

HOUSE BILL NO. HB0264

Governance of boxing.

Sponsored by: Representative(s) Gray and Lindholm

A BILL

for

1 AN ACT relating to professions and occupations; establishing
2 the state board of boxing; specifying duties; providing
3 procedures for licensure; providing procedures for boxing
4 matches; providing penalties; granting rulemaking authority;
5 providing an appropriation; and providing for effective
6 dates.

7

8 *Be It Enacted by the Legislature of the State of Wyoming:*

9

10 **Section 1.** W.S. 33-8-121 through 33-8-137 are created
11 to read:

12

13 **33-8-121. State board of boxing created; appointment;**
14 **term; rules and regulations; definitions.**

15

1 (a) The state board of boxing is created to implement
2 and administer this chapter.

3

4 (b) The board shall consist of three (3) members.

5

6 (c) Terms of initial board members shall be staggered
7 with one (1) member serving for one (1) year, one (1) serving
8 for two (2) years and one (1) serving for three (3) years.

9

10 (d) The governor shall appoint the members of the
11 board. Except for initial board members as provided under
12 subsection (c) of this section, the term of each member shall
13 be three (3) years. Upon expiration of their terms, members
14 of the board shall continue to hold office until the
15 appointment of their successors. No person shall serve as a
16 member of the board for more than two (2) consecutive terms.

17

18 (e) A vacancy that occurs for any reason in the
19 membership of the board shall be filled within thirty (30)
20 days by the governor. A person appointed to fill a vacancy
21 shall serve for the unexpired portion of the term.

22

1 (f) The governor may remove any member of the board as
2 provided in W.S. 9-1-202 or upon a recommendation of a
3 majority of the board for any reason.

4

5 (g) The board shall adopt a seal and shall make rules
6 for the administration of this chapter.

7

8 (h) As used in this chapter:

9

10 (i) "Amateur boxing match" means any match,
11 exhibition, contest or tournament where no prize or purse is
12 offered to contestants other than a small token including,
13 but not limited to, a medal, trophy or item of clothing;

14

15 (ii) "Board" means the state board of boxing;

16

17 (iii) "Boxing" means boxing, sparring or any form
18 of competition in which a blow is usually struck which may
19 reasonably be expected to inflict injury and where the only
20 authorized strikes are punches;

21

22 (iv) "Boxing match" includes amateur and
23 professional boxing matches;

1

2 (v) "Professional boxing match" means any match,
3 exhibition, contest or tournament where the contestants
4 receive or compete for any form of purse or monetary
5 reimbursement, whether for participating or winning a match
6 or held out as a potential prize for winning a later match.

7

8 **33-8-122. State boxing board; powers and duties;**
9 **subpoenas; oaths.**

10

11 (a) The board shall keep a full and accurate record of
12 all acts and actions of the board. The board shall prepare
13 for service of notices and other papers as may be necessary
14 and shall have the power to administer oaths and issue
15 subpoenas in all matters pertaining to the administration of
16 the board's duties. Falsely swearing before the board shall
17 be attended by the same consequences and be subject to the
18 same penalties as if the disobedience or false swearing
19 occurred in an action in the district court.

20

21 (b) A majority of the board constitutes a quorum for
22 meetings and the transaction of business. The act of a
23 majority of members of the board shall be the act of the

1 board. The board shall meet as often as needed, but not less
2 than four (4) times a year. The meetings shall be held in
3 accordance with W.S. 16-4-401 through 16-4-407. The board
4 shall keep records of its meetings.

5

6 (c) Any subpoena issued by the board shall be subject
7 to the following:

8

9 (i) The subpoena shall describe the objects
10 required to be produced and shall prescribe a return date
11 within a reasonable period of time within which the objects
12 can be assembled and made available. If any tangible
13 materials subpoenaed are located outside of this state, the
14 person to whom the subpoena is issued shall make the materials
15 available to the board at a convenient location;

16

17 (ii) At any time before the return date specified
18 on the subpoena, the person summoned may, in the district
19 court in which the person resides or does business or in the
20 district court where the board is located, petition for an
21 order modifying the subpoena, setting aside the subpoena or
22 prohibiting disclosure of specified materials;

23

1 (iii) If any party fails or refuses to obey a
2 subpoena, the attorney general may, upon request of the board
3 and reasonable notice to all affected persons, apply to the
4 district court for an order compelling compliance.

