

1 STATE OF OKLAHOMA

2 1st Session of the 47th Legislature (1999)

3 COMMITTEE SUBSTITUTE
4 FOR ENGROSSED
5 SENATE BILL NO. 600

By: Douglass of the Senate

and

Phillips of the House

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10 COMMITTEE SUBSTITUTE

11 An Act relating to boxing and wrestling; amending
12 Section 2, Chapter 240, O.S.L. 1994, as last amended
13 by Section 1, Chapter 348, O.S.L. 1998, Section 3,
14 Chapter 240, O.S.L. 1994, Section 5, Chapter 240,
15 O.S.L. 1994, as last amended by Section 1, Chapter
16 362, O.S.L. 1996, Section 6, Chapter 240, O.S.L.
17 1994, as amended by Section 4, Chapter 202, O.S.L.
18 1995, Section 7, Chapter 240, O.S.L. 1994, as last
19 amended by Section 3, Chapter 348, O.S.L. 1998,
20 Section 9, Chapter 240, O.S.L. 1994, as amended by
21 Section 6, Chapter 202, O.S.L. 1995, Section 10,
22 Chapter 240, O.S.L. 1994, as amended by Section 7,
23 Chapter 202, O.S.L. 1995, Section 11, Chapter 240,
24 O.S.L. 1994, Section 12, Chapter 240, O.S.L. 1994,
25 Section 13, Chapter 240, O.S.L. 1994, Section 14,
26 Chapter 240, O.S.L. 1994, Section 15, Chapter 240,
27 O.S.L. 1994, as amended by Section 8, Chapter 202,
28 O.S.L. 1995, Section 16, Chapter 240, O.S.L. 1994,
29 Section 17, Chapter 240, O.S.L. 1994, as last amended
30 by Section 4, Chapter 348, O.S.L. 1998, Section 19,
31 Chapter 240, O.S.L. 1994, Section 10, Chapter 202,
32 O.S.L. 1995, and Section 11, Chapter 202, O.S.L.
1995, as amended by Section 5, Chapter 348, O.S.L.
1998 (3A O.S. Supp. 1998, Sections 602, 603, 605,
606, 607, 609, 610, 611, 612, 613, 614, 615, 616,
617, 619, 621, and 622), which relate to the Oklahoma
Professional Boxing Licensing Act; modifying
definitions; creating, pursuant to the Oklahoma
Sunset Law, the Oklahoma Professional Boxing
Commission; providing for number of members, terms of
office, election of officers, and quorum
requirements; providing for appointments and
qualifications; providing for removal of members;
prohibiting certain actions by members; requiring
compliance with Oklahoma Open Meeting Act, Oklahoma
Open Records Act, and Administrative Procedures Act;
denying compensation but authorizing travel
reimbursement; stating powers; requiring bonding of
certain persons; providing for recognition of certain
documents, rules, orders, and actions; providing for
transfer of certain applications; providing for
transfer of certain personnel, powers, duties,
responsibilities, fund balances, encumbrances,

1 obligations, and property; authorizing certain hiring
2 of employees pursuant to certain limitations;
3 authorizing salaries or wages; modifying certain
4 references; deleting certain references; creating
5 certain revolving fund; abolishing certain revolving
6 fund; transferring certain revolving fund monies;
7 deleting obsolete language; regularizing punctuation;
8 providing for codification; repealing Section 4,
9 Chapter 240, O.S.L. 1994, as last amended by Section
10 2, Chapter 348, O.S.L. 1998 (3A O.S. Supp. 1998,
11 Section 604), which relates to Oklahoma Professional
12 Boxing Advisory Committee; providing effective date;
13 and declaring an emergency.

14 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

15 SECTION 1. AMENDATORY Section 2, Chapter 240, O.S.L.
16 1994, as last amended by Section 1, Chapter 348, O.S.L. 1998 (3A
17 O.S. Supp. 1998, Section 602), is amended to read as follows:

18 Section 602. A. As used in the Oklahoma Professional Boxing
19 Licensing Act:

20 1. "Administrator" means the administrator of professional
21 boxing licensing ~~within the Department of Labor;~~

22 2. "Amateur boxer" means a person who has never received or
23 competed for any purse or other article either for the expenses of
24 training therefor or for participating in any boxing contest or
25 professional exhibition which exceeds in monies or other things of
26 value a sum to be determined by the ~~Commissioner upon recommendation~~
27 ~~of the Oklahoma Professional Boxing Advisory Committee. After July~~
28 ~~1, 1997, any modification in such determination shall be made by the~~
29 ~~Commissioner of Labor~~ Commission;

30 3. "Applicant" means any individual, club, association,
31 corporation, partnership or trust which submits to the ~~Commissioner~~
32 ~~of Labor~~ Oklahoma Professional Boxing Commission an application for
a license or permit pursuant to the Oklahoma Professional Boxing
Licensing Act;

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

4 5. "Boxing" means any form of competitive pugilism or unarmed
5 combat in which a blow is usually struck which may reasonably be
6 expected to inflict injury, including, but not limited to, boxing,
7 wrestling, and kickboxing, but shall not include the martial arts as
8 defined by the provisions of this section;

9 6. "Broadcast" means any audio or visual transmission sent by
10 any means of signal within, into, or from this state, whether live,
11 or taped or time delayed, and includes any replays thereof;

12 7. "Cable system operator" means any person who makes available
13 or provides ~~its~~ customers a closed-circuit telecast which is pay-
14 per-view ~~or~~, including any person who does so as a direct broadcast
15 satellite provider or other multichannel video service provider;

16 8. "Closed-circuit telecast of professional boxing events"
17 means telecast rights, including television, cable television, or
18 pay-per-view telecasts, acquired by paying a licensing fee or by
19 paying a contractual price by a business or individual, including,
20 but not limited to, arenas, entertainment or meeting centers,
21 restaurants, bars, taverns, hotels, motels, clubs, and
22 organizations, which offers the viewing of the event to the public
23 or to private residences. Such events shall include local and state
24 professional boxing contests and professional exhibitions as defined
25 in this section. For purposes of Sections 621 and 622 of this
26 title, "closed-circuit telecast" means any such telecast of a
27 professional boxing event as described herein which is not intended
28 to be available for viewing without the payment of a fee, collected
29 for or based upon each event viewed, for the privilege of viewing
30 the telecast, and includes pay-per-view;

