

STATE OF OKLAHOMA

2nd Session of the 47th Legislature (2000)

HOUSE BILL HB2708

By: Phillips

AS INTRODUCED

An Act relating to amusements and sports; amending Section 2, chapter 240, O.S.L. 1994, as last amended by Section 1, Chapter 210, O.S.L. 1999 (3A O.S. Supp. 1999, Section 602), which relates to the Oklahoma Professional Boxing Licensing Act; and clarifying language.

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

SECTION 1. AMENDATORY Section 2, Chapter 240, O.S.L. 1994, as last amended by Section 1, Chapter 210, O.S.L. 1999 (3A O.S. Supp. 1999, Section 602), is amended to read as follows:

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

1. "Administrator" means the administrator of professional boxing licensing;

2. "Amateur boxer" means a person who has never received or competed for any purse or other article either for the expenses of training therefor or for participating in any boxing contest or professional exhibition which exceeds in monies or other things of value a sum to be determined by the Oklahoma Professional Boxing Commission;

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

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

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

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

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

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

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

10. "Commission" means the Oklahoma Professional Boxing Commission;

11. "Contest" means a boxing match in which it is reasonable to anticipate that the participants strive earnestly in good faith to win;

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

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

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

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

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

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

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

19. "Matchmaker" means an individual who brings together professional boxers or arranges professional boxing contests or professional exhibitions;

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

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

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

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

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

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

26. "Promoter" means any individual, whether a resident or nonresident of Oklahoma, or club or corporation, whether domesticated or not domesticated in Oklahoma, that produces or stages professional contests or professional exhibitions conducted within this state and shall include any officer, director, or employees as defined by the Commission;

27. "Pugilism" means boxing or the skill or practice of fighting with the fists;

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

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

30. "Sanctioning permit" means a permit issued by the Commission to promoters who make application for official approval of professional boxing contests and professional exhibitions;

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

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

33. "Trainer" means an individual who assists, coaches, or instructs any professional boxer with respect to physical conditioning, strategy, techniques, or preparation for competition, professional boxing contests, or professional exhibitions; and

34. "Vendor" means any individual, firm, organization, club, or corporation that participates in the conduct of a professional boxing contest or professional exhibition by offering for sale food

or merchandise, including, but not limited to, wearing apparel, alcoholic and nonalcoholic beverages, souvenirs, and programs.

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

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