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IN THE SENATE  
BY THE RULES COMMITTEE  
BY REQUEST OF THE GOVERNOR

SENATE BILL NO. 230

IN THE LEGISLATURE OF THE STATE OF ALASKA  
FIRST LEGISLATURE - SECOND SESSION

A BILL

For an Act entitled: "An Act authorizing the regulation of boxing, sparring, and wrestling contests or exhibitions; authorizing the Athletic Commission created by Ch. 147, SLA 1959, to issue and revoke licenses in accordance with rules set out in this Act; providing that licensees be bonded; setting license fees; providing penalties; and setting an effective date."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

Section 1. LICENSES FOR BOXING AND WRESTLING MATCHES: REVOCATION. The Athletic Commission created by virtue of Ch. 147, SLA 1959, shall have the power to issue and for cause to revoke a license to conduct boxing contests, sparring or wrestling matches, or exhibitions as provided in this Act under such terms and conditions and at such times and places as the commission may determine. The holder of such licenses shall be entitled to conduct boxing contests, sparring and wrestling matches, and exhibitions under such terms and conditions and at such times and places as the commission may determine. In case the commission shall refuse to grant a license to any applicant, or shall cancel any license, such applicant, or the holder of such cancelled license shall be entitled upon application, to a hearing under the provisions of the Administrative Procedure Act.

Sec. 2. DUTIES OF COMMISSION: LICENSING: EXEMPTION AS TO

1 SCHOLASTIC ORGANIZATIONS: COMPLIANCE REQUIRED. The commission  
2 shall have power and it shall be its duty to direct, supervise,  
3 and control all boxing contests, or sparring and wrestling matches  
4 or exhibitions conducted within the state and no such boxing con-  
5 test, sparring or wrestling match or exhibition shall be held or  
6 given within this state except in accordance with the provisions  
7 of this Act. The commission may, in its discretion, issue and for  
8 cause revoke a license to conduct, hold, or give boxing, sparring  
9 and wrestling contests, matches, and exhibitions where an admis-  
10 sion fee is charged by any club, corporation, organization, asso-  
11 ciation, or fraternal society; provided, however, that all boxing  
12 contests, sparring or wrestling matches or exhibitions which are  
13 conducted by any elementary school, high school, college, or uni-  
14 versity, whether public or private, or by the official student  
15 association thereof, whether on or off the school, college, or  
16 university grounds, where all the participating contestants are  
17 bona fide students enrolled in any elementary school, high school,  
18 college, or university, within this state, shall not be subject to  
19 the provisions of this Act; provided, further, that every contest-  
20 ant in any boxing contest, sparring or wrestling match not con-  
21 ducted under the provisions of this Act shall be examined within  
22 eight hours prior to the contest by a practicing physician who, in  
23 his discretion, shall have the authority to disqualify any contest-  
24 ant he deems physically unfit to participate and that the scholastic  
25 organizations exempted from the provisions of this chapter shall  
26 be governed by the rules of the commission as those rules apply to  
27 boxing contests, sparring or wrestling matches, or exhibitions  
28 conducted by any scholastic organizations exempted by this section  
29 from the general provisions of this Act. No boxing contest,

1 sparring or wrestling match or exhibition shall be conducted within  
2 the state except pursuant to a license issued in accordance with  
3 the provisions of this Act and the rules and regulations of the  
4 commission except as above provided.

5       Sec. 3. APPLICATION FOR LICENSE: FEE: VERIFICATION. Any  
6 club, corporation, organization, association or fraternal society  
7 affected by this Act may apply to the commission for a license.  
8 Such application shall be in writing and upon forms prescribed by  
9 the commission and shall be verified in such manner as the commis-  
10 sion may require and shall be accompanied by an annual license fee  
11 of \$100.00.

12       Sec. 4. DURATION OF LICENSE: EXPIRATION DATES. The licenses  
13 provided for in Secs. 3 and 8 of this Act shall be issued for a  
14 six months or twelve months period and shall expire on June 30 and  
15 December 31 of each year.

16       Sec. 5. LICENSEE'S BOND. Every licensee receiving a license  
17 as provided for in this Act shall file a good and sufficient bond  
18 in the sum of \$1,000.00 with the commission in cities of less than  
19 10,000 inhabitants and of \$2,500.00 in cities of more than 10,000  
20 inhabitants conditioned for the faithful performance of such li-  
21 censee of the provisions of this Act, the payment of the taxes as  
22 provided for in this Act and the abeyance of all rules and regula-  
23 tions of the commission, which bond shall be subject to the  
24 approval of the attorney general.

25       Sec. 6. STATEMENT AND REPORT OF CONTEST. Any licensee as  
26 provided for in this Act shall, within three days prior to the  
27 holding of any boxing contest, sparring or wrestling match, or  
28 exhibition, file with the commission a statement setting forth the  
29 name of each contestant, his manager or managers and such other

1 information as the commission may require, and shall, within one  
2 week after the termination of any contest file with the Department  
3 of Revenue and with the commission a written report, duly verified  
4 as the commission may require showing the number of tickets sold  
5 for such contest, the price charged for such tickets and the gross  
6 proceeds thereof, and such other information as the commission may  
7 require.

