye. Lohff voted nay. **MOTION PASSED.**

Kilmer noted the next Commission meeting is scheduled for July 9, 2021 at 12:00 p.m. via teleconference.

Little made a motion to adjourn the meeting at 1:11 pm. Lohff seconded the motion. The Commission voted by roll call. Kilmer, Lohff, Gillespie, Little and Valentine voted aye. **MOTION PASSED.**

Respectfully Submitted,

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Richard Little, Secretary

DRAFT

AGENCY: 10 LABOR & REGULATION  
BUDGET UNIT: 1039 SOUTH DAKOTA ATHLETIC COMMISSION - INFO

COMPANY	CENTER	ACCOUNT	BALANCE	DR/CR	CENTER DESCRIPTION
6503	1039000887	1140000	117,414.42	DR	BOXING COMMISSION FUND
COMPANY/SOURCE TOTAL		6503 887	117,414.42	DR *	
COMP/BUDG UNIT TOTAL		6503 1039	117,414.42	DR **	
BUDGET UNIT TOTAL		1039	117,414.42	DR ***	

STATE OF SOUTH DAKOTA  
 REVENUE SUMMARY BY BUDGET UNIT  
 FOR PERIOD ENDING: 06/29/2021

AGENCY 10 LABOR & REGULATION  
 BUDGET UNIT 1039 SOUTH DAKOTA ATHLETIC COMMISSION - INFO

CENTER	COMP	ACCOUNT	DESCRIPTION	CURRENT MONTH	YEAR-TO-DATE
COMPANY NO 6503					
COMPANY NAME PROFESSIONAL & LICENSING BOARDS					
1039000887	6503	4293070	PROMOTER LICENSE	.00	1,200.00
ACCT: 4293	BUSINESS & OCCUP LICENSING (NON-GOVERNMENTAL)			.00	1,200.00 *
1039000887	6503	4299080	EVENT FEE	.00	25,000.00
1039000887	6503	4299081	CONTESTANT REGIST FEE	.00	7,200.00
1039000887	6503	4299082	JUDGE REGISTRATION FEE	.00	250.00
1039000887	6503	4299083	REFEREE REGISTRATION FEE	.00	250.00
1039000887	6503	4299084	SECOND REGISTRATION FEE	.00	3,475.00
1039000887	6503	4299085	TIMEKEEPER REGIST FEE	.00	25.00
1039000887	6503	4299087	AMATEUR EXEMPTION FEE	.00	100.00
ACCT: 4299	OTHER LIC, PRMTS, & FEES (NON-GOVERNMENTAL)			.00	36,300.00 *
ACCT: 42	LICENSES, PERMITS & FEES			.00	37,500.00 **
1039000887	6503	4920045	NONOPERATING REVENUES	.00	3,525.33
ACCT: 4920	NONOPERATING REVENUE			.00	3,525.33 *
ACCT: 49	OTHER REVENUE			.00	3,525.33 **
CNTR: 1039000887				.00	41,025.33 ***
COMP: 6503				.00	41,025.33 ****
B UNIT: 1039				.00	41,025.33 *****

BUDGET UNIT 1039

AVAILABLE FUNDS  
AS OF: 06/29/2021  
FY YEAR REMAINING: 0.5%  
PAY DAYS REMAINING: 0

DATE 06/26/2021

CENTER NAME SOUTH DAKOTA ATHLETIC COMMISSION - INFO

COMP	ORIGINAL APPROPRIATION	APPROPRIATION TRANSFERS	YEAR-TO-DATE COMMITMENTS	YEAR-TO-DATE ENCUMBRANCES	YEAR-TO-DATE EXPENDITURES	AVAILABLE APPROPRIATIONS	CASH BALANCE
6503-I	59,000.00	0.00	0.00	0.00	58,994.76	5.24	117,414.42
BUDGETED TOT	59,000.00	0.00	0.00	0.00	58,994.76	5.24	
ALL COMP TOT	59,000.00	0.00	0.00	0.00	58,994.76	5.24	

TOTAL BUDGETED:

OBJECT OF EXPENDITURE	AMOUNT BUDGETED	COMMITMENTS		ENCUMBRANCES		EXPENDITURES		BUDGET AVAILABLE	PCT AVL
		YEAR-TO-DATE	YEAR-TO-DATE	YEAR-TO-DATE	YEAR-TO-DATE	MONTHLY	YEAR-TO-DATE		
5101 EMPLOYEE SALARIES	9,677.00	0.00	0.00	0.00	414.31	4,840.89	4,836.11	50.0	
5102 EMPLOYEE BENEFITS	1,566.00	0.00	0.00	0.00	73.73	676.77	889.23	56.8	
5203 TRAVEL	3,877.00	0.00	0.00	0.00	0.00	5,720.80	1,843.80	0.0	
5204 CONTRACTUAL SVCS	42,780.00	0.00	0.00	0.00	7,511.58	47,504.49	4,724.49	0.0	
5205 SUPPLIES & MATRLS	1,100.00	0.00	0.00	0.00	23.17	251.81	848.19	77.1	
TOTALS	59,000.00	0.00	0.00	0.00	8,022.79	58,994.76	5.24	0.0	

BREAKOUT BY COMPANY:

COMPANY 6503-I PROFESSIONAL & LICENSING BOARDS

OBJECT OF EXPENDITURE	AMOUNT BUDGETED	COMMITMENTS		ENCUMBRANCES		EXPENDITURES		BUDGET AVAILABLE	PCT AVL
		YEAR-TO-DATE	YEAR-TO-DATE	YEAR-TO-DATE	YEAR-TO-DATE	MONTHLY	YEAR-TO-DATE		
5101000 EMPLOYEE SALARIES	9,677.00	0.00	0.00	0.00	414.31	4,840.89	4,836.11	50.0	
5102000 EMPLOYEE BENEFITS	1,566.00	0.00	0.00	0.00	73.73	676.77	889.23	56.8	
5203000 TRAVEL	3,877.00	0.00	0.00	0.00	0.00	5,720.80	1,843.80	0.0	
5204000 CONTRACTUAL SVCS	42,780.00	0.00	0.00	0.00	7,511.58	47,504.49	4,724.49	0.0	
5205000 SUPPLIES & MATRLS	1,100.00	0.00	0.00	0.00	23.17	251.81	848.19	77.1	
PS SUBTOTALS	11,243.00	0.00	0.00	0.00	488.04	5,517.66	5,725.34	50.9	
OE SUBTOTALS	47,757.00	0.00	0.00	0.00	7,534.75	53,477.10	5,720.10	0.0	
COMPANY 6503-I TOT	59,000.00	0.00	0.00	0.00	8,022.79	58,994.76	5.24	0.0	

AGENCY 10 LABOR & REGULATION  
BUDGET UNIT 1039 SOUTH DAKOTA ATHLETIC COMMISSION - INFO  
CENTER-5 10390 SD ATHLETIC COMMISSION

