

ENGROSSED HOUSE AMENDMENT

TO

ENGROSSED SENATE BILL NO. 556

BY: DOUGLASS of the SENATE

and

BRYANT of the HOUSE

( AMUSEMENTS AND SPORTS - CREATING THE OKLAHOMA  
BOXING COMMISSION - PROVIDING FOR MEMBERSHIP -  
AUTHORIZING PROMULGATION OF RULES AND  
REGULATIONS - NONCODIFICATION -  
EMERGENCY )

AUTHORS: Add the following House Coauthors: ROACH, STOTTLEMYRE,  
SATTERFIELD, TYLER, POPE, ISAAC and WEAVER

AMENDMENT NO. 1. Strike the stricken title, enacting clause and  
entire bill and insert

" ( AMUSEMENTS AND SPORTS - OKLAHOMA BOXING  
COMMISSION ACT - CREATING THE OKLAHOMA BOXING  
COMMISSION REVOLVING FUND - CODIFICATION -  
EFFECTIVE DATE -  
EMERGENCY )

SECTION 1. NEW LAW A new section of law to be codified  
in the Oklahoma Statutes as Section 301 of Title 3A, unless there is  
created a duplication in numbering, reads as follows:

This act shall be known and may be cited as the "Oklahoma Boxing  
Commission Act".

It shall be unlawful for any person or corporation to bet or  
wager on any boxing match. Conviction of such activity shall carry

a fine of not less than Two Hundred Dollars (\$200.00) nor more than Five Hundred Dollars (\$500.00) and not less than thirty (30) days nor more than ninety (90) days in jail.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 302 of Title 3A, unless there is created a duplication in numbering, reads as follows:

As used in the Oklahoma Boxing Commission Act:

1. "Amateur boxer" means a person who has never received or competed for any purse or thing of any financial value either for participating in a boxing contest or in a sparring exhibition;

2. "Applicant" means any person, club, association, corporation or trust which submits to the Commission an application for a license or permit pursuant to this act;

3. "Booking agent" means independent contractors who act as bookers, agents, agencies, representatives or managers who secure engagements and contracts for boxers;

4. "Boxing" means any form of competition in which a blow is usually struck which may reasonably be expected to inflict injury, including but not limited to wrestling and kickboxing;

5. "Club" means an incorporated or unincorporated association or body of persons voluntarily united and acting together for some common or special purpose;

6. "Commission" means the Oklahoma Boxing Commission;

7. "Commissioner" means the Commissioner of the Oklahoma Boxing Commission;

8. "Contest" means an engagement in which the participants strive earnestly in good faith to win;

9. "Exhibition" means an engagement in which the participants show or display their skill without necessarily striving to win, such as sparring;

10. "Judge" means a person other than a referee who shall have a vote in determining the winner of any contest;

11. "License" means a certificate issued by the Commission which authorizes direct or indirect participation or connection with any boxing contest or sparring exhibition;

12. "Manager" means a person who controls or administers the affairs of any boxer. "Manager" shall include the representative of a manager;

13. "Matchmaker" means a person who brings together boxers or arranges boxing contests or sparring exhibitions;

14. "Participant" means an amateur or professional who takes part in a boxing contest or sparring exhibition;

15. "Permit" means a certificate issued by the Commission which authorizes the conducting, sponsoring or holding of a boxing contest or sparring exhibition;

16. "Person" means any individual, partnership, club, association, corporation or trust;

17. "Physician" means an individual licensed under the laws of this state as a medical doctor or an osteopathic physician;

18. "Professional boxer" means an individual who is at least eighteen (18) years of age and competes for money, prizes or purses of any financial value, or who teaches, instructs, pursues or assists in the practice of boxing or sparring as a means of obtaining a livelihood or pecuniary gain;

19. "Promoter" means any person, club or corporation who produces or stages boxing contests or sparring exhibitions and shall include the officer, director, stockholder or employee thereof and any promoter who has no place of business within this state;

20. "Purse" means the financial guarantee or any other remuneration, or part thereof, for which a professional boxer participates in a boxing contest or sparring exhibition and shall include the participant's share of any payment received for radio broadcasting, television and motion picture rights. "Purse" shall include gate receipts and any other prizes;

21. "Ring official" means any person who performs an official function during the progress of a boxing contest or sparring exhibition including, but not limited to, the timekeeper and the referee; and

22. "Second" means the person who shall assist the trainer in the corner during a boxing contest or a sparring exhibition.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 303 of Title 3A, unless there is created a duplication in numbering, reads as follows:

There is hereby created the Oklahoma Boxing Commission, which shall promulgate rules and regulations according to the Administrative Procedures Act, Section 250 et seq. and Section 30 et seq. of Title 75 of the Oklahoma Statutes, to govern the boxing industry in this state.