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1 9. "Club" means an incorporated or unincorporated association
2 or body of individuals voluntarily united and acting together for
3 some common or special purpose;

4 10. ~~"Committee"~~ "Commission" means the Oklahoma Professional
5 Boxing ~~Advisory Committee~~ Commission;

6 11. ~~"Commissioner"~~ means the ~~Commissioner of Labor~~;

7 ~~12.~~ "Contest" means a boxing match in which it is reasonable to
8 anticipate that the participants strive earnestly in good faith to
9 win;

10 ~~13.~~ 12. "Corner person" means, but shall not be limited to, a
11 trainer, a second, or any other individual who attends the
12 participant during a match;

13 ~~14.~~ ~~"Department"~~ means the ~~Department of Labor~~;

14 ~~15.~~ 13. "Exhibition" means a boxing match in which the
15 participants show or display their skill without necessarily
16 striving to win, such as sparring;

17 ~~16.~~ 14. "Judge" means an individual other than a referee who
18 shall have a vote in determining the winner of any contest;

19 ~~17.~~ 15. "Kickboxing" means any form of competitive pugilistic
20 professional contest in which blows are delivered with the hand and
21 any part of the foot. Such contests take place in a rope-enclosed
22 ring and are fought in timed rounds;

23 ~~18.~~ 16. "License" means a certificate issued by the ~~Department~~
24 Commission to participants of sanctioned professional boxing
25 contests and professional exhibitions and is a mandatory requirement
26 for participation in such events;

27 ~~19.~~ 17. "Manager" means an individual who controls or
28 administers the affairs of any professional boxer, including acting
29 as a booking agent. "Manager" shall include the representative of a
30 manager as defined by the ~~Department~~ Commission;

1 ~~20.~~ 18. "Martial arts" means any form of karate, kung fu, tae
2 kwon-do, or any other ~~forms~~ form of martial ~~arts~~ or self-defense
3 art;

4 ~~21.~~ 19. "Matchmaker" means an individual who brings together
5 professional boxers or arranges professional boxing contests or
6 professional exhibitions;

7 ~~22.~~ 20. "Participant" means a professional who takes part in a
8 professional boxing contest or professional exhibition;

9 ~~23.~~ 21. "Pay-per-view telecasts of professional boxing events"
10 means telecasts offered by cable television companies to subscribers
11 at a cost in addition to the monthly cable television subscription
12 rate. Such events shall include local and state professional boxing
13 contests and professional exhibitions as defined in this section;

14 ~~24.~~ 22. "Person" means any individual, partnership, limited
15 liability company, club, association, corporation, or trust;

16 ~~25.~~ 23. "Physician" means an individual licensed under the laws
17 of this state to engage in the general practice of medicine or
18 osteopathic medicine;

19 ~~26.~~ 24. "Professional boxer" means an individual eighteen (18)
20 years of age or older who competes for money, prizes, or purses, or
21 who teaches, instructs, or assists in the practice of boxing or
22 sparring as a means of obtaining pecuniary gain;

23 ~~27.~~ 25. "Professional boxing contest and professional
24 exhibition" means a boxing match conducted within this state in
25 which the participants are persons who must be licensed pursuant to
26 the provisions of the Oklahoma Professional Boxing Licensing Act;

27 ~~28.~~ 26. "Promoter" means any individual, whether a resident or
28 nonresident of Oklahoma, or club or corporation, ~~which is~~ whether
29 domesticated or not domesticated in Oklahoma, ~~who~~ that produces or
30 stages professional contests or professional exhibitions conducted
31 within this state and shall include any officer, director, or
32 employees as defined by the ~~Department~~ Commission;

1 ~~29.~~ 27. "Pugilism" means boxing or the skill or practice of
2 fighting with the fists;

3 ~~30.~~ 28. "Purse" means the financial guarantee or any other
4 remuneration or thing of value for which a professional boxer
5 participates in a professional boxing contest or professional
6 exhibition and shall include the participant's share of any payment
7 received for radio broadcasting, television, including cable
8 television, pay-per-view television, and closed-circuit television,
9 and motion picture rights. "Purse" shall also include gate receipts
10 and any other prizes;

11 ~~31.~~ 29. "Ring official" means any individual who performs an
12 official function during the progress of a professional boxing
13 contest or professional exhibition including but not limited to
14 timekeepers, judges, referees, and attending physicians;

15 ~~32.~~ 30. "Sanctioning permit" means a permit issued by the
16 ~~Department~~ Commission to promoters who make application for official
17 approval of professional boxing contests and professional
18 exhibitions;

19 ~~33.~~ 31. "Sparring" means to engage in a form of boxing with
20 jabbing or feinting movements, and the exchange of few heavy blows,
21 such as occurs in a practice or exhibition boxing match;

22 ~~34.~~ 32. "Telecast promoter", for purposes of Sections 621 and
23 622 of this title, means any promoter who shows or causes to be
24 shown in this state a closed-circuit telecast of any professional
25 boxing event, whether or not the telecast or event originates in
26 this state. "Telecast promoter" shall not include a cable system
27 operator;

28 ~~35.~~ 33. "Trainer" means an individual who assists, coaches, or
29 instructs any professional boxer with respect to physical
30 conditioning, strategy, techniques, or preparation for competition,
31 professional boxing contests, or professional exhibitions; and
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1 ~~36.~~ 34. "Vendor" means any individual, firm, organization,
2 club, or corporation ~~who~~ that participates in the conduct of a
3 professional boxing contest or professional exhibition by offering
4 for sale food or merchandise, including, but not limited to, wearing
5 apparel, alcoholic and nonalcoholic beverages, souvenirs, and
6 programs.

7 B. The ~~Department~~ Commission may define any term which is not
8 defined in the Oklahoma Professional Boxing Licensing Act.

9 SECTION 2. AMENDATORY Section 3, Chapter 240, O.S.L.
10 1994 (3A O.S. Supp. 1998, Section 603), is amended to read as
11 follows:

12 Section 603. ~~The Commissioner~~ A. The Oklahoma Professional
13 Boxing Commission shall have the power and duty to promulgate,
14 prescribe, amend, and repeal rules necessary to implement the
15 provisions of the Oklahoma Professional Boxing Licensing Act,
16 according to the Administrative Procedures Act, ~~Section 250 et seq.~~
17 ~~and Section 301 et seq. of Title 75 of the Oklahoma Statutes~~
18 including, but not limited to, defining qualifications, categories,
19 limitations, and fees for licenses, permits, and examinations, and
20 establishing bonding, contract, and insurance requirements.