5

6 **33-8-123. State boxing board; per diem; mileage.**

7

8 Board members shall receive as compensation the salary, per
9 diem and mileage allowance as allowed to state legislators
10 for each day or portion thereof in which they are engaged in
11 the performance of their duties. Provided that if any state
12 officer is appointed to act as a board member, compensation
13 for the performance of their duties shall not be reimbursed
14 except for any necessary expenses incurred or paid, subject
15 to the submission of appropriate receipts.

16

17 **33-8-124. State boxing board; report to legislature.**

18

19 The board shall make a full report to the joint travel,
20 recreation, wildlife and cultural resources interim committee
21 of all proceedings not later than the first day of December
22 of each odd-numbered year. The report shall contain a
23 statement of persons, clubs, organizations or corporations

1 issued licenses, the number of licenses revoked, suspended or
2 denied, the revenue paid to the board and other information
3 and comments in relation to the work of the board as public
4 interest may require.

5

6 **33-8-125. Jurisdiction over boxing matches and**
7 **licenses; power of municipalities.**

8

9 The board shall have sole direction, management, control of
10 and jurisdiction over all boxing matches to be conducted,
11 held or given within the state as provided in this chapter.
12 No boxing match shall be conducted, held or given within the
13 state except pursuant to a license granted by the board and
14 in accordance with the provisions of this chapter and the
15 rules and regulations of the board. Every license shall be
16 subject to rules as the board may prescribe in accordance
17 with the provisions of this chapter. The board may, at its
18 discretion, issue and for cause revoke, deny or suspend a
19 license to conduct, hold or give a boxing match. The board
20 shall have full power and authority to limit the number of
21 boxing matches to be held or given by any person, club,
22 organization or corporation in this state. No provision of
23 this chapter shall prevent any incorporated city or town from

1 prohibiting by ordinance any boxing match, provided that no
2 match shall be held other than in compliance with this
3 chapter.

4

5 **33-8-126. License application; fee and bond.**

6

7 Application for a license to conduct boxing matches shall be
8 in writing, shall be addressed to the board and shall be
9 verified by the individual promoter or by an officer of the
10 club, organization or corporation on whose behalf the
11 application is made. The application shall be accompanied by
12 a fee as established by the board in accordance with W.S.
13 33-1-201. The application shall show that the club,
14 organization or corporation has been in existence not less
15 than thirty (30) days. Before any license is issued under
16 this chapter to any person, club, organization or
17 corporation, the applicant shall file with the state
18 treasurer a bond in an amount established by the board, not
19 to exceed ten thousand dollars (\$10,000.00), with good and
20 sufficient surety, conditioned for the faithful performance
21 of the conditions of this chapter.

22

23 **33-8-127. Report of matches; admission fee to be paid.**

1

2 (a) Every person, club, organization or corporation
3 which exercises any of the privileges conferred by this
4 chapter shall within seventy-two (72) hours after the
5 determination of every match:

6

7 (i) Furnish to the board, or its inspector or
8 deputy, a written report, verified by the individual promoter
9 or an officer of the club, organization or corporation. The
10 report shall show the number of tickets sold for the match,
11 the amount of gross proceeds from the match and other matters
12 as the board may prescribe; and

13

14 (ii) Pay to the board a fee of five percent (5%)
15 of its total gross receipts from the sale of tickets of
16 admission and admission fees to any boxing match.

17

18 **33-8-128. Disposition of fees.**

19

20 (a) All money received by the board under this chapter
21 shall be deposited with the state treasurer and credited to
22 the boxing board account, which is hereby created. Money in
23 the account is continuously appropriated to the board and

1 shall only be expended for operation of the board as provided
2 in this chapter.

3

4 (b) If at any time the board determines that the money
5 received under this chapter is insufficient to continue
6 operations without additional state funding, the board shall
7 increase fees in accordance with W.S. 33-1-201 to the extent
8 required to continue operations.

