

## Calendar No. 740

107<sup>TH</sup> CONGRESS  
2D SESSION**S. 2550****[Report No. 107-323]**

To amend the Professional Boxing Safety Act of 1996, and to establish  
the United States Boxing Administration.

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## IN THE SENATE OF THE UNITED STATES

MAY 22, 2002

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

OCTOBER 17, 2002

Reported by Mr. HOLLINGS, with an amendment

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

**A BILL**

To amend the Professional Boxing Safety Act of 1996, and  
to establish the United States Boxing Administration.

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; TABLE OF CONTENTS.**

4       (a) ~~SHORT TITLE.—~~This Act may be cited as the  
5       ~~“Professional Boxing Amendments Act of 2002”.~~

1 (b) TABLE OF CONTENTS.—The table of contents for  
 2 this Act is as follows:

See. 1. Short title; table of contents.

#### TITLE I—PROFESSIONAL BOXING SAFETY ACT AMENDMENTS

See. 101. Amendment of professional boxing safety act of 1996.

See. 102. Definitions.

See. 103. Purposes.

See. 104. Matches in jurisdictions without commissions.

See. 105. Safety standards.

See. 106. Registration.

See. 107. Review.

See. 108. Reporting.

See. 109. Contract requirements.

See. 110. Coercive contracts.

See. 111. Sanctioning organizations.

See. 112. Required disclosures by sanctioning organizations.

See. 113. Required disclosures by promoters.

See. 114. Confidentiality.

See. 115. Judges and referees.

See. 116. Medical registry.

See. 117. Recognition of tribal law.

See. 118. Establishment of United States Boxing Administration.

See. 119. Effective date.

## 3 **TITLE I—PROFESSIONAL BOX-** 4 **ING SAFETY ACT AMEND-** 5 **MENTS**

### 6 **SEC. 101. AMENDMENT OF PROFESSIONAL BOXING SAFETY** 7 **ACT OF 1996.**

8 Except as otherwise expressly provided, whenever in  
 9 this title an amendment or repeal is expressed in terms  
 10 of an amendment to, or repeal of, a section or other provi-  
 11 sion, the reference shall be considered to be made to a  
 12 section or other provision of the Professional Boxing Safe-  
 13 ty Act of 1996 (15 U.S.C. 6301 et seq.).

1 **SEC. 102. DEFINITIONS.**

2 (a) IN GENERAL.—Section 2 (15 U.S.C. 6301) is  
3 amended to read as follows:

4 **“SEC. 2. DEFINITIONS.**

5 “In this Act:

6 “(1) BOUT AGREEMENT.—The term ‘bout  
7 agreement’ means a contract between a promoter  
8 and a boxer which requires the boxer to participate  
9 in a professional boxing match with a designated op-  
10 ponent on a particular date.

11 “(2) BOXER.—The term ‘boxer’ means an indi-  
12 vidual who fights in a professional boxing match.

13 “(3) BOXING COMMISSION.—The term ‘boxing  
14 commission’ means an entity authorized under State  
15 or tribal law to regulate professional boxing  
16 matches.

17 “(4) BOXER REGISTRY.—The term ‘boxer reg-  
18 istry’ means any entity certified by the Association  
19 of Boxing Commissions for the purposes of main-  
20 taining records and identification of boxers.

21 “(5) BOXING SERVICE PROVIDER.—The term  
22 ‘boxing service provider’ means a promoter, man-  
23 ager, sanctioning body, licensee, or matchmaker.

24 “(6) CONTRACT PROVISION.—The term ‘con-  
25 tract provision’ means any legal obligation between  
26 a boxer and a boxing service provider.

1           “(7) INDIAN LANDS; INDIAN TRIBE.—The  
 2       terms ‘Indian lands’ and ‘Indian tribe’ have the  
 3       meanings given those terms by paragraphs (4) and  
 4       (5), respectively, of section 4 of the Indian Gaming  
 5       Regulatory Act (25 U.S.C. 2703).

6           “(8) LICENSEE.—The term ‘licensee’ means an  
 7       individual who serves as a trainer, second, or cut  
 8       man for a boxer.