21 B. In addition to rules promulgated by the Commission, rules
22 promulgated by the Commissioner of Labor prior to July 1, 1999,
23 shall be the rules of the Commission and shall continue in effect
24 until such rules are amended or repealed by rules promulgated by the
25 Commission.

26 SECTION 3. NEW LAW A new section of law to be codified
27 in the Oklahoma Statutes as Section 604.1 of Title 3A, unless there
28 is created a duplication in numbering, reads as follows:

29 A. There is hereby created, until July 1, 2005, in accordance
30 with the Oklahoma Sunset Law, the Oklahoma Professional Boxing
31 Commission, which shall be composed of five (5) members appointed by
32 the Governor with the advice and consent of the Senate. Members

1 initially appointed to the Commission shall be appointed by July 1,
2 1999, and shall serve for a term of office as follows: one member
3 shall serve a one-year term, two members shall serve a two-year
4 term, and two members shall serve a three-year term, as designated
5 by the Governor. Thereafter, members appointed to the Commission
6 shall serve for terms of three (3) years. Terms of office shall
7 expire on June 30. All vacancies and unexpired terms shall be
8 filled in the same manner as the original appointment and within
9 sixty (60) days from the date of the vacancy. Members may be
10 removed by the Governor for incompetence, willful neglect of duty,
11 corruption in office, or malfeasance in office.

12 B. Members appointed to the Commission shall reside in this
13 state and shall have the following qualifications:

14 1. Two members shall have experience as a professional boxer or
15 in professional boxing promotions;

16 2. One member shall have experience as a professional wrestler
17 or in professional wrestling promotions;

18 3. One member shall have experience in sports medicine; and

19 4. One member shall represent the public at large as a lay
20 member.

21 C. No member of the Commission or any person related to a
22 member within the third degree by consanguinity or affinity shall
23 promote, sponsor, or have any financial interest in the promotion or
24 sponsorship of any professional boxing contest or professional
25 exhibition while a member of the Commission.

26 D. The members of the Commission shall elect from their
27 membership a chair and vice-chair to serve for one (1) year terms.
28 A majority of the members shall constitute a quorum for the purpose
29 of conducting the business of the Commission. The Commission shall
30 meet at least quarterly, and special meetings may be called by the
31 chair.

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1 E. The Commission shall comply with the provisions of the
2 Oklahoma Open Meeting Act, the Oklahoma Open Records Act, and the
3 Administrative Procedures Act.

4 F. All members of the Commission and such employees as
5 determined by the Commission shall be bonded as required by Sections
6 85.26 through 85.31 of Title 74 of the Oklahoma Statutes.

7 G. Members of the Commission shall serve without compensation
8 but shall be reimbursed for expenses incurred in the performance of
9 their duties as provided in the State Travel Reimbursement Act.

10 SECTION 4. NEW LAW A new section of law to be codified
11 in the Oklahoma Statutes as Section 604.2 of Title 3A, unless there
12 is created a duplication in numbering, reads as follows:

13 A. The Commission shall have the power to:

14 1. Promulgate rules and issue orders necessary to carry out the
15 purposes of the Oklahoma Professional Boxing Licensing Act, and
16 enforce the provisions of said act and the rules promulgated
17 pursuant thereto;

18 2. Assume jurisdiction over all matters relating to the
19 licensing of professional boxers, trainers, managers, corner
20 persons, matchmakers, promoters, referees, judges, timekeepers,
21 clubs, corporations or any other individuals or entities associated
22 with boxing, sparring, contests, and exhibitions related thereto;

23 3. Set license and permit fees pursuant to the requirements of
24 the Oklahoma Professional Boxing Licensing Act;

25 4. Conduct investigations into the qualifications of applicants
26 for licensure and registration;

27 5. Conduct investigations and proceedings for alleged
28 violations of the Oklahoma Professional Boxing Licensing Act and
29 order or subpoena the attendance of witnesses, the inspection of
30 records and premises, and the production of relevant books and
31 papers necessary to such investigations and proceedings;

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1 6. Develop and administer examinations for applicants for
2 licenses and permits; and

3 7. Lease office space for the purpose of operating and
4 maintaining an office, and make such other expenditures as may be
5 necessary in the performance of its duties.

6 B. Any rule promulgated, order made, or action taken prior to
7 July 1, 1998, by the Commissioner of Labor or the Department of
8 Labor pursuant to the provisions of, or rules issued pursuant to,
9 the Oklahoma Professional Boxing Licensing Act shall be considered
10 valid and in effect unless amended, repealed, or rescinded by the
11 Commission.

12 C. Any valid license, permit, certificate, or registration
13 issued prior to July 1, 1998, by the Commissioner of Labor pursuant
14 to the Oklahoma Professional Boxing Licensing Act, or rules
15 promulgated pursuant thereto, shall remain valid and in effect until
16 it expires pursuant to law or unless suspended or revoked by the
17 Commission. Any application for a license, permit, certificate, or
18 registration which is pending on June 30, 1999, is hereby
19 transferred to the Commission.

20 D. All personnel, powers, duties, responsibilities, fund
21 balances, encumbrances, obligations, and property, which shall
22 include records, furniture, and equipment of the Department of Labor
23 relating to the regulation of boxing, are hereby transferred to the
24 Oklahoma Professional Boxing Commission.

25 SECTION 5. AMENDATORY Section 5, Chapter 240, O.S.L.
26 1994, as last amended by Section 1, Chapter 362, O.S.L. 1996 (3A
27 O.S. Supp. 1998, Section 605), is amended to read as follows:

28 Section 605. A. The ~~Commissioner~~ Commission may employ an
29 administrator of professional boxing licensing ~~to carry out the~~
30 ~~provisions of the Oklahoma Professional Boxing Licensing Act,~~ to
31 oversee the organization and activities of the ~~Committee~~ Commission
32 and to ensure compliance with rules promulgated by the ~~Commissioner~~

1 Commission on matters relating to professional boxing. The
2 administrator shall perform such other duties as the ~~Commissioner~~
3 Commission may prescribe. The salary of the administrator shall be
4 set by law. The position of administrator of professional boxing
5 licensing shall be an unclassified position.