CENTER	COMP	ACCOUNT	DESCRIPTION	CURRENT MONTH	YEAR-TO-DATE
<p>COMPANY NO 6503 COMPANY NAME PROFESSIONAL &amp; LICENSING BOARDS</p>					
1039000887	6503	51010100	F-T EMP SAL & WAGES	234.31	1,720.89
1039000887	6503	51010300	BOARD & COMM MBRS FEES	180.00	3,120.00
<p>ACCT: 5101 EMPLOYEE SALARIES</p>					
1039000887	6503	51020100	OASI-EMPLOYER'S SHARE	414.31	4,840.89
1039000887	6503	51020200	RETIREMENT-ER SHARE	31.49	368.66
1039000887	6503	51020600	HEALTH/LIFE INS.-ER SHARE	14.07	103.36
1039000887	6503	51020800	WORKER'S COMPENSATION	27.50	199.82
1039000887	6503	51020900	UNEMPLOYMENT COMPENSATION	.43	3.17
				.24	1.76
<p>ACCT: 5102 EMPLOYEE BENEFITS</p>					
ACCT: 51			PERSONAL SERVICES	73.73	676.77
				488.04	5,517.66
<p>1039000887 6503 52030300 AUTO-PRIV (IN-ST.) H/RTE</p>					
1039000887	6503	52031000	LODGING/IN-STATE	.00	2,620.80
1039000887	6503	52031500	NON-TAXABLE MEALS/IN-ST	.00	2,028.00
<p>ACCT: 5203 TRAVEL</p>					
1039000887	6503	52040200	DUES & MEMBERSHIP FEES	.00	5,720.80
1039000887	6503	52040900	MANAGEMENT CONSULTANT	.00	205.00
1039000887	6503	52042000	CENTRAL SERVICES	1,045.50	11,480.00
1039000887	6503	52043600	ADVERTISING-NEWSPAPER	297.91	2,282.10
1039000887	6503	52045900	INS PREMIUMS & SURETY BDS	.00	103.69
1039000887	6503	52049600	OTHER CONTRACTUAL SERVICE	.00	329.10
				6,168.17	33,104.60
<p>ACCT: 5204 CONTRACTUAL SERVICES</p>					
1039000887	6503	52050200	OFFICE SUPPLIES	7,511.58	47,504.49
1039000887	6503	52053500	POSTAGE	.00	127.97
				23.17	123.84
<p>ACCT: 5205 SUPPLIES &amp; MATERIALS</p>					
1039000887	6503	5228000	OPER TRANS OUT -NON BUDGT	23.17	251.81
				39.58	278.65
<p>ACCT: 5228 NONOP EXP/NONEGTD OP TR</p>					
ACCT: 52			OPERATING EXPENSES	39.58	278.65
				7,574.33	53,755.75
<p>COMP: 6503 PROFESSIONAL &amp; LICENSING BOARDS</p>					
				8,062.37	59,273.41
<p>CENTER: 1039000887</p>					
B UNIT: 1039				8,062.37	59,273.41
				8,062.37	59,273.41

AGENCY 10 LABOR & REGULATION  
BUDGET UNIT 1039 SOUTH DAKOTA ATHLETIC COMMISSION - INFO  
CENTER-5 10390 SD ATHLETIC COMMISSION

COMP	CENTER	ACCOUNT	DOCUMENT NUMBER	POSTING DATE	JV APPVL # OR PAYMENT #	SHORT NAME	VENDOR NUMBER	VENDOR GROUP	AMOUNT	DR/CR
	COMPANY NO	6503								
	COMPANY NAME	PROFESSIONAL & LICENSING BOARDS								
6503	1039000887	51010100	CGEX210526	06/02/2021					95.88	DR
6503	1039000887	51010100	CGEX210611	06/16/2021					138.43	DR
6503	1039000887	51010300	F-T EMP SAL & WAGES CGEX210526	06/02/2021					234.31	DR *
	OBJSUB:	51010300	CGEX210526						180.00	DR
	OBJECT:	5101	BOARD & COMM MBRS FEES						180.00	DR *
6503	1039000887	51020100	CGEX210526	06/02/2021					414.31	DR **
6503	1039000887	51020100	CGEX210611	06/16/2021					21.02	DR
	OBJSUB:	51020100	CGEX210611						10.47	DR
6503	1039000887	51020200	OASI-EMPLOYER'S SHARE CGEX210526	06/02/2021					31.49	DR *
	OBJECT:	51020200	CGEX210611						5.76	DR
	OBJSUB:	51020200	CGEX210611						8.31	DR
6503	1039000887	51020600	RETIREMENT-ER SHARE CGEX210526	06/02/2021					14.07	DR *
	OBJECT:	51020600	CGEX210611						11.25	DR
	OBJSUB:	51020600	CGEX210611						16.25	DR
6503	1039000887	51020800	HEALTH/LIFE INS.-ER SHARE CGEX210526	06/02/2021					27.50	DR *
	OBJECT:	51020800	CGEX210611						.18	DR
	OBJSUB:	51020800	CGEX210611						.25	DR
6503	1039000887	51020900	WORKER'S COMPENSATION CGEX210526	06/02/2021					.43	DR *
	OBJECT:	51020900	CGEX210611						.10	DR
	OBJSUB:	51020900	CGEX210611						.14	DR
6503	1039000887	52040900	UNEMPLOYMENT COMPENSATION EMPLOYEE BENEFITS PERSONAL SERVICES	06/16/2021	00725324	MIDWESTSOL	12199902		1,045.50	DR ***
	OBJECT:	52040900	21-1000-001 1701						.24	DR *
	GROUP:	51							73.73	DR **
	OBJSUB:	52040900	MANAGEMENT CONSULTANT FMI103080 PL1104069	06/02/2021					488.04	DR ***
	OBJECT:	52040900	21-1000-001 1701						1,045.50	DR
	OBJSUB:	52042000	CENTRAL SERVICES 21-1000-001 1701	06/16/2021	00725324	MIDWESTSOL	12199902		297.91	DR *
	OBJECT:	52042000	OTHER CONTRACTUAL SERVICE CONTRACTUAL SERVICES MS105052	06/02/2021					6,168.17	DR *
	OBJSUB:	52053500	POSTAGE SUPPLIES & MATERIALS T101-157	06/18/2021					7,511.58	DR **
	OBJECT:	52053500	T101-157						23.17	DR
	OBJSUB:	52053500	POSTAGE SUPPLIES & MATERIALS T101-157	06/02/2021					23.17	DR **
	OBJECT:	52053500	T101-157						14.93	DR



