



SENATE BILL No. 295

February 16, 1995, Introduced by Senators GOUGEON, STALLINGS, SHUGARS, CISKY and MCMANUS and referred to the Committee on Economic Development, International Trade and Regulatory Affairs.

A bill to amend sections 801, 803, 804, 805, 805a, 806, 810, 811, 812, and 813 of Act No. 299 of the Public Acts of 1980, entitled as amended

"Occupational code,"

sections 805, 806, 810, 811, and 812 as amended by Act No. 463 of the Public Acts of 1988 and section 805a as added by Act No. 257 of the Public Acts of 1994, being sections 339.801, 339.803, 339.804, 339.805, 339.805a, 339.806, 339.810, 339.811, 339.812, and 339.813 of the Michigan Compiled Laws; and to add sections 806b, 806c, and 806d.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 801, 803, 804, 805, 805a, 806, 810,
2 811, 812, and 813 of Act No. 299 of the Public Acts of 1980,
3 sections 805, 806, 810, 811, and 812 as amended by Act No. 463 of
4 the Public Acts of 1988 and section 805a as added by Act No. 257

1 of the Public Acts of 1994, being sections 339.801, 339.803,
2 339.804, 339.805, 339.805a, 339.806, 339.810, 339.811, 339.812,
3 and 339.813 of the Michigan Compiled Laws, are amended and sec-
4 tions 806b, 806c, and 806d are added to read as follows:

5 Sec. 801. As used in this article:

6 (a) "Amateur" means a person who is not competing and has
7 never competed for a money prize or who is not competing and has
8 not competed with or against a professional for a prize.

9 (b) "Boxing club" means an organization affiliated with ~~the~~
10 ~~amateur athletic union of the United States~~ USA BOXING.

11 (c) "Professional" means a person who is competing or has
12 competed for a money prize.

13 (d) "School", "college", or "university" does not include an
14 institution formed or operated principally to provide instruction
15 in boxing ~~, wrestling,~~ and other sports.

16 Sec. 803. A person who has a material financial interest in
17 any club, organization, or corporation, the main object of which
18 is the holding or giving of boxing ~~, sparring, or wrestling~~
19 matches or exhibitions ~~shall~~ IS not ~~be~~ eligible ~~to~~ FOR
20 appointment to the board.

21 Sec. 804. (1) A boxing ~~, sparring, or wrestling~~ match or
22 exhibition for prizes or purses, or for which an admission fee is
23 charged or received, may be held within the state, subject to the
24 direction, management, and control of the department.

25 (2) This article does not apply to boxing ~~, sparring, or~~
26 ~~wrestling~~ matches or exhibitions conducted by or participated in
27 exclusively by a department or agency of the United States

1 government or by a school, college, or university or by an
2 association or organization composed exclusively of these
3 schools, colleges, or universities if each contestant in the
4 match or exhibition is an amateur.

5 Sec. 805. (1) ~~A~~ EXCEPT AS OTHERWISE PROVIDED IN SUBSEC-
6 TION (2), A boxing ~~, sparring, or wrestling~~ match or exhibition
7 shall not be held or conducted within this state, except under a
8 license issued by the department pursuant to this article, and
9 the rules promulgated under this act. ~~However, the~~

10 (2) THE department may issue, without the payment of a fee,
11 a license to hold ~~either~~ a boxing ~~or wrestling~~ match or exhi-
12 bition between professionals under the sponsorship of a civic
13 organization or veterans' group if held for charitable purposes.

14 Sec. 805a. (1) ~~Until November 1, 1995, this~~ THIS article
15 does not apply to boxing elimination contests in which all of the
16 following apply:

17 (a) The contestants compete for prizes only in elimination
18 contests and are not also professional boxers competing in 4 or
19 more rounds of nonelimination boxing.

20 (b) Each bout is scheduled to consist of 3 or fewer 1-minute
21 rounds, with contests conducted on no more than 2 consecutive
22 calendar days.

23 (c) Competing contestants are prohibited from boxing for
24 more than 12 minutes on each contest day.

25 (d) The contestants participating in the elimination contest
26 are insured by the promoter for not less than \$1,000.00 for

1 medical and hospital expenses to be paid to the contestants to
2 cover injuries sustained in the contest.