6 B. The ~~Commissioner~~ Commission may hire an assistant to keep
7 records of all ~~Department and Committee~~ proceedings relating to
8 professional boxing and to preserve all books, documents, and papers
9 belonging to the ~~Committee~~ Commission. The assistant shall perform
10 such other duties as the ~~Commissioner~~ Commission may prescribe. The
11 Commission may hire such other employees as necessary, subject to
12 statutory full-time-equivalent (FTE) limits, and fix and pay their
13 salaries or wages.

14 C. The ~~Department~~ Commission may incur expenses necessary for
15 administering the provisions of the Oklahoma Professional Boxing
16 Licensing Act, including, but not limited to, office equipment,
17 furniture, stationery, printing, and postage.

18 D. The administrator, the assistant and any other employees of
19 the ~~Department employed or assigned by the Commissioner to carry out~~
20 ~~the provisions of the Oklahoma Professional Boxing Licensing Act~~
21 Commission or any persons related to said ~~Department~~ employees
22 within the third degree by either consanguinity or affinity shall be
23 prohibited from promoting, sponsoring, or having any pecuniary
24 interest in any professional boxing contest or professional
25 exhibition regulated by the ~~Department~~ Commission with the exception
26 of medical personnel.

27 SECTION 6. AMENDATORY Section 6, Chapter 240, O.S.L.
28 1994, as amended by Section 4, Chapter 202, O.S.L. 1995 (3A O.S.
29 Supp. 1998, Section 606), is amended to read as follows:

30 Section 606. A. The ~~Department~~ Oklahoma Professional Boxing
31 Commission is hereby vested with jurisdiction to issue sanctioning
32 permits for all professional boxing contests and professional

1 exhibitions held or given within this state and licenses for
2 participants of sanctioned contests and exhibitions.

3 B. Specifically exempt from the provisions of the Oklahoma
4 Professional Boxing Licensing Act are the contests or exhibitions
5 conducted or sponsored by:

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

12 2. Any military installation or branch of the Armed Forces
13 where the participants are employed by the military installation or
14 are members of the branch of the Armed Forces sponsoring the contest
15 or exhibition; and

16 3. Amateur boxing matches which are sanctioned by a nationally
17 recognized amateur sanctioning body approved by the ~~Department of~~
18 Labor Commission.

19 C. The following persons are specifically exempt from the
20 provisions of the Oklahoma Professional Boxing Licensing Act:

21 1. Practitioners and instructors of the martial arts as defined
22 in Section 602 of this title; and

23 2. Instructors of amateur boxers if such instructors are not
24 required to be licensed pursuant to other provisions of the Oklahoma
25 Professional Boxing Licensing Act.

26 SECTION 7. AMENDATORY Section 7, Chapter 240, O.S.L.
27 1994, as last amended by Section 3, Chapter 348, O.S.L. 1998 (3A
28 O.S. Supp. 1998, Section 607), is amended to read as follows:

29 Section 607. A. The ~~Commissioner of Labor~~ Oklahoma
30 Professional Boxing Commission shall promulgate rules necessary to
31 implement ~~a process~~ processes for issuing sanctioning permits for
32 professional boxing contests and professional exhibitions held or

1 given in this state and for issuing licenses for participants of
2 sanctioned contests and exhibitions, except those events and persons
3 specifically exempt by the provisions of the Oklahoma Professional
4 Boxing Licensing Act.

5 B. All persons or entities who participate in any professional
6 boxing contest or professional exhibition sanctioned by the
7 ~~Department~~ Commission, including, but not limited to, professional
8 boxers, trainers, managers, corner persons, booking agents,
9 matchmakers, promoters, referees, judges, timekeepers, vendors,
10 physicians, announcers, clubs, and corporations associated with a
11 professional boxing contest or professional exhibition sanctioned by
12 the ~~Department~~ Commission, shall be required to make application to
13 the ~~Department~~ Commission for a license to participate in this state
14 in any professional boxing contest or professional exhibition
15 sanctioned by the ~~Department~~ Commission.

16 C. An application for a sanctioning permit or a license shall
17 be on such form and require such information as shall be prescribed
18 by the ~~Department~~ Commission.

19 D. The ~~Department~~ Commission shall determine reasonable ~~cost~~
20 costs and fees associated with issuing sanctioning permits and
21 licenses. All costs and fees for sanctioning an event shall be
22 payable by the promoter making application for a sanctioning permit.
23 ~~Cost~~ Costs and fees for a license may be paid by the participant
24 making application or by the promoter of an event sanctioned by the
25 ~~Department~~ Commission.

26 E. A sanctioning permit shall be in effect upon the date issued
27 by the ~~Department~~ Commission and shall expire upon the conclusion of
28 the event, unless the sanctioning permit is suspended or revoked for
29 just cause by the ~~Department~~ Commission. Licenses shall be in
30 effect upon the date issued by the ~~Department~~ Commission, and all
31 licenses shall expire June 30, unless the license is suspended or
32 revoked for just cause by the ~~Department~~ Commission. ~~Any license~~

1 ~~issued pursuant to the Oklahoma Professional Boxing Licensing Act~~
2 ~~prior to June 30, 1995, shall not expire until June 30, 1996.~~

3 F. Only promoters whose professional boxing contests and
4 professional exhibitions have been sanctioned by the ~~Department~~
5 Commission are authorized to place a notice of sanction on printed
6 and promotional materials associated with the sanctioned event,
7 which shall include but not be limited to advertising, tickets,
8 programs, posters, souvenirs, wearing apparel, billboards, marquees
9 and promotional signs inside and outside the venue where the event
10 is to be held, and broadcasting, including, but not limited to,
11 radio, television, including cable television, pay-per-view
12 television, and closed-circuit television and motion pictures of the
13 event. The notice of sanction shall substantially state the
14 following:

15 "Pursuant to the provisions of Section 601 et seq. of Title
16 3A of the Oklahoma Statutes and the rules of the ~~Department~~
17 ~~of Labor~~ Oklahoma Professional Boxing Commission, THIS
18 EVENT IS SANCTIONED BY THE ~~DEPARTMENT OF LABOR~~ OKLAHOMA
19 PROFESSIONAL BOXING COMMISSION. Sanctioning Permit No.
20 _____."

21 G. All fees and other monies resulting from sanctioning
22 professional boxing contests and professional exhibitions and
23 licenses shall be placed to the credit of the Oklahoma Professional
24 Boxing Licensing Revolving Fund.