AGENCY 10 LABOR & REGULATION  
BUDGET UNIT 1039 SOUTH DAKOTA ATHLETIC COMMISSION - INFO  
CENTER-5 10390 SD ATHLETIC COMMISSION

COMP	CENTER	ACCOUNT	DOCUMENT NUMBER	POSTING DATE	JV APPVL # OR PAYMENT #	SHORT NAME	VENDOR NUMBER	VENDOR GROUP	AMOUNT	DR/CR
6503	1039000887	5228000	T101-157	06/02/2021					14.93	DR
6503	1039000887	5228000	T101-157	06/02/2021					14.93	CR
6503	1039000887	5228000	T101-167	06/23/2021					24.65	DR
OBJSUB: 5228000 OPER TRANS OUT -NON BUDGT OBJECT: 5228 NONOP EXP/NONBGTD OP TR GROUP: 52 OPERATING EXPENSES COMP: 6503 CNTR: 1039000887 B. UNIT: 1039										
									39.58	DR *
									39.58	DR **
									7,574.33	DR ***
									8,062.37	DR ****
									8,062.37	DR *****
									8,062.37	DR *****

**South Dakota Athletic Commission COVID-19 related policies  
(revised 4/30/2021)**

The South Dakota Athletic Commission requires the following COVID-19 related adaptations to its requirements for a mixed martial arts, boxing or kickboxing event:

**COVID-19 Testing**

All competitors, corners, and officials must have a negative COVID-19 test within 72 hours of the event. The acceptable methods to meet this testing requirement are a PCR test or antigen test.

A competitor, corner, or official is not required to provide a negative COVID-19 test if, the competitor, corner or officials has:

- a. Proof of COVID-19 antibodies within 90 days of the event; or
- b. Proof of a COVID-19 diagnosis in the 90 days prior to the event and has a physician's statement of recovery.

**Event Set Up and Operations**

The required perimeter between the cage/ring and spectators may be expanded at the direction of the Commission, depending on the venue, to ensure proper distancing between the competitors, officials and spectators.

All competitors and corners are to remain in the assigned locker room upon arrival at the venue.

**Venue Capacity and Restrictions**

The approved event venue is responsible to determining the number of spectators and conditions for attendance by spectators at the venue.

Promoters and event venues are encouraged to ask spectators to wear masks and maintain social distancing consistent with the Centers for Disease Control's recommendations.

**Application of Commission COVID-19 Policies**

The Commission's COVID-19 conditions for an approved event are subject to change without notice.