SECTION 4. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 304 of Title 3A, unless there is created a duplication in numbering, reads as follows:

A. The Oklahoma Boxing Commission shall be composed of seven (7) members appointed by the Governor with the advice and consent of the Senate. Each member shall be appointed for a term of four (4) years.

B. The membership shall include one person with a background in professional boxing promotions; one person with a background in professional sports medicine; one person with a background in either professional or amateur boxing organizations as an athlete, trainer or coach; and one person with a background in professional or amateur athletics marketing. Each member shall be a qualified elector of this state.

C. The Commission shall meet at least four (4) times annually.

D. It shall be the duty of the Commission to select a State Boxing Commissioner who shall not be a member of the Commission.

E. Members of the Commission shall be reimbursed for expenses as provided in the State Travel Reimbursement Act.

F. No member of the Commission shall promote, sponsor or have any financial interest in the promotion or sponsorship of any boxing contest or sparring exhibition.

G. The members of the Commission may be removed by the Governor for inefficiency, neglect of duty or malfeasance in office in the manner provided by law for the removal of officers not subject to impeachment.

SECTION 5. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 305 of Title 3A, unless there is created a duplication in numbering, reads as follows:

A. Within thirty (30) days after its appointment, the Commission shall organize, adopt a seal and make such rules and regulations necessary to carry out the purposes of this act. Rules and regulations adopted, amended or repealed by the Commission shall require a majority vote of all Commission members. Except as otherwise provided, all proceedings by the Commission shall be subject to the provisions of the Administrative Procedures Act.

B. At the initial organizational meeting of the Commission, the members shall elect from their number a chairperson and a vice-chairperson to serve for one (1) year. Annually thereafter, an organizational meeting shall be held to elect such officers.

C. Before any meeting of the Commission can convene, a quorum of the members must be present. A majority of members shall constitute a quorum. In the event of any tie vote, the vote of the chairperson shall prevail.

D. Regular meetings shall be held at the established offices of the Commission provided however, when the convenience of the public or parties involved can be promoted or expense prevented, meetings, hearings or proceedings may be held at any other designated place.

Special meetings may be called as provided by the rules and regulations of the Commission.

E. The Commission shall file a written report with the Governor, the Speaker of the House of Representatives and the President Pro Tempore of the Senate prior to July 31 of each year. The report shall contain a summary of the proceedings of the Commission during the preceding fiscal year, a detailed and itemized statement of all revenue and of all expenditures made by or on behalf of the Commission, other information deemed by the Commission to be necessary or useful, and any additional information which may be requested by the Governor, the Speaker of the House of Representatives and the President Pro Tempore of the Senate.

F. The Commission may incur expenses for office rent, furniture, stationery, printing, incidental and other necessary expenses needed for the administration of the Oklahoma Boxing Commission Act.

SECTION 6. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 306 of Title 3A, unless there is created a duplication in numbering, reads as follows:

A. The Commission may employ a secretary to keep full records of all Commission proceedings and preserve all books, documents and papers belonging to the Commission. The records of the Commission shall be open for inspection during normal business hours. The secretary shall perform such other duties as the Commission may prescribe.

B. The Commission may employ and prescribe the duties of such other officers, clerks, deputies and employees as may be necessary to administer the provisions of this act. A schedule of minimum and maximum salaries for Commission employees shall be fixed by the Commission.

C. Employees of the Commission shall be prohibited from promoting, sponsoring or having any pecuniary interest in any

amateur or professional boxing contest or sparring exhibition regulated by the Oklahoma Boxing Commission Act.