3 (e) A licensed physician is in attendance at ringside and
4 the physician has authority to stop the contest for medical
5 reasons.

6 (f) All contestants pass a physical examination given by a
7 licensed physician before the contest.

8 (g) A preliminary breath test is administered to each con-
9 testant which indicates a blood alcohol content of .02% or less.

10 (2) As part of the physical examination given before the
11 contest, the licensed physician or other trained person shall
12 administer a preliminary breath test in compliance with standards
13 imposed in rules promulgated by the department of state police
14 regarding equipment calibration and methods of administration.

15 (3) The promoter shall keep a log of preliminary breath test
16 results of contestants on file at its place of business for at
17 least 3 years after the date of administration of the test.
18 These results shall be made available to law enforcement offi-
19 cials upon request.

20 (4) An elimination contest held pursuant to this section is
21 not considered to be in violation of the law.

22 Sec. 806. (1) A promoter, boxing club, physician, referee,
23 judge, matchmaker, timekeeper, announcer, professional boxer,
24 ~~professional wrestler,~~ or a manager, or second of those persons
25 shall obtain a license from the department before participating
26 either directly or indirectly in a boxing ~~, sparring, or~~
27 ~~wrestling~~ contest. ~~, and a~~

1 (2) A person shall not profit directly or indirectly from a
2 boxing ~~or wrestling~~ contest or participate directly or indi-
3 rectly in the contest or in the receipts from a contest unless
4 ~~it~~ THAT CONTEST is licensed by the department in advance under
5 the classifications designated in this article.

6 (3) Each application for a license shall be in writing,
7 shall be verified by the applicant, and shall set forth those
8 facts REQUESTED BY and conform to the rules promulgated by the
9 department, jointly with the board.

10 (4) The department shall issue a passport with each profes-
11 sional boxer's license.

12 (5) Each applicant for a license as a promoter, referee, or
13 judge shall be of good moral character.

14 SEC. 806B. (1) THE BOARD SHALL DEVELOP OR ADOPT EXAMINA-
15 TIONS AND PROMULGATE RULES AS REQUIRED BY THIS SECTION.

16 (2) A PERSON SEEKING A LICENSE UNDER THIS ARTICLE AS A JUDGE
17 OR REFEREE MAY BE REQUIRED TO SATISFACTORILY PASS AN EXAMINATION
18 GIVEN BY THE BOARD TESTING THAT PERSON'S KNOWLEDGE AND SKILL, AS
19 IS DETERMINED TO BE APPROPRIATE BY THE BOARD.

20 (3) A PERSON SEEKING A LICENSE UNDER THIS ARTICLE AS A
21 JUDGE, REFEREE, OR BOXER SHALL PASS A PHYSICAL EXAMINATION AS
22 ESTABLISHED BY RULES OF THE BOARD AND PRESENT EVIDENCE OF PASSAGE
23 TO THE BOARD.

24 (4) THE DEPARTMENT SHALL ISSUE A LICENSE WITHOUT AN EXAMINA-
25 TION TO A PERSON WHO IS LICENSED UNDER THIS ARTICLE ON THE EFFEC-
26 TIVE DATE OF THE AMENDATORY ACT THAT ADDED THIS SECTION UPON

1 APPLICATION ON A FORM PROVIDED BY THE BOARD AND PAYMENT OF THE
2 APPROPRIATE FEE.

3 (5) THE BOARD, THROUGH PROMULGATION OF A RULE, SHALL DEVELOP
4 OR ADOPT CONTINUING EDUCATION PROGRAMS FOR PERSONS LICENSED UNDER
5 THIS ARTICLE.

6 SEC. 806C. (1) IN ADDITION TO THE REQUIREMENTS OF SECTIONS
7 806 AND 806B, A PERSON SEEKING A LICENSE AS A PROFESSIONAL REF-
8 EREE SHALL UNOFFICIALLY REFEREE A MINIMUM OF 300 ROUNDS OF AMA-
9 TEUR COMPETITIVE OR NONCOMPETITIVE BOXING IN A FACILITY WHICH
10 CONDUCTS AN ACTIVE BOXING PROGRAM.