25 SECTION 8. AMENDATORY Section 9, Chapter 240, O.S.L.
26 1994, as amended by Section 6, Chapter 202, O.S.L. 1995 (3A O.S.
27 Supp. 1998, Section 609), is amended to read as follows:

28 Section 609. A. A sanctioning permit issued by the ~~Department~~
29 ~~of Labor~~ Oklahoma Professional Boxing Commission shall be required
30 in order to conduct, sponsor, hold, or participate in professional
31 boxing contests or professional exhibitions.

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1 B. No sanctioning permit shall be issued for conducting or
2 holding any professional boxing contest or professional exhibition
3 within any political subdivision of this state where a local
4 ordinance or resolution prohibits such contests or exhibitions
5 within the limits of the political subdivision.

6 SECTION 9. AMENDATORY Section 10, Chapter 240, O.S.L.
7 1994, as amended by Section 7, Chapter 202, O.S.L. 1995 (3A O.S.
8 Supp. 1998, Section 610), is amended to read as follows:

9 Section 610. A. The ~~Department of Labor~~ Oklahoma Professional
10 Boxing Commission may issue, withhold, suspend, or revoke any and
11 all licenses and sanctioning permits required by the provisions of
12 the Oklahoma Professional Boxing Licensing Act or the rules
13 promulgated by the ~~Commissioner of Labor~~ Commission. The ~~Department~~
14 Commission may also censure or reprimand any licensee or sanctioning
15 permit holder.

16 B. The ~~Department~~ Commission shall fix a uniform scale of fees
17 for all licenses, sanctioning permits, and examinations. The fees
18 shall be set at reasonable cost and shall not exceed the actual
19 expense of issuing licenses and sanctioning permits and
20 administering examinations.

21 SECTION 10. AMENDATORY Section 11, Chapter 240, O.S.L.
22 1994 (3A O.S. Supp. 1998, Section 611), is amended to read as
23 follows:

24 Section 611. Before issuing any license or sanctioning permit,
25 the ~~Department~~ Oklahoma Professional Boxing Commission shall
26 consider the following in order of importance:

- 27 1. The preservation of the safety and health of the
28 participants;
- 29 2. The best interest and welfare of the public; and
- 30 3. The best interest of professional boxing in general.

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1 SECTION 11. AMENDATORY Section 12, Chapter 240, O.S.L.
2 1994 (3A O.S. Supp. 1998, Section 612), is amended to read as
3 follows:

4 Section 612. A. Before any sanctioning permit is issued to any
5 promoter to conduct or hold a professional boxing contest or
6 professional exhibition, the applicant shall file with the
7 ~~Department~~ Oklahoma Professional Boxing Commission a bond payable to
8 the State of Oklahoma in an amount determined by the ~~Commissioner~~
9 Commission, executed by the applicant and a surety company or
10 companies authorized to do business in this state, and conditioned
11 upon the faithful performance by the promoter, which shall include
12 but not be limited to the cancellation of a professional boxing
13 contest or professional exhibition without good cause as determined
14 by the ~~Commissioner~~ Commission once the professional boxing contest
15 or professional exhibition has been approved by the ~~Department~~
16 Commission.

17 B. The bond required under this section shall guarantee the
18 payment of all taxes, fees, fines and other monies due and payable
19 pursuant to the provisions of the Oklahoma Professional Boxing
20 Licensing Act and the rules promulgated by the ~~Commissioner~~
21 Commission, including, but not limited to, the payment of purses to
22 the competitors, any contributions for required insurance, pensions,
23 disability and medical examinations, the repayment to ticket holders
24 of purchased tickets, the payment of fees to ring officials and
25 physicians, and, in the event of the cancellation of a professional
26 boxing contest or professional exhibition approved by the ~~Department~~
27 Commission without good cause, an amount determined by the
28 ~~Commissioner~~ Commission.

29 C. After issuance of a sanctioning permit to a promoter, the
30 ~~Commissioner~~ Commission may modify the amount of bond required to
31 ensure adequate and sufficient coverage for payments of taxes, fees,
32 fines, purses, and other monies due and payable pursuant to the

1 provisions of this section. Failure of any promoter to secure a
2 modified bond required pursuant to this subsection within such
3 period of time as the ~~Commissioner~~ Commission may prescribe, shall
4 be grounds for revocation of the sanctioning permit of such
5 promoter.

6 D. All bond proceeds collected pursuant to the provisions of
7 this section shall be placed to the credit of the Oklahoma
8 Professional Boxing Licensing Revolving Fund.

9 SECTION 12. AMENDATORY Section 13, Chapter 240, O.S.L.
10 1994 (3A O.S. Supp. 1998, Section 613), is amended to read as
11 follows:

12 Section 613. The ~~Commissioner~~ Oklahoma Professional Boxing
13 Commission may:

14 1. Subpoena witnesses and compel the production of any and all
15 books, memoranda, documents, papers, and records showing the
16 receipts and disbursements of any individual, club, or corporation
17 licensed under the provisions of the Oklahoma Professional Boxing
18 Licensing Act;

19 2. Administer oaths or affirmations to witnesses;

20 3. Require, at any time, the suspension for just cause from
21 involvement in any activity associated with professional boxing of
22 any employee or official employed by any licensee or permittee
23 pursuant to the Oklahoma Professional Boxing Licensing Act;

24 4. Prescribe the manner that books and financial or other
25 statements of any licensee or permittee relating to professional
26 boxing shall be kept; and

27 5. Visit, investigate, audit, and place accountants and such
28 other persons as the ~~Commissioner~~ Commission may deem necessary in
29 the offices or places of business related to professional boxing of
30 any licensee or permittee for the purpose of ensuring that the rules
31 of the ~~Department~~ Commission are complied with; ~~and~~

32

1 ~~6. Authorize the Committee to carry out any of the procedures~~
2 ~~prescribed in this section.~~

3 SECTION 13. AMENDATORY Section 14, Chapter 240, O.S.L.
4 1994 (3A O.S. Supp. 1998, Section 614), is amended to read as
5 follows:

6 Section 614. A. If upon inspection or investigation, or
7 whenever the ~~Commissioner~~ Oklahoma Professional Boxing Commission
8 determines that a violation of the Oklahoma Professional Boxing
9 Licensing Act or of any order, standard, or rule promulgated
10 pursuant to the provisions of the Oklahoma Professional Boxing
11 Licensing Act has occurred, the ~~Commissioner~~ Commission shall give
12 written notice to the alleged violator specifying the cause of the
13 determination. Such notice shall require that the violations be
14 corrected and specify the terms of such correction or that the
15 alleged violator appear before the ~~Commissioner~~ Commission at a time
16 and place specified in the notice and answer the charges.