SECTION 7. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 307 of Title 3A, unless there is created a duplication in numbering, reads as follows:

A. The Commission is hereby vested with the sole direction, control and jurisdiction over all amateur and professional boxing contests and sparring exhibitions held or given within the State of Oklahoma, except those events specifically exempt by the provisions of the Oklahoma Boxing Commission Act.

B. Specifically exempt from the provisions of the Oklahoma Boxing Commission Act are the boxing contests or sparring exhibitions conducted or sponsored by:

1. Any school, college or university where the participants are students regularly enrolled in such institutions and the instructors, coaches and trainers are employees of such institutions. The term "school, college or university" does not include a school or other institution whose principal purpose is to furnish instruction in boxing or sparring.

2. Any military installation or branch of the Armed Forces where the participants are employed by the military installation or a member of the branch of the Armed Forces sponsoring the boxing contest or sparring exhibition.

SECTION 8. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 308 of Title 3A, unless there is created a duplication in numbering, reads as follows:

A. Each professional boxer, trainer, manager, matchmaker, promoter, foreign co-promoter, referee, judge, timekeeper, booking agent, club or corporation shall procure a license from the Commission before acting directly or indirectly in any capacity in connection with boxing and sparring and the contests and exhibitions related thereto.

B. No license shall be required for any amateur boxer.

SECTION 9. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 309 of Title 3A, unless there is created a duplication in numbering, reads as follows:

A. A permit shall be required in order to conduct, sponsor or hold amateur or professional boxing contests or sparring exhibitions. Each permit shall authorize a program of one or more boxing contests or sparring exhibitions. The program shall not exceed six (6) hours in length.

B. Each applicant for a permit shall first:

1. Possess a promoter's license at least sixty (60) days prior to the issuance of the permit; and

2. Have a corporate surety bond in a sum not less than Two Thousand Dollars (\$2,000.00) filed in the office of the Secretary of State.

C. Applications for a permit shall be verified by the applicant and shall specify:

1. The time and exact place of the boxing contest or sparring exhibition;

2. The name of the boxers and their seconds;

3. The location and seating capacity of the building or stadium where the program is to be held;

4. The name of and compensation to the officiating referee, judges and timekeeper;

5. The amount to be charged for admission;

6. The amount of the compensation or percentage of gate receipts to be paid to each boxer; and

7. The name and address of the applicant.

D. No permit shall be issued for the conducting or holding of any boxing contest or sparring exhibition within any political subdivision of this state where a local ordinance or resolution



prohibits such contests or exhibitions within the limits of the subdivision.

SECTION 10. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 310 of Title 3A, unless there is created a duplication in numbering, reads as follows:

A. The Commission may issue, withhold, suspend or revoke any and all licenses and permits required by the provisions of the Oklahoma Boxing Commission Act or the rules and regulations adopted by the Commission. The Commission may also censure or reprimand any licensee or permit holder. In addition, the Commission shall fix a uniform scale of fees for all licenses and permits.

B. Each license shall expire one (1) year from the date of issuance, while each permit shall expire on the date designated by the Commission.

SECTION 11. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 311 of Title 3A, unless there is created a duplication in numbering, reads as follows:

Before issuing any license or permit, the Commission shall consider the best interest and welfare of the public, the preservation of the safety and health of the participants and the best interest of boxing or sparring in general.

SECTION 12. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 312 of Title 3A, unless there is created a duplication in numbering, reads as follows:

A. The Commission may require any applicant for a license or permit to appear before the Commission for an oral examination, under oath, as to his qualifications before taking action on the application. In case the applicant is a corporation or club, these factors shall be considered with reference to its officers, directors, stockholders and members.

B. Irrespective of an oral examination, each applicant must establish to the satisfaction of the Commission that he:

1. Is of good moral character and reputation;
2. Is physically fit and mentally sound;
3. Is skilled in such person's profession;
4. Is of the requisite age and experience;
5. Is not addicted to the intemperate use of alcohol or to the illegal use of controlled dangerous substances; and
6. Does not have a communicable disease as defined in Section 1-501 of Title 63 of the Oklahoma Statutes.