9

10 **33-8-129. Amateur boxing matches.**

11

12 (a) Whenever an amateur boxing match or event is held
13 by any person, club, organization or corporation, and the
14 match is not for pecuniary profit, the license fee and bond
15 provisions of W.S. 33-8-126, the reporting and fee provisions
16 of W.S. 33-8-127, the inspector provisions of W.S. 33-8-130
17 and the physician provisions of W.S. 33-8-132 shall not apply.
18 The match shall, however, be subject to all other provisions
19 of this chapter and the rules and regulations of the board.

20

21 (b) The provisions of subsection (a) of this section
22 shall not prevent any event from having both amateur and
23 professional boxing matches. If an event has both amateur and

1 professional boxing matches the amateur and professional
2 portions of the event shall be separated by an intermission.
3 The professional portion of the event shall be subject to all
4 provisions of this chapter and the rules and regulations of
5 the board.

6

7 **33-8-130. County inspectors.**

8

9 The board shall, after consultation with the county
10 commissioners of the several counties, appoint official
11 representatives designated as inspectors and deputy
12 inspectors for each county. Each inspector and deputy shall
13 receive from the board a card authorizing him to act as an
14 inspector wherever the board may designate him to act. Any
15 board member may, and at least one (1) inspector or deputy
16 shall, be present at all matches conducted for pecuniary
17 profit and shall confirm that the rules and regulations of
18 the board are strictly observed. An inspector or deputy shall
19 also be present at the counting of the gross receipts and
20 shall immediately mail to the board the written report
21 received by the inspector or deputy from the individual
22 promoter or officer of the club, organization or corporation
23 showing the number of tickets sold, the gross amount of

1 proceeds and other matters as the board may prescribe. The
2 board may establish compensation for, and pay, any inspectors
3 or deputies appointed under this section from fees deposited
4 in the boxing board account in accordance with W.S. 33-1-202
5 and this chapter.

6

7 **33-8-131. Rules for conduct of matches.**

8

9 (a) The board shall promulgate rules and regulations
10 regarding the conduct of matches consistent with this chapter
11 and, to the extent not inconsistent with this chapter, the
12 appropriate amateur and professional boxing rules of the
13 association of boxing commissions and the U.S.A. amateur
14 boxing association. All amateur boxing matches shall be held
15 under the rules of the U.S.A. amateur boxing association.

16

17 (b) No betting or wagering at any boxing match shall be
18 permitted by any person directly associated with the boxing
19 match, including the contestants, spectators and members of
20 the licensed club or organization, before, after or during
21 any match, in or around the premises where the match is held.
22 Nothing in this subsection shall be construed to prohibit
23 betting or wagering as may be allowed by law away from the

1 premises where the match is held, or to authorize betting or
2 wagering otherwise prohibited by law.

3

4 **33-8-132. Examination by physician.**

5

6 (a) Each contestant shall be examined as provided in
7 this section by a physician who has been licensed to practice
8 in Wyoming and who has been designated by the board. The
9 physician's compensation shall be provided by the individual
10 promoter or licensed entity unless otherwise agreed. The
11 physician designated under this section shall:

12

13 (i) Examine each contestant not more than twelve
14 (12) hours prior to a boxing match and shall certify in
15 writing as to the contestant's physical condition to engage
16 in the match;

17

18 (ii) Be present ringside during the boxing match;
19 and

20

21 (iii) Examine each contestant as soon as
22 practicable following the completion of the boxing match.

23

1 **33-8-133. Referees and judges.**

2

3 (a) No person shall act as a referee to a boxing match
4 without a certificate granted by the board. The board is
5 authorized to grant certificates to competent referees who
6 have met the training requirements of the association of
7 boxing commissioners upon the application and the payment of
8 an annual fee as established by the board in accordance with
9 W.S. 33-1-201. The board may revoke any certificate granted
10 to any referee for cause as the board may deem sufficient.

11

12 (b) No person shall act as a judge to a boxing match
13 without a certificate granted by the board. The board is
14 authorized to grant certificates to competent judges who have
15 met the training requirements of the association of boxing
16 commissioners upon the application and the payment of an
17 annual fee as established by the board in accordance with
18 W.S. 33-1-201. The board may revoke any certificate granted
19 to any judge for cause as the board may deem sufficient.