9           “(9) LOCAL BOXING AUTHORITY.—The term  
 10      ‘local boxing authority’ means—

11           “(A) any agency of a State, or of a polit-  
 12      ical subdivision of a State, that has authority  
 13      under the laws of the State to regulate profes-  
 14      sional boxing; and

15           “(B) any agency of an Indian tribe that is  
 16      authorized by the Indian tribe or the governing  
 17      body of the Indian tribe to regulate professional  
 18      boxing on Indian lands.

19           “(10) MANAGER.—The term ‘manager’ means a  
 20      person who, under contract, agreement, or other ar-  
 21      rangement with a boxer, undertakes to control or  
 22      administer, directly or indirectly, a boxing-related  
 23      matter on behalf of that boxer, including a person  
 24      who is a booking agent for a boxer.

1           “(11) MATCHMAKER.—The term ‘matchmaker’  
 2           means a person that proposes, selects, and arranges  
 3           the boxers to participate in a professional boxing  
 4           match.

5           “(12) PHYSICIAN.—The term ‘physician’ means  
 6           a doctor of medicine legally authorized to practice  
 7           medicine by the State in which the physician per-  
 8           forms such function or action.

9           “(13) PROFESSIONAL BOXING MATCH.—The  
 10          term ‘professional boxing match’ means a boxing  
 11          contest held in the United States between individ-  
 12          uals for financial compensation. The term ‘profes-  
 13          sional boxing match’ term does not include a boxing  
 14          contest that is regulated by a duly recognized ama-  
 15          teur sports organization, as approved by the Admin-  
 16          istration.

17          “(14) PROMOTER.—The term ‘promoter’ means  
 18          the person primarily responsible for organizing, pro-  
 19          moting, and producing a professional boxing match.  
 20          The term ‘promoter’ does not include a hotel, casino,  
 21          resort, or other commercial establishment hosting or  
 22          sponsoring a professional boxing match unless—

23                 “(A) the hotel, casino, resort, or other  
 24                 commercial establishment is primarily respon-

1           sible for organizing, promoting, and producing  
2           the match; and

3           “(B) there is no other person primarily re-  
4           sponsible for organizing, promoting, and pro-  
5           ducing the match.

6           “(15) PROMOTIONAL AGREEMENT.—The term  
7           ‘promotional agreement’ means a contract between a  
8           promoter and a boxer under which the boxer grants  
9           to a promoter the exclusive right to secure and ar-  
10          range all professional boxing matches requiring the  
11          boxer’s services for—

12           “(A) a prescribed period of time; or

13           “(B) a prescribed number of professional  
14          boxing matches.

15          “(16) STATE.—The term ‘State’ means each of  
16          the 50 States, Puerto Rico, the District of Columbia,  
17          and any territory or possession of the United States,  
18          including the Virgin Islands.

19          “(17) EFFECTIVE DATE OF THE CONTRACT.—  
20          The term ‘effective date of the contract’ means the  
21          day upon which a boxer becomes legally bound by  
22          the contract.

23          “(18) SANCTIONING ORGANIZATION.—The term  
24          ‘sanctioning organization’ means an organization,  
25          other than a boxing commission, that sanctions pro-

1 professional boxing matches; ranks professional boxers;  
 2 or charges a sanctioning fee for professional boxing  
 3 matches in the United States—

4 “(A) between boxers who are residents of  
 5 different States; or

6 “(B) that are advertised, otherwise pro-  
 7 moted, or broadcast (including closed circuit  
 8 television) in interstate commerce.

9 “(19) SUSPENSION.—The term ‘suspension’ in-  
 10 cludes within its meaning the revocation of a boxing  
 11 license.

12 “(20) TRIBAL ORGANIZATION.—The term ‘trib-  
 13 al organization’ has the same meaning as in section  
 14 4(l) of the Indian Self-Determination and Education  
 15 Assistance Act (25 U.S.C. 450b(1)).

16 “(21) UNITED STATES BOXING ADMINISTRA-  
 17 TION.—The terms ‘United States Boxing Adminis-  
 18 tration’ and ‘Administration’ means the United  
 19 States Boxing Administration established by section  
 20 202.”.