SECTION 13. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 313 of Title 3A, unless there is created a duplication in numbering, reads as follows:

Every application for a license or permit shall:

1. Be in writing and on a form supplied by the Commission;
2. Include the applicant's fingerprints. In case the applicant is a corporation or club, the fingerprints shall be of its officers, directors, stockholders and members as the Commission may direct;
3. Set forth information and have attached thereto such photographs or other exhibits as the Commission may require;
4. Be verified under oath by the applicant;
5. Have submitted with it the required license or permit fee with the application; and
6. Be filed with the secretary of the Commission.

SECTION 14. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 314 of Title 3A, unless there is created a duplication in numbering, reads as follows:

A. The Commission may issue a license and permit to any corporation duly incorporated under the laws of this state, provided that:

1. The required surety bond is filed in the office of the Secretary of State; and
2. The application for a license or permit is verified by two (2) officers of the corporation.

B. The Commission may issue a license and permit to any incorporated or unincorporated club, provided that:

1. All the officers and members are citizens or permanent residents and bona fide residents of the State of Oklahoma for one or more years;

2. There are twenty-five (25) or more members;

3. The required surety bond is filed in the office of the Secretary of State; and

4. The application for a license or permit is verified by two (2) officers of the club.

SECTION 15. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 315 of Title 3A, unless there is created a duplication in numbering, reads as follows:

The Commission shall not accept the application of a corporation or club for any license unless:

1. A corporate surety bond in a sum not less than Two Thousand Dollars (\$2,000.00) or an irrevocable letter of credit in the same amount issued by any financial institution that is a member of the Federal Deposit Insurance Corporation or the Federal Savings and Loan Insurance Corporation is filed in the office of the Secretary of State;

2. Each corporate surety bond shall be in favor of the people of Oklahoma, and conditioned upon the faithful performance of obligations pursuant to the provisions of the Oklahoma Boxing Commission Act and the rules and regulations adopted by the Commission; and

3. The corporate surety bond shall be executed by a responsible surety company authorized to do business in the State of Oklahoma, and shall be in a form approved by the Attorney General of the State of Oklahoma.

SECTION 16. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 316 of Title 3A, unless there is created a duplication in numbering, reads as follows:

A. At the discretion of the Commission, boxing contests or sparring exhibitions may be held in any building or stadium for which a permit may be issued. Where such events are authorized to be held in a state-owned or city-owned armory, the applicable provisions of military law must be complied with. No boxing contest or sparring exhibition shall be held in a building wholly used for religious services.

B. All buildings or structures used or intended to be used for holding or giving boxing contests or sparring exhibitions shall be properly ventilated and provided with fire exits and fire escapes. Such buildings or structures shall conform in all manner to the laws, ordinances and regulations pertaining to buildings in the municipality where situated.

SECTION 17. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 317 of Title 3A, unless there is created a duplication in numbering, reads as follows:

Within thirty (30) days after the conclusion of any license or permit period, every person, club or corporation licensed as a promoter under the provisions of the Oklahoma Boxing Commission Act shall submit to the Commission, on a form prescribed and supplied by the Commission, a full statement:

1. Of receipts from all sources whatsoever during the license or permit period;

2. Containing all expenses and disbursements, itemized in a manner and form as directed by the Commission;

3. Showing the net revenue from all sources derived by the licensee; and

4. Which is verified under oath by the licensee.

SECTION 18. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 318 of Title 3A, unless there is created a duplication in numbering, reads as follows:

Every promoter shall insert in each show card, bill, poster, newspaper advertisement and in each and every advertisement of a boxing contest or sparring exhibition the price of admission thereto.

SECTION 19. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 319 of Title 3A, unless there is created a duplication in numbering, reads as follows:

A. Every ticket of admission to a boxing contest or sparring exhibition shall show on its face the scheduled date of the event and the purchase price, including any taxes thereon.

B. No ticket shall be sold by any promoter for more than the price printed on the ticket.

C. No other person shall sell any ticket for more than fifty cents (\$0.50) in excess of the price printed on the ticket and no licensee, under the Oklahoma Boxing Commission Act shall directly or indirectly receive any part of such excess price.

D. Tickets in each price range shall be consecutively numbered and the number of each ticket shall be clearly printed on both the stub and main portion of the ticket.