8       Sec. 7. INSPECTORS: DUTIES: FEE FOR ATTENDING CONTESTS.  
9 The commission may appoint official inspectors at least one of  
10 which, in the absence of a member of the commission, shall be  
11 present at any boxing contest, sparring or wrestling match, or  
12 exhibition held under the provisions of this Act. Such inspectors  
13 shall carry a card signed by the chairman of the commission  
14 evidencing their authority. It shall be their duty to see that  
15 all rules and regulations of the commission and the provisions of  
16 this Act are strictly complied with and to be present at the  
17 accounting of the gross receipts of any contest, and such inspector  
18 is authorized to receive from the licensee conducting the contest  
19 the statement of receipts provided for in this Act and to immedi-  
20 ately transmit such reports to the commission and to the Department  
21 of Revenue. Each inspector shall receive a fee of not to exceed  
22 \$7.50 for each contest officially attended.

23       Sec. 8. ANNUAL LICENSES TO PARTICIPANTS: FEES: REVOCATION.  
24 The commission may grant annual licenses upon application in com-  
25 pliance with the rules and regulations prescribed by the commission  
26 and the payment of the fees prescribed for managers, referees,  
27 examining physicians, boxers, wrestlers, seconds, and trainers.  
28 The following is the schedule of annual fees: examining physicians,  
29 \$10.00; managers, \$50.00; referees, \$10.00; seconds, \$10.00;

1 trainers, \$10.00; boxers, \$10.00; wrestlers, \$10.00; provided,  
2 that the provisions of this section do not apply to contestants  
3 or participants in strictly amateur contests or fraternal organi-  
4 zations or veterans' organizations chartered by congress or the  
5 war department or any bona fide athletic club which is holding and  
6 promoting athletic contests or smokers and where all funds are  
7 used primarily for the benefit of their members. Any such license  
8 may be revoked by the commission for cause pursuant to the Adminis-  
9 trative Procedure Act. No person shall participate or serve in any  
10 of the above capacities unless licensed as provided in this Act.  
11 The referee for any contest shall be designated by the commission  
12 from among such licensed referees.

13       Sec. 9. PARTICIPATION IN PURSE: CONDUCTING SHAM CONTESTS:  
14 FORFEITURE OF LICENSE. Any person or any member of any group of  
15 persons or corporation promoting wrestling or boxing exhibitions  
16 or contests who participates directly or indirectly in the purse  
17 or fee of any manager of any boxers or wrestlers or any boxer or  
18 any wrestler and any licensee who conducts or participates in any  
19 sham or fake boxing contest or sparring match or exhibition thereby  
20 forfeits its license and the commission shall declare such license  
21 canceled and void and such licensee shall not thereafter be entitled  
22 to receive another such, or any license issued pursuant to the  
23 provisions of this Act.

24       Sec. 10. PARTICIPATION IN SHAM CONTEST: PENALTY AGAINST  
25 CONTESTANT. Any contestant who shall participate in any sham or  
26 fake boxing contest or sparring match or exhibition or violate any  
27 rule or regulation of the commission shall be penalized in the  
28 following manner: for the first offense he shall be restrained by  
29 order of the commission for a period of not less than three months

1 from participating in any contest held under the provisions of this  
2 Act, such suspension to take effect immediately after the occurrence  
3 of the offense; for any second offense such contestant shall be  
4 forever suspended from participation in any contest held under the  
5 provisions of this Act.

6 Sec. 11. FAILURE TO MAKE REPORTS: ADDITIONAL TAX: NOTICE:  
7 PENALTY FOR DELINQUENCY. Whenever any licensee shall fail to  
8 make a report of any contest within the time prescribed by this  
9 Act or when such report is unsatisfactory to the commission or to  
10 the Department of Revenue, the secretary shall examine the books  
11 and records of such licensee; he may subpoena and examine under  
12 oath any officer of such licensee and such other person or persons  
13 as he may deem necessary to a determination of the total gross  
14 receipts from any contest and the amount of tax thereon. If, upon  
15 the completion of such examination, it shall be determined that an  
16 additional tax is due, notice thereof shall be served upon the  
17 licensee, and if such licensee shall fail to pay such additional  
18 tax within twenty days after service of such notice such delinquent  
19 licensee shall forfeit its license and shall forever be disqualified  
20 from receiving any new license and in addition thereto such licensee  
21 and the members thereof shall be jointly and severally liable to  
22 this state in the penal sum of \$1,000.00 to be collected by the  
23 attorney general by civil action in the name of the state in the  
24 manner provided by law.

25 Sec. 12. PENALTY FOR CONDUCTING CONTESTS WITHOUT LICENSE.  
26 Any person, club, corporation, organization, association or fra-  
27 ternal society conducting within this state boxing, sparring or  
28 wrestling contests or exhibitions without having first obtained  
29 a license therefor in the manner provided by this Act shall be

1 guilty of a misdemeanor.

2       Sec. 13. GENERAL PENALTY. Any person, firm or corporation  
3 violating any of the provisions of this Act for which no penalty  
4 is provided in this Act shall be guilty of a misdemeanor.

5       Sec. 14. EFFECTIVE DATE. This Act takes effect on the day  
6 after its passage and approval or on the day it becomes law without  
7 such approval.

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