

Calendar No. 666

103^D CONGRESS
2^D SESSION

S. 1991

A BILL

To provide for the safety of journeymen boxers, and
for other purposes.

SEPTEMBER 28 (legislative day, SEPTEMBER 12), 1994
Reported with an amendment

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To provide for the safety of journeymen boxers, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 25 (legislative day, FEBRUARY 22), 1994

Mr. MCCAIN (for himself and Mr. BRYAN) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

SEPTEMBER 28 (legislative day, SEPTEMBER 12), 1994

Reported by Mr. HOLLINGS, with an amendment

[Strike out all after the enacting clause and insert the part printed in italic]

A BILL

To provide for the safety of journeymen boxers, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Professional Boxing
5 Safety Act”.

6 **SEC. 2. DEFINITIONS.**

7 For purposes of this Act—

★(Star Print)

1 (1) the term “boxer” means a person who par-
2 ticipates in a professional boxing match;

3 (2) the term “manager” means a person or
4 business who helps arrange professional boxing
5 matches for a boxer, and who serves as an advisor
6 or representative of a boxer in a professional capac-
7 ity;

8 (3) the term “professional boxing match”
9 means a boxing contest held in the United States be-
10 tween individuals for compensation or a prize, and
11 does not include any amateur boxing match;

12 (4) the term “promoter” means a person or
13 business that organizes, holds, advertises, or other-
14 wise conducts a professional boxing match; and

15 (5) the term “State boxing commission” means
16 a State agency with authority to regulate profes-
17 sional boxing;

18 **SEC. 3. PURPOSE.**

19 The purposes of this Act are—

20 (1) to improve and expand the system of safety
21 precautions that protects the welfare of professional
22 boxers; and

23 (2) to assist State boxing commissions to pro-
24 vide proper oversight for the professional boxing in-
25 dustry in the United States.

1 **SEC. 4. PROFESSIONAL BOXING MATCHES.**

2 A professional boxing match may be held in the
3 United States only if—

4 (1) the State where the professional boxing
5 match is to be held—

6 (A) has a State boxing commission ; or

7 (B) has entered into an agreement with a
8 State boxing commission of another State;

9 to oversee the match and to regulate each of its box-
10 ing matches; and

11 (2) the State boxing commission has established
12 procedures to carry out sections 5, 6, and 7.

13 **SEC. 5. REGISTRATION.**

14 (a) **REQUIREMENT.**—Each professional boxer shall
15 register with—

16 (1) the State boxing commission of the State in
17 which such boxer resides;

18 (2) in the case of a boxer who is a resident of
19 a State in which there is no State boxing commis-
20 sion, the State boxing commission described in sec-
21 tion 4(1)(B); or

22 (3) in the case of a boxer from a foreign coun-
23 try, any State that has a State boxing commission.

24 (b) **IDENTIFICATION CARD.**—

25 (1) **ISSUANCE.**—A State boxing commission
26 shall issue to each professional boxer who registers

1 in accordance with subsection (a), an identification
2 card that contains—

3 (A) a recent photograph of the boxer;

4 (B) the social security number of the boxer
5 (or, in the case of a foreign boxer, any similar
6 citizen identification number or professional
7 boxer number from the country of residence of
8 the boxer); and

9 (C) the personal identification numbers as-
10 signed to the boxer by the boxing registries cer-
11 tified by the Association of Boxing Commis-
12 sioners.

13 (2) RENEWAL.—Each professional boxer shall
14 renew his or her identification card at least once
15 every 3 years.

16 (3) PRESENTATION.—Each professional boxer
17 shall present his or her identification card to the
18 State boxing commission not later than the time of
19 the weigh-in for a professional boxing match.

20 (c) RELATION TO STATE LAW.—Nothing in this sec-
21 tion shall be construed as preventing a State from apply-
22 ing additional registration requirements.

23 **SEC. 6. REVIEW.**

24 Each State boxing commission shall establish proce-
25 dures—

1 (1) to evaluate the professional records of each
2 boxer participating in a boxing match in the State;
3 and

4 (2) to ensure that no boxer is permitted to box
5 while under suspension from any State boxing com-
6 mission for any reason, including—

7 (A) a recent knockout, injury, or
8 unfulfilled requirement for a medical procedure;

9 (B) administrative reasons, such as failure
10 to pay a State fee or fine, or improper conduct;

11 (C) falsification of, or attempts to falsify,
12 official identification cards or documents;

13 (D) failure of a drug test;

14 (E) inadequate boxing skills, or the inabil-
15 ity to safely compete; and

16 (F) violation of Federal or State gaming
17 laws.