17 B. The ~~Commissioner~~ Commission shall afford the alleged
18 violator an opportunity for a hearing conducted in conformity with,
19 and records made thereof as provided by the provisions of, the
20 Oklahoma Administrative Procedures Act, ~~Section 301 et seq. of Title~~
21 ~~75 of the Oklahoma Statutes~~. On the basis of the evidence produced
22 at the hearing, the ~~Commissioner~~ Commission shall make findings of
23 fact and conclusions of law and enter an order thereon. The
24 ~~Commissioner~~ Commission shall provide written notice of such order
25 to the alleged violator and to such other persons as shall have
26 appeared at the hearing and made written request for notice of the
27 order.

28 C. Upon the request of the ~~Commissioner~~ Commission, the
29 Attorney General shall bring an action against any person violating
30 any of the provisions of the Oklahoma Professional Boxing Licensing
31 Act or violating any order or determination of the ~~Commissioner~~
32 Commission.

1 SECTION 14. AMENDATORY Section 15, Chapter 240, O.S.L.
2 1994, as amended by Section 8, Chapter 202, O.S.L. 1995 (3A O.S.
3 Supp. 1998, Section 615), is amended to read as follows:

4 Section 615. A. Any person who violates the provisions of the
5 Oklahoma Professional Boxing Licensing Act, upon conviction, shall
6 be guilty of a misdemeanor and shall be punished by the imposition
7 of a fine of not more than One Thousand Dollars (\$1,000.00) or by
8 incarceration in the county jail for not more than thirty (30) days
9 or by both such fine and incarceration. The ~~Department~~ Oklahoma
10 Professional Boxing Commission shall suspend or revoke the license
11 of any person convicted of violating the provisions of the Oklahoma
12 Professional Boxing Licensing Act.

13 B. In addition to other penalties provided by law, if after a
14 hearing in accordance with the provisions of ~~this act~~ Section 601 et
15 seq. of this title, the ~~Commissioner~~ Commission shall find any
16 person to be in violation of any of the provisions of ~~this act~~, such
17 person may be subject to an administrative fine of not more than
18 Five Hundred Dollars (\$500.00) or not more than one percent (1%) of
19 gross revenues received ~~pursuant to this act~~, for each violation.
20 Each day a person is in violation of ~~this act~~ the provisions of
21 Section 601 et seq. of this title may constitute a separate
22 violation. All administrative fines collected pursuant to the
23 provisions of this subsection shall be placed to the credit of the
24 Oklahoma Professional Boxing Licensing Revolving Fund created
25 pursuant to ~~this act~~ the provisions of Section 601 et seq. of this
26 title. Administrative fines imposed pursuant to this subsection
27 shall be enforceable in the district courts of this state.

28 C. Upon the request of the ~~Commissioner~~ Commission, the
29 Attorney General may make application to the appropriate court for
30 an order enjoining the acts or practices prohibited by ~~this act~~ the
31 provisions of Section 601 et seq. of this title, and upon a showing
32 that the person has engaged in any of the prohibited acts or

1 practices, an injunction, restraining order, or other order as may
2 be appropriate shall be granted by the court.

3 SECTION 15. AMENDATORY Section 16, Chapter 240, O.S.L.
4 1994 (3A O.S. Supp. 1998, Section 616), is amended to read as
5 follows:

6 Section 616. A. There is hereby created in the State Treasury
7 a revolving fund for the ~~Department~~ Oklahoma Professional Boxing
8 Commission to be designated the "~~Oklahoma~~ Professional Boxing
9 Licensing Revolving Fund". The fund shall be a continuing fund, not
10 subject to fiscal year limitations, and shall consist of all monies
11 received from fees, administrative fines, reimbursements, bond
12 proceeds, and sale of materials, and shall include grants and gifts,
13 pursuant to the Oklahoma Professional Boxing Licensing Act. All
14 monies accruing to the credit of said fund are hereby appropriated
15 and may be budgeted and expended by the ~~Department~~ Commission for
16 the purpose of implementing the provisions of the Oklahoma
17 Professional Boxing Licensing Act. ~~Provided that;~~ provided, any
18 monies accruing to the credit of said fund in excess of Two Hundred
19 Thousand Dollars (\$200,000.00) during any fiscal year shall be
20 deposited to the credit of the General Revenue Fund of the State
21 Treasury. Expenditures from said fund shall be made upon warrants
22 issued by the State Treasurer against claims filed as prescribed by
23 law with the Director of State Finance for approval and payment.

24 B. ~~During the fiscal year ending June 30, 1995, the Department~~
25 ~~may use monies which have accrued in this fund to replace~~
26 ~~appropriated monies expended from the Department's budget for~~
27 ~~implementing the provisions of this act~~ The "Oklahoma Professional
28 Boxing Licensing Revolving Fund" created for the Department of Labor
29 is hereby abolished. On July 1, 1999, any unencumbered funds
30 remaining in the Oklahoma Professional Boxing Licensing Revolving
31 Fund shall be transferred to the credit of the Professional Boxing
32 Licensing Revolving Fund. Any unexpended funds remaining in the

1 Oklahoma Professional Boxing Revolving Fund after November 1, 1999,
2 shall be transferred to the credit of the Professional Boxing
3 Licensing Revolving Fund.

4 SECTION 16. AMENDATORY Section 17, Chapter 240, O.S.L.
5 1994, as last amended by Section 4, Chapter 348, O.S.L. 1998 (3A
6 O.S. Supp. 1998, Section 617), is amended to read as follows:

7 Section 617. A. In addition to the payment of any other fees
8 and monies due pursuant to the Oklahoma Professional Boxing
9 Licensing Act and the rules promulgated by the ~~Commissioner of Labor~~
10 Oklahoma Professional Boxing Commission, an assessment in an amount
11 equal to five percent (5%) of the total gross receipts of any
12 professional boxing contest or professional exhibition, exclusive of
13 any federal tax or tax imposed by any political subdivision of this
14 state, shall be hereby levied and shall be remitted by every
15 promoter and vendor to the Oklahoma Tax Commission. ~~Provided;~~
16 provided, however, if the promotion originates in Oklahoma, the
17 promoter and vendor shall only be liable for assessments on the
18 total gross receipts specified in subsections B and C of this
19 section and shall not also be liable for the assessments specified
20 in Section 622 of this title.