21 (b) CONFORMING AMENDMENT.—Section 21 (15  
 22 U.S.C. 6312) is amended to read as follows:

1 **“SEC. 21. PROFESSIONAL BOXING MATCHES CONDUCTED**  
 2 **ON INDIAN LANDS.**

3 “(a) IN GENERAL.—Notwithstanding any other pro-  
 4 vision of law, an Indian tribe shall establish a boxing com-  
 5 mission—

6 “(1) to regulate professional boxing matches  
 7 held within the reservation under the jurisdiction of  
 8 that tribal organization; and

9 “(2) to carry out that regulation or enter into  
 10 a contract with a boxing commission to carry out  
 11 that regulation.

12 “(b) STANDARDS AND LICENSING.—If a tribal orga-  
 13 nization regulates professional boxing matches pursuant  
 14 to subsection (a), the tribal organization shall, by tribal  
 15 ordinance or resolution, establish and provide for the im-  
 16 plementation of health and safety standards, licensing re-  
 17 quirements, and other requirements relating to the con-  
 18 duct of professional boxing matches that are at least as  
 19 restrictive as—

20 “(1) the otherwise applicable standards and re-  
 21 quirements of a State in which the Indian lands are  
 22 located; or

23 “(2) the most recently published version of the  
 24 recommended regulatory guidelines published by the  
 25 United States Boxing Administration.”.

1 **SEC. 103. PURPOSES.**

2 Section ~~3(2)~~ (15 U.S.C. 6302(2)) is amended by  
3 striking ‘State’.

4 **SEC. 104. MATCHES IN JURISDICTIONS WITHOUT COMMIS-**  
5 **SIONS.**

6 (a) **IN GENERAL.**—Section 4 (15 U.S.C. 6303) is  
7 amended to read as follows:

8 **“SEC. 4. BOXING MATCHES IN JURISDICTIONS WITHOUT**  
9 **BOXING COMMISSIONS.**

10 **“(a) IN GENERAL.**—No person may arrange, pro-  
11 mote, organize, produce, or fight in a professional boxing  
12 match in a State or on Indian land unless the match—

13 **“(1)** is approved by the United States Boxing  
14 Administration; and

15 **“(2)** is supervised by a boxing commission that  
16 is a member of the Association of Boxing Commis-  
17 sions.

18 **“(b) APPROVAL PRESUMED.**—For purposes of sub-  
19 section (a), the Administration shall be presumed to have  
20 approved any match other than—

21 **“(1)** a match with respect to which the Admin-  
22 istration has notified the supervising boxing commis-  
23 sion that it does not approve;

24 **“(2)** a match advertised to the public as a  
25 championship match; or

26 **“(3)** a match scheduled for 10 rounds or more.

1       “(c) NOTIFICATION; ASSURANCES.—Each promoter  
 2 who intends to hold a professional boxing match in a State  
 3 that does not have a boxing commission shall, not later  
 4 than 14 days before the intended date of that match, pro-  
 5 vide in writing to the Administration and the supervising  
 6 boxing commission, assurances that all applicable require-  
 7 ments of this Act will be met with respect to that profes-  
 8 sional boxing match.”.

9       (b) CONFORMING AMENDMENT.—Section 19 (15  
 10 U.S.C. 6310) is repealed.

11 **SEC. 105. SAFETY STANDARDS.**

12       Section 5 (15 U.S.C. 6304) is amended—

13           (1) by striking “requirements or an alternative  
 14 requirement in effect under regulations of a boxing  
 15 commission that provides equivalent protection of  
 16 the health and safety of boxers.” and inserting “re-  
 17 quirements.”;

18           (2) by adding at the end of paragraph (1) “The  
 19 examination shall include testing for infectious dis-  
 20 eases in accordance with standards established by  
 21 the Administration.”;

22           (3) by striking paragraph (2) and inserting the  
 23 following:

24           “(2) An ambulance continuously present on  
 25 site.”;

1           (4) by redesignating paragraphs (3) and (4) as  
2           paragraphs (4) and (5), respectively, and inserting  
3           after paragraph (2) the following:

4           “~~(3)~~ Emergency medical personnel with appro-  
5           priate resuscitation equipment continuously present  
6           on site.”; and

7           (5) by striking “match.” in paragraph (5), as  
8           redesignated, and inserting “match in an amount  
9           prescribed by Administration.”.