E. A schedule of the numbers of all tickets in each price range shall be furnished to the Commission.

F. The number of tickets sold shall be limited by and not exceed the seating capacity of the place where such event is to be held.

SECTION 20. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 320 of Title 3A, unless there is created a duplication in numbering, reads as follows:

Each promoter of a boxing contest or sparring exhibition shall have charge of all seating arrangements and shall furnish one (1)

ringside seat or box seat to each deputy or member of the Commission who is present.

A promoter shall not admit more people to the boxing contest or sparring exhibition than the seating capacity of the place where such event is being held.

SECTION 21. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 321 of Title 3A, unless there is created a duplication in numbering, reads as follows:

A. The Commission shall promulgate rules and regulations governing the form and content of all contracts entered into between or among promoters and managers and professional boxers.

B. All contracts shall be in writing and each party to the contract and the Commission shall receive a copy of the contract.

C. Every contract subject to the provisions of this section shall contain the following clause: "This agreement is subject to the provisions of the Oklahoma Boxing Commission Act and to the rules and regulations of the Oklahoma Boxing Commission, and to any future amendments of either of them."

D. No contract between a manager and a professional boxer shall be legally valid and binding, until both parties to the contract have appeared before the Commission and have received its approval of the contract endorsed thereon.

SECTION 22. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 322 of Title 3A, unless there is created a duplication in numbering, reads as follows:

The Commission may suspend or revoke a license or permit, or censure or reprimand any licensee or permit holder in any case where the Commission shall find that the licensee or permittee:

1. Is declared, by a physician, to be physically unable to participate in a boxing contest or sparring exhibition;

2. Is guilty of violating any provision of the Oklahoma Boxing Commission Act or the rules and regulations of the Commission;

3. Has committed fraud or deceit in securing his or another person's license or permit;

4. Is guilty of any form of pretense which might induce the public or citizens to become prey to professional exploitation;

5. Participates in any sham or collusive boxing contest or sparring exhibition;

6. Has been convicted, or pleaded guilty, or entered a plea of nolo contendere, or has been found guilty by a judge or jury of a felony in any jurisdiction within ten (10) years preceding the disciplinary action;

7. Is addicted to the illegal use of controlled dangerous substances;

8. Is mentally incompetent;

9. Has been guilty of unprofessional or unethical conduct, or such conduct as to require disciplinary action in the public interest;

10. Has by act or omission conducted himself in a manner detrimental to the best interests of boxing or sparring generally, or to the public interest and general welfare;

11. Has made a misstatement of a material fact or fraudulently concealed a material fact or induced, aided or abetted any other person in misstating or concealing any material fact in any application or other proceeding under the Oklahoma Boxing Commission Act;

12. Has failed to account for or pay over monies belonging to others which have come into his possession in connection with a boxing contest or sparring exhibition;

13. Has failed to furnish to the proper party a copy of any contract or statement required by the Oklahoma Boxing Commission Act or the rules and regulations promulgated pursuant to this act, or has breached such a contract;

14. Has paid or agreed to pay any money or article of value to any person not having a license or a permit for soliciting or for business secured or for rendering of any service or the doing of any of the acts forbidden by the Oklahoma Boxing Commission Act or the rules and regulations promulgated pursuant to this act;

15. Has loaned his license or permit to another person or has borrowed or used the license or permit of another;

16. Has employed a person who has not been issued a license when required to by law;

17. Has failed to maintain in force the bond required by the Oklahoma Boxing Commission Act;

18. Has been disciplined in any manner by the Commission or similar agency or body of any jurisdiction; or

19. Has failed to pay a fine or any part thereof imposed pursuant to the Oklahoma Boxing Commission Act.

SECTION 23. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 323 of Title 3A, unless there is created a duplication in numbering, reads as follows:

The Commission may suspend temporarily, without a hearing, any license or permit issued under the Oklahoma Boxing Commission Act, when in its opinion such action is necessary to protect the public welfare and the best interest of boxing. Such suspension shall become permanent unless within thirty (30) days from the notice of such suspension, the licensee or permittee applies in writing for a hearing as provided for in Section 26 of this act. The hearing shall be held within thirty (30) days of the receipt of the request for the hearing.