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

23 1. The gross price charged by the promoter for the sale, lease, l
24 or other use of broadcasting, l including, l but not limited to, l radio,
25 television, including cable television, pay-per-view television, l and
26 closed-circuit television, or motion picture rights of boxing
27 ~~contest~~ contests, ~~event~~ events, or ~~exhibition~~ exhibitions conducted
28 within this state, without any deductions for commissions, brokerage
29 fees, distribution fees, advertising, l or other expenses or charges;

30 2. The face value of all tickets sold; and

31 3. Proceeds from a vendor, or the promoter's gross price
32 charged for the sale of food, alcoholic and nonalcoholic beverages,

1 or merchandise, including, but not limited to, wearing apparel,
2 souvenirs and programs.

3 C. For the purpose of this section, total gross receipts of
4 every vendor shall include the gross price charged for the sale of
5 food, alcoholic and nonalcoholic beverages, and merchandise
6 including, but not limited to, wearing apparel, souvenirs, and
7 programs, excluding that portion paid to any promoter.

8 D. Payment of the assessment on gross receipts, excepting for
9 motion picture rights, shall be due within seventy-two (72) hours
10 after the holding of the professional boxing contest or professional
11 exhibition and shall be accompanied by a report in such form as
12 shall be prescribed by the Oklahoma Tax Commission.

13 E. The first payment of the assessment on gross income received
14 from the sale of motion picture rights shall be due at the end of
15 the month after the date of the sale of the motion picture rights,
16 and ~~continue~~ further payments shall be due every thirty (30) days
17 thereafter, during the presentation of the picture, and shall be
18 accompanied by a gross receipts report in such form as shall be
19 prescribed by the Oklahoma Tax Commission.

20 F. Gross receipts reports signed under oath shall also include:

21 1. The name of the promoter;

22 2. The boxing contest or professional exhibition sanctioning
23 permit number;

24 3. The promoter's business address and any license or permit
25 number required of such promoter by law;

26 4. Gross receipts as specified by this section, during the
27 period specified by this section; and

28 5. Such further information as the Oklahoma Tax Commission may
29 require to enable it to compute correctly and collect the assessment
30 levied pursuant to this section.

31 G. In addition to the information required on reports, the
32 Oklahoma Tax Commission may request, and the promoter shall furnish,

1 any information deemed necessary for a correct computation of the
2 assessment levied pursuant to this section.

3 H. All levies pursuant to this section shall be collected by
4 the Oklahoma Tax Commission and shall be placed to the credit of the
5 ~~Oklahoma~~ Professional Boxing Licensing Revolving Fund.

6 I. The monies collected from the assessment levied pursuant to
7 the provisions of this section shall be in addition to all other
8 revenues and funds received by the ~~Department of Labor~~ Oklahoma
9 Professional Boxing Commission.

10 J. The promoter shall compute and pay to the Oklahoma Tax
11 Commission the required assessment due. If the payment of the
12 assessment is not postmarked or delivered to the Oklahoma Tax
13 Commission as specified in subsection D or E of this section,
14 whichever is appropriate, the assessment shall be delinquent from
15 such date.

16 K. It shall be the duty of every promoter required to make a
17 gross receipts report and pay any assessment pursuant to the
18 provisions of this section to keep and preserve suitable records and
19 documents which may be necessary to determine the amount of
20 assessment due as will substantiate and prove the accuracy of such
21 reports. All such records shall be preserved for a period of three
22 (3) years, unless the Oklahoma Tax Commission, in writing, has
23 authorized their destruction or disposal at an earlier date, and
24 shall be open to examination at any time by the Oklahoma Tax
25 Commission or by any of its authorized employees.

26 SECTION 17. AMENDATORY Section 19, Chapter 240, O.S.L.
27 1994 (3A O.S. Supp. 1998, Section 619), is amended to read as
28 follows:

29 Section 619. Beginning ~~January 15, 1995~~ February 1, 2000, the
30 ~~Commissioner~~ Oklahoma Professional Boxing Commission shall file an
31 annual report of boxing activities in Oklahoma with the Governor,
32 the President Pro Tempore of the Senate, and the Speaker of the

1 House of Representatives. Said report shall include but not be
2 limited to the amount of revenue collected, the number of permits
3 and licenses issued and revoked, the number of violations of the
4 Oklahoma Professional Boxing Licensing Act, and the number of
5 professional boxing contests and exhibitions conducted.

6 SECTION 18. AMENDATORY Section 10, Chapter 202, O.S.L.
7 1995 (3A O.S. Supp. 1998, Section 621), is amended to read as
8 follows:

9 Section 621. A. Prior to showing a closed-circuit telecast of
10 a professional boxing event in this state, a telecast promoter must
11 first apply for a permit to be issued upon the approval of the
12 ~~Department of Labor~~ Oklahoma Professional Boxing Commission. The
13 application for a permit shall be on forms provided by the
14 ~~Department~~ Commission and shall contain:

- 15 1. The date of the broadcast;
- 16 2. The origination address of the broadcast;
- 17 3. A statement that the applicant acknowledges responsibility
18 for the payment of an assessment to the ~~Department~~ Commission;
- 19 4. The time frame by which the postevent assessment reports
20 must be filed;
- 21 5. The portion of the closed-circuit rights for which the
22 applicant is acknowledging responsibility; and
- 23 6. Such other information as the ~~Department~~ Commission may deem
24 necessary to carry out the provisions of ~~this act~~ Section 601 et
25 seq. of this title.

26 B. 1. There shall be no fee for a permit issued for a closed-
27 circuit telecast.

28 2. The permit must be filed a minimum of thirty (30) days prior
29 to the date of the broadcast.