18 **SEC. 7. REPORTING.**

19 (a) **BOXING MATCH RESULTS.**—Not later than 48
20 business hours (excluding Saturdays and Sundays) after
21 the conclusion of a professional boxing match, the results
22 of such match shall be reported to the professional boxing
23 registries certified by the Association of Boxing Commis-
24 sioners (ABC) and to the Florida State Athletic Commis-
25 sion.

1 (b) ~~SUSPENSIONS.~~—Not later than 48 business hours
2 (excluding Saturdays and Sundays) after a State boxing
3 commission orders the suspension of a boxer, promoter,
4 or manager, such suspension shall be reported to the pro-
5 fessional boxing registries certified by the Association of
6 Boxing Commissioners (ABC) and to the Florida State
7 Athletic Commission.

8 **SEC. 8. ENFORCEMENT.**

9 (a) ~~INJUNCTIONS.~~—Whenever the United States At-
10 torney in a State has reasonable cause to believe that a
11 person or entity is engaged in a violation of this Act in
12 such State, the United States Attorney may bring a civil
13 action in the appropriate district court of the United
14 States requesting such relief, including a permanent or
15 temporary injunction, restraining order, or other order,
16 against the person or entity, as the United States Attor-
17 ney determines necessary to restrain the person or entity
18 from continuing to engage in, or to sanction, a profes-
19 sional boxing match in violation of this Act.

20 (b) ~~CRIMINAL PENALTIES.~~—

21 (1) ~~MANAGERS AND PROMOTERS.~~—Any man-
22 ager or promoter who knowingly and willfully vio-
23 lates any provision of this Act shall be imprisoned
24 for not more than 1 year or fined more than
25 \$20,000, or both.

1 (2) ~~BOXERS.—Any professional boxer who~~
2 knowingly and willfully violates any provision of this
3 Act shall be fined not more than \$1,000.

4 **SECTION 1. SHORT TITLE.**

5 *This Act may be cited as the “Professional Boxing*
6 *Safety Act”.*

7 **SEC. 2. DEFINITIONS.**

8 *For purposes of this Act—*

9 (1) *the term “boxer” means a person who par-*
10 *ticipates in a professional boxing match;*

11 (2) *the term “licensee” means an individual who*
12 *serves as a trainer, second, or cut man for a profes-*
13 *sional boxer;*

14 (3) *the term “manager” means a person or busi-*
15 *ness who helps arrange professional boxing matches*
16 *for a boxer, and who serves as an advisor or rep-*
17 *resentative of a boxer in a professional capacity;*

18 (4) *the term “matchmaker” means a person or*
19 *business that proposes, selects, and arranges the box-*
20 *ers to participate in a professional boxing event;*

21 (5) *the term “professional boxing match” means*
22 *a boxing contest held in the United States between in-*
23 *dividuals for compensation or a prize, and does not*
24 *include any amateur boxing match;*

1 (6) the term “promoter” means a person or busi-
2 ness that organizes, holds, advertises, or otherwise
3 conducts a professional boxing match; and

4 (7) the term “State boxing commission” means
5 a State agency with authority to regulate professional
6 boxing.

7 **SEC. 3. PURPOSE.**

8 The purposes of this Act are—

9 (1) to improve and expand the system of safety
10 precautions that protects the welfare of professional
11 boxers; and

12 (2) to assist State boxing commissions to provide
13 proper oversight for the professional boxing industry
14 in the United States.

15 **SEC. 4. PROFESSIONAL BOXING MATCHES.**

16 A professional boxing match may be held in the United
17 States only if—

18 (1)(A) the State where the professional boxing
19 match is to be held has a State boxing commission;
20 or

21 (B) the promoter who seeks to put on a boxing
22 event in a State that does not have a boxing commis-
23 sion has entered into an agreement with the chief ad-
24 ministrative officer of a State that has a boxing com-
25 mission to oversee the match; and

1 (2) *the State boxing commission has established*
2 *procedures to carry out sections 5, 6, and 7.*

3 **SEC. 5. REGISTRATION.**

4 (a) *REQUIREMENT.*—*Each professional boxer shall reg-*
5 *ister with—*

6 (1) *the State boxing commission of the State in*
7 *which such boxer resides; or*

8 (2) *in the case of a boxer who is a resident of*
9 *a foreign country, or a State in which there is no*
10 *State boxing commission, the State boxing commis-*
11 *sion of any State that has such a commission.*

12 (b) *IDENTIFICATION CARD.*—

13 (1) *ISSUANCE.*—*A State boxing commission shall*
14 *issue to each professional boxer who registers in ac-*
15 *cordance with subsection (a), an identification card*
16 *that contains—*

17 (A) *a recent photograph of the boxer;*

18 (B) *the social security number of the boxer*
19 *(or, in the case of a foreign boxer, any similar*
20 *citizen identification number or professional*
21 *boxer number from the country of residence of*
22 *the boxer); and*