SECTION 24. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 324 of Title 3A, unless there is created a duplication in numbering, reads as follows:

A. The Commission may order the promoter to withhold any part of a purse or other funds belonging or payable to any boxer, manager



or second if, in the judgment of the Commission, deputy, referee or judges, the boxer failed to give his best efforts in a contest or exhibition, or if the manager or seconds have violated any of the provisions of the Oklahoma Boxing Commission Act or the rules and regulations promulgated pursuant to this act.

B. Upon the withholding of any part of a purse or other funds pursuant to this section, the Commission shall immediately schedule a hearing on the matter, provide adequate notice to all interested parties and dispose of the matter as promptly as possible. If it is determined that a boxer, manager or second is not entitled to any part of his share of the purse or other funds, the promoter shall turn such monies over to the Commission.

SECTION 25. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 325 of Title 3A, unless there is created a duplication in numbering, reads as follows:

The Commission may:

1. Compel the production of any and all books, memoranda, documents, papers and records showing the receipts and disbursements of any person, club or corporation licensed under the provisions of the Oklahoma Boxing Commission Act;

2. Subpoena witnesses and administer oaths or affirmations to witnesses when, in the judgment of the Commission, it may be necessary for the effectual discharge of its duties;

3. Require, at any time, the removal for just cause of any employee or official employed by any licensee or permittee under the Oklahoma Boxing Commission Act;

4. Prescribe the manner that books and financial or other statements of any licensee or permittee shall be kept; and

5. Visit, investigate and place expert accountants and such other persons as it may deem necessary in the offices or places of business of any licensee or permittee for the purpose of satisfying

itself that the rules and regulations of the Commission are strictly complied with.

SECTION 26. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 326 of Title 3A, unless there is created a duplication in numbering, reads as follows:

A. Any member of the Commission may conduct hearings.

B. All hearings conducted under the provisions of the Oklahoma Boxing Commission Act shall be in accordance with the provisions of the Administrative Procedures Act of Oklahoma in Title 75 of the Oklahoma Statutes.

C. Before any adjudication is rendered, a majority of the members of the Commission shall be required to examine the record and approve the adjudication and order.

D. The Commission shall file a written report of its findings, adjudication and order in the record of the proceedings and shall send a copy to the accused.

SECTION 27. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 327 of Title 3A, unless there is created a duplication in numbering, reads as follows:

Each licensee or permittee who violates any rule, regulation or order of the Commission or any provision of this act, upon conviction thereof, shall be:

1. Guilty of a misdemeanor;

2. Liable for a civil penalty of up to Five Thousand Dollars (\$5,000.00); and

3. Subject to the revocation of any and all licenses and permits issued pursuant to this act.

SECTION 28. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 328 of Title 3A, unless there is created a duplication in numbering, reads as follows:

A. In addition to the payment of any other fees and monies due pursuant to the Oklahoma Boxing Commission Act, every promoter shall

pay to the Commission three percent (3%) of the total gross receipts of any boxing contest or sparring exhibition, exclusive of any federal tax or tax imposed by any political subdivision of this state.

B. For the purpose of this section, total gross receipts of every promoter shall include:

1. The gross price charged for the sale, lease or other exploitation of broadcasting, television, including cable television and closed circuit television, or motion picture rights of such event, without any deductions for commissions, brokerage fees, distribution fees, advertising or other expenses or charges; and

2. The face value of all tickets sold and complimentary tickets issued.

C. Payment of tax on gross receipts, excepting for motion picture rights, shall be made within forty-eight (48) hours after the holding of the boxing contest or sparring exhibition and shall be accompanied by a report in such form as shall be prescribed by the Commission.

D. The payment of tax on gross income received from the sale of motion picture rights shall be made at the end of the month after the date of the sale of the motion picture rights and continue every thirty (30) days thereafter, during the presentation of the picture, and shall be accompanied by a report in such form as shall be prescribed by the Commission.

