

1 STATE OF OKLAHOMA

2 2nd Session of the 51st Legislature (2008)

3 HOUSE BILL 2591

By: Luttrell

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5
6 AS INTRODUCED

7 An Act relating to amusements and sports; amending 3A
8 O.S. 2001, Sections 605, as last amended by Section
9 1, Chapter 178, O.S.L. 2007, and 616, as amended by
10 Section 2, Chapter 462, O.S.L. 2005 (3A O.S. Supp.
11 2007, Sections 605 and 616), which relate to boxing;
12 changing oversight and support from the State
13 Department of Health to the Department of Labor; and
14 providing an effective date.

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

16 SECTION 1. AMENDATORY 3A O.S. 2001, Section 605, as last
17 amended by Section 1, Chapter 178, O.S.L. 2007 (3A O.S. Supp. 2007,
18 Section 605), is amended to read as follows:

19 Section 605. A. The Oklahoma Professional Boxing Commission
20 may employ an administrator of professional boxing licensing to
21 oversee the organization and activities of the Commission and to
22 ensure compliance with rules promulgated by the Commission on
23 matters relating to professional boxing. The administrator shall
24 perform such other duties as the Commission may prescribe. The
salary of the administrator shall be set by the Commission. The

1 position of administrator of professional boxing licensing shall be
2 an unclassified position.

3 B. The Commission may employ an assistant to keep records of
4 all proceedings relating to professional boxing and to preserve all
5 books, documents, and papers belonging to the Commission. The
6 assistant shall perform such other duties as the Commission may
7 prescribe. The Commission may employ such other personnel as
8 necessary, subject to statutory full-time-equivalent (FTE) limits
9 applicable to the ~~State~~ Department of ~~Health~~ Labor.

10 C. The ~~State~~ Department of ~~Health~~ Labor shall provide
11 administrative support for the Commission, including, but not
12 limited to, office space, equipment, and furnishings, payroll and
13 employee benefit administration and processing, and travel and
14 expense reimbursement, and shall manage the Commission's funds at
15 the direction of the Commission. The ~~State~~ Department of ~~Health~~
16 Labor shall be entitled to reimbursement for the actual cost of
17 providing said administrative support to the Commission from the
18 Professional Boxing Licensing Revolving Fund; provided that said
19 reimbursement shall not exceed in any year ten percent (10%) of the
20 total revenue deposited in the fund in the preceding fiscal year
21 received from fees, administrative fines, reimbursements, bond
22 proceeds and sale of materials, but not including cash bonds held in
23 trust by the Commission. Upon a written directive of expenditure
24 from Commission funds signed by a majority of the Commission members

1 or the Commission administrator, the ~~State~~ Department of ~~Health~~
2 Labor shall process and make payment for said expenditure from
3 Commission funds within fifteen (15) business days of receipt of the
4 written directive from the ~~State~~ Department of ~~Health~~ Labor. All
5 other Commission-directed expenditures shall be processed according
6 to ~~State~~ Department of ~~Health~~ Labor policy.

7 D. Employees of the Commission shall be considered unclassified
8 employees of the ~~State~~ Department of ~~Health~~ Labor only for the
9 purpose of administrative support provided by the ~~State~~ Department
10 of ~~Health~~ Labor as prescribed in subsection C of this section.
11 Persons employed by the Commission shall serve at the direction and
12 pleasure of the Commission and shall answer directly to the
13 Commission administrator and the Commission.

14 E. The administrator, the assistant, and any other employees of
15 the Commission or any persons related to said employees within the
16 third degree by either consanguinity or affinity shall be prohibited
17 from promoting, sponsoring, or having any pecuniary interest in any
18 professional boxing contest or professional exhibition regulated by
19 the Commission with the exception of medical personnel.

20 SECTION 2. AMENDATORY 3A O.S. 2001, Section 616, as
21 amended by Section 2, Chapter 462, O.S.L. 2005 (3A O.S. Supp. 2007,
22 Section 616), is amended to read as follows:

23 Section 616. A. There is hereby created in the State Treasury
24 a revolving fund for the Oklahoma Professional Boxing Commission to

1 be designated the "Professional Boxing Licensing Revolving Fund".
2 The fund shall be a continuing fund, not subject to fiscal year
3 limitations, and shall consist of all monies received from fees,
4 administrative fines, reimbursements, bond proceeds, and sale of
5 materials, and shall include grants and gifts, pursuant to the
6 Oklahoma Professional Boxing Licensing Act. All monies accruing to
7 the credit of said fund are hereby appropriated and may be budgeted
8 and expended by the State Department of Health Labor as directed by
9 the Commission for the purpose of implementing the provisions of the
10 Oklahoma Professional Boxing Licensing Act; provided, revenue in
11 excess of Three Hundred Thousand Dollars (\$300,000.00) during any
12 fiscal year shall be deposited to the credit of the General Revenue
13 Fund of the State Treasury. Expenditures from said fund shall be
14 made upon warrants issued by the State Treasurer against claims
15 filed as prescribed by law with the Director of State Finance for
16 approval and payment.

17 B. The "Oklahoma Professional Boxing Licensing Revolving Fund"
18 created for the Department of Labor is hereby abolished. On July 1,
19 1999, any unencumbered funds remaining in the Oklahoma Professional
20 Boxing Licensing Revolving Fund shall be transferred to the credit
21 of the Professional Boxing Licensing Revolving Fund. Any unexpended
22 funds remaining in the Oklahoma Professional Boxing Revolving Fund
23 after November 1, 1999, shall be transferred to the credit of the
24 Professional Boxing Licensing Revolving Fund.

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SECTION 3. This act shall become effective November 1, 2008.

51-2-8533 CJB 12/26/07