23 (C) *the personal identification numbers as-*
24 *signed to the boxer by the boxing registries cer-*

1 *tified by the Association of Boxing Commis-*
2 *sioners.*

3 (2) *RENEWAL.*—*Each professional boxer shall*
4 *renew his or her identification card at least once*
5 *every 3 years.*

6 (3) *PRESENTATION.*—*Each professional boxer*
7 *shall present his or her identification card to the*
8 *State boxing commission not later than the time of*
9 *the weigh-in for a professional boxing match.*

10 (c) *RELATION TO STATE LAW.*—*Nothing in this sec-*
11 *tion shall be construed as preventing a State from applying*
12 *additional registration requirements.*

13 ***SEC. 6. REVIEW.***

14 *Each State boxing commission shall establish proce-*
15 *dures—*

16 (1) *to evaluate the professional records of each*
17 *boxer participating in a boxing match in the State;*

18 (2) *to ensure that no boxer is permitted to box*
19 *while under suspension from any State boxing com-*
20 *mission due to injury or other medical-related reason,*
21 *including—*

22 (A) *a recent knockout, injury, or require-*
23 *ment for a medical procedure;*

24 (B) *failure of a drug test;*

1 (C) *poor boxing skills, or the inability to*
2 *safely compete; and*

3 (D) *the use of false aliases, or falsifying, or*
4 *attempts to falsify, official identification cards*
5 *or documents; and*

6 (3) *to ensure that if such commission is consider-*
7 *ing permitting a boxer, promoter, manager, or other*
8 *licensee to participate in a boxing event while the in-*
9 *dividual is under suspension from any State for rea-*
10 *sons other than the reasons listed in paragraph (2),*
11 *such commission shall notify and consult with the*
12 *chief administrative officer of the State that ordered*
13 *the suspension prior to the grant of approval for such*
14 *individual to participate in such boxing event.*

15 **SEC. 7. REPORTING.**

16 (a) *BOXING MATCH RESULTS.*—*Not later than 48*
17 *business hours (excluding Saturdays and Sundays) after*
18 *the conclusion of a professional boxing match, the results*
19 *of such match shall be reported to the professional boxing*
20 *registries certified by the Association of Boxing Commis-*
21 *sions (ABC) and to the Florida State Athletic Commission.*

22 (b) *SUSPENSIONS.*—*Not later than 48 business hours*
23 *(excluding Saturdays and Sundays) after a State boxing*
24 *commission orders the suspension of a boxer, promoter, or*
25 *manager, such suspension shall be reported to the profes-*

1 *sional boxing registries certified by the Association of Box-*
2 *ing Commissions (ABC) and to the Florida State Athletic*
3 *Commission.*

4 (c) *ALTERNATE REPORTING ENTITY.*—*If the State of*
5 *Florida ceases, for any reason, to publish and circulate a*
6 *national suspension list at no cost to other States on a fre-*
7 *quent basis, the Association of Boxing Commissions (ABC)*
8 *shall select a different public or private entity to volun-*
9 *tarily undertake to compile and circulate a suspension list*
10 *to all State commissions at no cost.*

11 **SEC. 8. ENFORCEMENT.**

12 (a) *INJUNCTIONS.*—*Whenever the United States Attor-*
13 *ney in a State has reasonable cause to believe that a person*
14 *or entity is engaged in a violation of this Act in such State,*
15 *the United States Attorney may bring a civil action in the*
16 *appropriate district court of the United States requesting*
17 *such relief, including a permanent or temporary injunction,*
18 *restraining order, or other order, against the person or en-*
19 *tity, as the United States Attorney determines necessary to*
20 *restrain the person or entity from continuing to engage in,*
21 *or to sanction, a professional boxing match in violation of*
22 *this Act.*

23 (b) *CRIMINAL PENALTIES.*—

24 (1) *MANAGERS, PROMOTERS, MATCHMAKERS,*
25 *AND LICENSEES.*—*Each manager, promoter, match-*

1 *maker, and licensee who knowingly and willfully vio-*
2 *lates any provision of this Act shall be imprisoned for*
3 *not more than 1 year or fined more than \$20,000, or*
4 *both.*

5 (2) *BOXERS.*—*Any professional boxer who know-*
6 *ingly and willfully violates any provision of this Act*
7 *shall be fined not more than \$1,000.*

8 **SEC. 9. STUDY.**

9 (a) *IN GENERAL.*—*The Secretary of Labor shall con-*
10 *duct a study on the feasibility and cost of a national pen-*
11 *sion system for professional boxers, including potential*
12 *funding sources.*

13 (b) *REPORT.*—*Not later than 180 days after the date*
14 *of enactment of this Act, the Secretary of Labor shall submit*
15 *a report to the Congress on the findings of the study con-*
16 *ducted pursuant to subsection (a).*