SECTION 29. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 329 of Title 3A, unless there is created a duplication in numbering, reads as follows:

There is hereby created in the State Treasury a revolving fund for the Oklahoma Boxing Commission to be designated the "Oklahoma Boxing Commission Revolving Fund". The fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of all monies received by the Oklahoma Boxing Commission, including

grants or gifts, pursuant to the Oklahoma Boxing Commission Act. All monies accruing to the credit of said fund are hereby appropriated and may be budgeted and expended by the Oklahoma Boxing Commission for the purpose of implementing the provisions of the Oklahoma Boxing Commission Act. Expenditures from said fund shall be made upon warrants issued by the State Treasurer against claims filed as prescribed by law with the Director of State Finance for approval and payment.

SECTION 30. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 330 of Title 3A, unless there is created a duplication in numbering, reads as follows:

A. The Athletic Trainers Advisory Committee of the State Board of Medical Licensure and Supervision shall assist the Commission in developing:

1. Standards for the physical and mental examination of boxers, which shall be safeguards to their health;
2. A fee schedule for such examinations; and
3. A list of physicians who are qualified to examine boxers.

B. No standard, schedule or list shall become effective until approved by the Commission.

SECTION 31. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 331 of Title 3A, unless there is created a duplication in numbering, reads as follows:

Amateur and professional boxing contests or sparring exhibitions are allowed to be held in this state only in accordance with the provisions of the Oklahoma Boxing Commission Act and the rules and regulations adopted by the Commission.

SECTION 32. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 332 of Title 3A, unless there is created a duplication in numbering, reads as follows:

The Commission shall promulgate the rules and regulations for boxing and sparring and the respective weights and classes of each.

SECTION 33. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 333 of Title 3A, unless there is created a duplication in numbering, reads as follows:

The Commission, by rule or regulation, may require insurance coverage for each licensed boxer to provide for medical, surgical and hospital care for injuries sustained while preparing for or engaging in boxing contests or sparring exhibitions, in an amount of One Thousand Dollars (\$1,000.00) or more payable to such boxer as beneficiary.

SECTION 34. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 334 of Title 3A, unless there is created a duplication in numbering, reads as follows:

A. Each boxer shall be examined by a physician before entering the ring. The examining physician shall file with the Commission a written report of such examination not later than twenty-four (24) hours after the contest or exhibition.

B. A physician shall be in attendance at every boxing contest or sparring exhibition.

C. The examining and attending physicians shall be selected from a list of physicians approved by the Commission. Fees for the examination and attendance shall be prescribed by the Commission and paid by the promoter.

SECTION 35. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 335 of Title 3A, unless there is created a duplication in numbering, reads as follows:

A. The Commission shall direct a deputy to be present at all weigh-ins and at each place where boxing contests or sparring exhibitions are to be held. The deputy shall ascertain the exact conditions surrounding such contest or exhibition and make a written report of the same in the manner and form prescribed by the Commission.

B. A deputy shall also be present at the counting of the gross receipts and shall immediately mail to the Commission a copy of the promoter's official box office statement of receipts.

SECTION 36. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 336 of Title 3A, unless there is created a duplication in numbering, reads as follows:

A. No licensed referee or judge shall have any direct or indirect financial or pecuniary interest in any boxer. No trainer or second of any boxer shall have any direct or indirect financial or pecuniary interest in the opponent in any contest or exhibition in which his own boxer participates. No boxer shall have any direct or indirect financial or pecuniary interest in his opponent in any contest or exhibition.

B. Any promoter, matchmaker or manager with any direct or indirect financial or pecuniary interest in any boxer must disclose to the Commission, on forms prescribed and supplied by the Commission, all and any amount of direct or indirect financial or pecuniary interest.

SECTION 37. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 337 of Title 3A, unless there is created a duplication in numbering, reads as follows:

Any person, club or corporation who directly or indirectly conducts, holds or gives boxing contests or sparring exhibitions or participates either directly or indirectly in any boxing contest or sparring exhibition as a referee, judge, promoter, matchmaker, timekeeper, professional boxer, manager, trainer or second, without first having procured an appropriate license as prescribed in the Oklahoma Boxing Commission Act, upon conviction, shall be guilty of a misdemeanor.

SECTION 38. This act shall become effective July 1, 1991.

SECTION 39. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby

declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval."

Passed the House of Representatives the 17th day of April, 1991.

Speaker of the House of  
Representatives

Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 1991.

President of the Senate