30 SECTION 19. AMENDATORY Section 11, Chapter 202, O.S.L.
31 1995, as amended by Section 5, Chapter 348, O.S.L. 1998 (3A O.S.
32 Supp. 1998, Section 622), is amended to read as follows:

1 Section 622. A. Where the Oklahoma distribution rights for a
2 closed-circuit telecast to be viewed in this state are in whole
3 owned by, sold to, acquired by or held by any person who intends to
4 or subsequently sells or, in some other manner, extends such rights
5 in part to another, then such person is deemed to be a telecast
6 promoter and must, prior to the telecast, be licensed as a telecast
7 promoter by the ~~Department of Labor~~ Oklahoma Professional Boxing
8 Commission. The ~~Department~~ Commission may provide, by rule, for
9 additional licensed telecast promoters to participate in the
10 distribution rights and share in the liability for assessments to be
11 paid to the ~~Department~~ Commission. Closed-circuit telecasts of a
12 boxing event shall not be telecast from, in, or into this state
13 except under the auspices of a telecast promoter licensed in this
14 state. The telecast promoter shall be responsible for filing the
15 appropriate reports with and paying assessments to the ~~Department~~
16 Commission.

17 B. In the case of closed-circuit telecasts other than pay-per-
18 view, the telecast promoter shall notify the ~~Department~~ Commission
19 of the names and addresses of all facilities to or through which the
20 closed-circuit telecast will be shown fourteen (14) days prior to
21 the date of the closed-circuit event and shall provide daily updates
22 to the ~~Department~~ Commission of any additions and deletions of
23 facilities.

24 C. Any person or facility owner or operator intending to show
25 the closed-circuit telecast, whether or not an admission fee will be
26 charged, must receive authorization to show the telecast from the
27 telecast promoter prior to the telecast. The showing of a closed-
28 circuit telecast, whether or not an admission fee is charged,
29 without the authorization of the licensed telecast promoter is
30 prohibited. ~~This includes the delayed~~ Delayed showing of a closed-
31 circuit telecast ~~when the showing~~ also requires the authorization of
32 the telecast promoter. Information received by the ~~Department~~

1 Commission of the names of persons showing a closed-circuit telecast
2 in violation of this section shall be furnished to the appropriate
3 district attorney's office for prosecution.

4 D. 1. In the case of facilities at or through which the
5 closed-circuit telecast is shown other than a cable system
6 operator's pay-per-view facilities, the telecast promoter shall,
7 within eight (8) days after the telecast, inclusive of mailing time,
8 file with the ~~Department~~ Commission a written report detailing the
9 name, address, telephone number, contact person's name, and the
10 details of the payment arrangement for the right to receive the
11 telecast for each facility to which the broadcast was transmitted.

12 2. The report shall be accompanied by an assessment payment
13 equal to four percent (4%) of the total amount paid to the telecast
14 promoter for the right to broadcast the telecast.

15 3. The ~~Department~~ Commission may require the owner or operator
16 of the facility where the telecast is being shown to file a report
17 containing information regarding the amount paid to the telecast
18 promoter for the right to broadcast the telecast, the quality of the
19 audio and video signal, and any other information the ~~Department~~
20 Commission deems appropriate.

21 E. 1. In the case of a cable system operator's pay-per-view
22 facilities at or through which a closed-circuit telecast was shown,
23 the telecast promoter shall, except as provided for in subsection A
24 of Section 617 of this title, within thirty (30) days following
25 receipt of the notice of the assessment from the ~~Department~~
26 Commission, file with the ~~Department~~ Commission an assessment
27 payment equal to four percent (4%) of the total gross receipts
28 excluding any federal, state, or local taxes.

29 2. The ~~Department~~ Commission shall require the cable system
30 operator to file reports containing information regarding the number
31 of orders sold and the price charged for orders and any other
32 information the ~~Department~~ Commission deems appropriate.

1 3. Cable system operators shall not be liable to the ~~Department~~
2 Commission for the assessment payment. Nothing in this section
3 shall be deemed to prevent a cable system operator from billing its
4 customer for the assessment payment.

5 4. The ~~Department~~ Commission shall provide the telecast
6 promoter with a report detailing the number of orders and the
7 assessment payment due.

8 F. Any promoter who willfully makes a false and fraudulent
9 report under this section is guilty of perjury and, upon conviction,
10 is subject to punishment as provided by law. This penalty shall be
11 in addition to any other penalties imposed in this section.

12 G. Any telecast promoter who willfully fails, neglects, or
13 refuses to make a report or to pay the assessment as prescribed, or
14 who refuses to allow the ~~Department~~ Commission to examine the books,
15 papers, and records of any promotion is guilty of a misdemeanor,
16 punishable as provided by law.

17 H. By rule, the ~~Department~~ Commission shall establish
18 administrative penalties as specified in ~~this act~~ Section 601 et
19 seq. of this title for the late payment of assessments,
20 noncompliance with ~~this act~~ Section 601 et seq. of this title, and
21 the late filing of reports and shall prescribe conditions, if any,
22 under which a fine may be waived.

23 I. No cable system operator shall be ~~prohibited from~~:

24 1. ~~Broadcasting~~ Prohibited from broadcasting any boxing event,
25 whether or not the promoter or distributor is in compliance with the
26 provisions of Section 601 et seq. of this title, for which it has a
27 contract or other legal obligation to broadcast ~~any event with any~~
28 ~~promoter or distributor irrespective of whether or not the promoter~~
29 ~~or distributor is in compliance with the provisions of this act;~~

30 2. ~~No cable system operator shall be required~~ Required, as a
31 result of any noncompliance with the provisions of this act by any
32 promoter or distributor, to modify, delete, or cancel any

1 programming ~~for~~ which it has a contractual or legal obligation to
2 air ~~such programming as a result of any noncompliance with the~~
3 ~~provisions of this act by any promoter or distributor;~~ and

4 3. This act shall not apply in any manner to any basic or
5 premium channel programming broadcast on cable television systems
6 within ~~the State of Oklahoma~~ this state, but shall apply only to
7 "pay-per-view" broadcasts of boxing events for which a separate ~~one~~
8 ~~time~~ one-time fee is charged the cable subscriber.

9 SECTION 20. REPEALER Section 4, Chapter 240, O.S.L.
10 1994, as last amended by Section 2, Chapter 348, O.S.L. 1998 (3A
11 O.S. Supp. 1998, Section 604), is hereby repealed.

12 SECTION 21. Sections 1, 2 and 4 through 19 of this act shall
13 become effective July 1, 1999.

14 SECTION 22. It being immediately necessary for the preservation
15 of the public peace, health and safety, an emergency is hereby
16 declared to exist, by reason whereof this act shall take effect and
17 be in full force from and after its passage and approval.

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