11 (2) AFTER A PERSON HAS SUCCESSFULLY COMPLETED THE REQUIRE-
12 MENTS OF SECTION 806(2) AND (3) AND SUBSECTION (1), THE BOARD MAY
13 ISSUE THE PERSON A LIMITED LICENSE AS A REFEREE. BEFORE THE
14 PERSON IS ISSUED A FULL LICENSE AS A REFEREE, THE PERSON SHALL
15 COMPLETE ALL OF THE FOLLOWING:

16 (A) OFFICIATE NOT FEWER THAN 12 4-ROUND PRELIMINARY
17 CONTESTS.

18 (B) OFFICIATE NOT FEWER THAN 6 6-ROUND PRELIMINARY
19 CONTESTS.

20 (C) OFFICIATE NOT FEWER THAN 4 8-ROUND PRELIMINARY
21 CONTESTS.

22 (3) AFTER THE REQUIREMENTS OF SUBSECTION (2) (A) TO (C) HAVE
23 BEEN COMPLETED, THE BOARD SHALL REVIEW AND EVALUATE THE
24 APPLICANT'S WORK.

25 SEC. 806D. (1) IN ADDITION TO THE REQUIREMENTS OF SECTIONS
26 806 AND 806B, A PERSON SEEKING A LICENSE AS A PROFESSIONAL JUDGE
27 SHALL SCORE, UNOFFICIALLY, NOT FEWER THAN 200 ROUNDS OF

1 PROFESSIONAL BOXING. IN ORDER TO FULFILL THE REQUIREMENTS OF
2 THIS SUBSECTION, AN APPLICANT SHALL ONLY UNOFFICIALLY JUDGE CON-
3 TESTS WHICH ARE APPROVED BY THE BOARD FOR THAT PURPOSE. AN
4 APPLICANT SHALL NOT RECEIVE COMPENSATION FOR JUDGING CONTESTS
5 UNDER THIS SUBSECTION. SCORECARDS SHALL BE TRANSMITTED TO THE
6 BOARD FOR REVIEW AND EVALUATION.

7 (2) THE BOARD SHALL COMPLETE A STANDARDIZED EVALUATION SHEET
8 FOR EACH CONTEST JUDGED BY A LICENSEE. THE EVALUATION SHEETS
9 PERIODICALLY SHALL BE REVIEWED AND EVALUATED BY THE BOARD.

10 Sec. 810. (1) A professional boxing contest shall be of not
11 more than 10 rounds in length, except a contest which involves a
12 national or international championship may last not more than 20
13 rounds in the determination of the department. The contestants
14 shall wear during a contest gloves weighing at least 6 ounces
15 each. Rounds shall be not longer than 3 minutes, with not less
16 than 1-minute rest between rounds.

17 (2) A contestant in a professional or amateur boxing —
18 ~~sparring, or wrestling~~ contest shall be certified to be in
19 proper physical condition by an individual licensed as a physi-
20 cian before participating in a boxing —, ~~sparring, or wrestling~~
21 contest.

22 Sec. 811. (1) At the expense of a promoter or boxing club,
23 a physician shall be in attendance at each boxing —, ~~sparring, or~~
24 ~~wrestling~~ contest. The physician shall observe the physical
25 condition of the boxers ~~and wrestlers,~~ and advise the referee
26 or judges with regard to the health of the contestants. The

1 physician shall examine each boxer ~~or wrestler within 2 hours~~
2 before entering the ring.

3 (2) A promoter or boxing club shall file with the department
4 the report of the physical examination of a contestant not later
5 than 24 hours after termination of the contest.

6 (3) If, in the opinion of the physician, the health or
7 safety of a boxer ~~or wrestler~~ requires that the contest in
8 which he or she is participating be terminated, the physician
9 shall notify the referee. The referee shall terminate the
10 contest.

11 Sec. 812. If a boxer ~~or wrestler~~ loses consciousness
12 during or as a result of a contest in which he or she partici-
13 pates, he or she shall not again be eligible to participate in a
14 contest in this state unless examined by a physician appointed by
15 the department and unless the physician certifies the boxer's ~~or~~
16 ~~wrestler's~~ fitness to participate. The boxer ~~or wrestler~~
17 shall pay the cost of the examination.

18 Sec. 813. A licensee shall not participate in, or aid and
19 abet in, a sham or fake boxing ~~, sparring, or wrestling~~ match
20 or exhibition.