20

21 **33-8-134. Penalty for contestants violating rules of**
22 **board.**

23

1 (a) In addition to any penalty imposed under W.S.
2 33-8-137, any contestant who shall be found to be in violation
3 of any rule or regulation of the board shall be penalized as
4 follows:

5
6 (i) For the first offense he shall be restrained
7 by order of the board from participating in any boxing match
8 to be held or given by any person, club, organization or
9 corporation licensed to give or hold any boxing match for a
10 period of not less than three (3) months and not more than
11 one (1) year at the discretion of the board;

12
13 (ii) For a second offense he shall be disqualified
14 from further admission or participation in any boxing match,
15 held or given by any person, club, organization or corporation
16 licensed under this chapter.

17

18 **33-8-135. Failure to make reports; unsatisfactory**
19 **reports; examination of records, officers.**

20

21 Whenever any person, club, organization or corporation fails
22 to make a report of any match at the time prescribed by this
23 chapter, or whenever the report is unsatisfactory to the

1 board, the board may examine or cause to be examined, the
2 books and records of the person, club, organization or
3 corporation, and examine under oath its officers and other
4 persons as witnesses for the purpose of determining the total
5 amount of its gross receipts for any match and the amount of
6 monies due pursuant to the provisions of this chapter. The
7 board shall determine the amount due based upon the results
8 of the examination. Should the person, club, organization or
9 corporation fail to pay any monies determined to be due,
10 together with the expenses incurred in making the
11 examination, for a period of twenty (20) days after notice of
12 the amount due by the board, the person, club, organization
13 or corporation shall forfeit its license and shall be
14 disqualified from receiving any new license or any renewal of
15 its license. In addition, the person, club, organization or
16 corporation shall forfeit to the state of Wyoming the bond
17 required to be filed by W.S. 33-8-126, which may be recovered
18 by the attorney general in the name of the state of Wyoming.
19 Appeals of a disqualification under this section may be made
20 as provided in the Wyoming Administrative Procedure Act.

21

22 **33-8-136. Weights and classes; rules of matches.**

23

1 The weights and classes of boxers and the rules and
2 regulations of boxing shall be the same as the weights and
3 classes and rules and regulations adopted by the association
4 of boxing commissions and the U.S.A. amateur boxing
5 association, except as otherwise provided in this chapter.

6

7 **33-8-137. Penalty.**

8

9 In addition to any other penalty under this chapter, any
10 person who violates any of the provisions of this chapter
11 shall be deemed guilty of a misdemeanor punishable by
12 imprisonment for not more than six (6) months, a fine of not
13 more than seven hundred fifty dollars (\$750.00), or both.

14

15 **Section 2.**

16

17 (a) There is appropriated ten thousand dollars
18 (\$10,000.00) from the general fund to the state board of
19 boxing for the fiscal period beginning with the effective
20 date of this section and ending June 30, 2020 for the initial
21 operation of the state board of boxing under this act.
22 Notwithstanding any other provision of law, this
23 appropriation shall not be transferred or expended for any

1 other purpose and any unexpended, unobligated funds remaining
2 from this appropriation shall revert as provided by law on
3 June 30, 2020.

4

5 (b) Not later than June 30, 2022, the state board of
6 boxing shall transfer ten thousand dollars (\$10,000.00) from
7 amounts in the boxing board account to the state treasurer
8 for deposit to the general fund. The state boxing board shall
9 report the transfer to the joint corporations, elections and
10 political subdivisions interim committee on July 1, 2022.

11

12 **Section 3.** The governor shall appoint initial members
13 to the state board of boxing not later than April 1, 2019.
14 The state board of boxing appointed under this section shall
15 adopt rules and regulations necessary to conduct boxing
16 matches in this state not later than July 1, 2019.

17

18 **Section 4.**

19

20 (a) Sections 2 and 3 of this act are effective
21 immediately upon completion of all acts necessary for a bill
22 to become law as provided by Article 4, Section 8 of the
23 Wyoming Constitution.

1

2 (b) Except as otherwise provided in subsection (a) of
3 this section, this act is effective July 1, 2019.

4

5

(END)