10 **SEC. 106. REGISTRATION.**

11           Section 6 (15 U.S.C. 6305) is amended—

12           (1) by inserting “or Indian tribe” after “State”  
13           the second place it appears in subsection (a)(2);

14           (2) by striking the first sentence of subsection  
15           (c) and inserting “A boxing commission shall, in ac-  
16           cordance with requirements established by the  
17           United States Boxing Administration, make a health  
18           and safety disclosure to a boxer when issuing an  
19           identification card to that boxer.”;

20           (3) by striking “should” in the second sentence  
21           of subsection (c) and inserting “shall, at a min-  
22           imum,”; and

23           (4) by adding at the end the following:

24           “~~(d) COPY OF REGISTRATION TO BE SENT TO~~  
25           USBA.—A boxing commission shall furnish a copy of each

1 registration received under subsection (a) to the United  
2 States Boxing Administration.”.

3 **SEC. 107. REVIEW.**

4 Section 7 (15 U.S.C. 6306) is amended—

5 (1) by striking paragraphs (3) and (4) of sub-  
6 section (a) and inserting the following:

7 “(3) Procedures to review a summary suspen-  
8 sion when a hearing before the boxing commission is  
9 requested by a boxer, licensee, manager, match-  
10 maker, promoter, or other boxing service provider  
11 which provides an opportunity for that person to  
12 present evidence.”;

13 (2) by striking subsection (b); and

14 (3) by striking “(a) PROCEDURES.—”.

15 **SEC. 108. REPORTING.**

16 Section 8 (15 U.S.C. 6307) is amended—

17 (1) by striking “48 business hours” and insert-  
18 ing “2 business days”; and

19 (2) by striking “each boxer registry.” and in-  
20 serting “the United States Boxing Administration.”.

21 **SEC. 109. CONTRACT REQUIREMENTS.**

22 Section 9 (15 U.S.C. 6307a) is amended to read as  
23 follows:

1 **“SEC. 9. CONTRACT REQUIREMENTS.**

2       “(a) **IN GENERAL.**—The United States Boxing Ad-  
3 ministration, in consultation with the Association of Box-  
4 ing Commissions, shall develop guidelines for minimum  
5 contractual provisions that should be included in bout  
6 agreements and boxer-manager contracts. Each boxing  
7 commission shall ensure that these minimal contractual  
8 provisions are present in any such agreement or contract  
9 submitted to it.

10       “(b) **FILING REQUIREMENT.**—A boxing commission  
11 may not approve a professional boxing match unless a  
12 copy of the bout agreement related to that match has been  
13 filed with it.

14       “(c) **BOND OR OTHER SURETY.**—A boxing commis-  
15 sion may not approve a professional boxing match unless  
16 the promoter of that match has posted a surety bond,  
17 cashier’s check, letter of credit, cash, or other security  
18 with the boxing commission in an amount acceptable to  
19 the boxing commission and the Administration.”.

20 **SEC. 110. COERCIVE CONTRACTS.**

21       Section 10 (15 U.S.C. 6307b) is amended—

22               (1) by striking paragraph (3) of subsection (a);

23               (2) by inserting “or elimination” after “manda-  
24 tory” in subsection (b).

1 **SEC. 111. SANCTIONING ORGANIZATIONS.**

2 (a) ~~IN GENERAL.~~—Section 11 (15 U.S.C. 6307e) is  
3 amended—

4 (1) by striking subsection (a) and inserting the  
5 following:

6 “(a) **OBJECTIVE CRITERIA.**—Within 1 year after the  
7 date of enactment of the Professional Boxing Amendments  
8 Act of 2002, the United States Boxing Administration, in  
9 consultation with the Association of Boxing Commissions,  
10 shall develop guidelines for objective and consistent writ-  
11 ten criteria for the rating of professional boxers which  
12 shall include the athletic merits of the boxers. Within 90  
13 days after the Administration’s promulgation of the guide-  
14 lines, each sanctioning organization shall adopt the guide-  
15 lines and follow them.”;

16 (2) by striking so much of subsection (b) as  
17 precedes paragraph (1) and inserting the following:

18 “(b) **APPEALS PROCESS.**—If a sanctioning organiza-  
19 tion receives a request from a boxer questioning that orga-  
20 nization’s rating of the boxer, it shall (except to the extent  
21 otherwise required by the United States Boxing Adminis-  
22 tration), within 7 days after receiving the request—”;

23 (3) by inserting “rating” before “criteria” in  
24 subsection (b)(1);

25 (4) by striking “and” after the semicolon in  
26 subsection (c)(1);

7           “(3) provides the boxer an opportunity to ap-  
8       peal the ratings change; and

(7) by striking “rating,” in subsection (d)(1)(C) and inserting “rating, which incorporates the objective criteria for ratings required under subsection (a);”.

19 SEC. 112. REQUIRED DISCLOSURES BY SANCTIONING OR-  
20 GANIZATIONS.

(1) by striking the matter preceding paragraph  
(1) and inserting “Within 7 days after a professional  
boxing match of 10 rounds or more, the sanctioning  
organization for that match shall provide to the box-

1       ing commission in the State or on the Indian lands  
 2       responsible for regulating the match a statement  
 3       of—”;

4           (2) by striking “will assess” in paragraph (1)  
 5       and inserting “has assessed, or will assess,”; and

6           (3) by striking “will receive” in paragraph (2)  
 7       and inserting “has received, or will receive,”.

8   **SEC. 113. REQUIRED DISCLOSURES BY PROMOTERS.**

9       Section 13 (15 U.S.C. 6307e) is amended—

10           (1) by striking the matter in subsection (a) pre-  
 11       ceding paragraph (1) and inserting the following:

12       “(a) DISCLOSURES TO THE BOXING COMMISSIONS.—

13       Within 7 days after a professional boxing match of 10  
 14       rounds or more, the promoter of any boxer participating  
 15       in that match shall provide to the boxing commission in  
 16       the State responsible for regulating the match and the Ad-  
 17       ministration—”;

18           (2) by striking “writing,” in subsection (a)(1)  
 19       and inserting “writing, other than a bout agreement  
 20       previously provided to the commission,”;

21           (3) by striking “all fees, charges, and expenses  
 22       that will be” in subsection (a)(3)(A) and inserting  
 23       “a statement of all fees, charges, and expenses that  
 24       have been, or will be,”;

1           (4) by striking the matter in subsection (b) fol-  
 2           lowing “BOXER.—” and preceding paragraph (1)  
 3           and inserting “Within 7 days after a professional  
 4           boxing match of 10 rounds or more, the promoter of  
 5           any boxer participating in that match with whom the  
 6           promoter has a promotional agreement shall provide  
 7           to each boxer participating in the match—”; and

8           (5) by striking “match,” in subsection (b)(1)  
 9           and inserting “match, or that the promoter has  
 10          paid, or agreed to pay, to any other person in con-  
 11          nection with the match;”.

12 **SEC. 114. CONFIDENTIALITY.**

13          Section 15 (15 U.S.C. 6307g) is repealed.

14 **SEC. 115. JUDGES AND REFEREES.**

15          (a) IN GENERAL.—Section 16 (15 U.S.C. 6307h) is  
 16          amended—

17               (1) by inserting “(a) LICENSING AND ASSIGN-  
 18               MENT REQUIREMENT.—” before “No person”;

19               (2) by inserting “or Indian lands” after  
 20               “State”; and

21               (3) by adding at the end the following:

22          “(b) CHAMPIONSHIP AND 10-ROUND BOUTS.—In ad-  
 23          dition to the requirements of subsection (a), no person  
 24          may arrange, promote, organize, produce, or fight in a  
 25          professional boxing match advertised to the public as a

1 championship match or in a professional boxing match  
 2 scheduled for 10 rounds or more unless all referees and  
 3 judges participating in the match have been licensed by  
 4 the United States Boxing Administration.

5       “(e) SANCTIONING ORGANIZATION TO PROVIDE  
 6 LIST.—A sanctioning organization—

7               “(1) shall provide a list of judges and referees  
 8 deemed qualified by that organization to a boxing  
 9 commission; but

10              “(2) may not influence, or attempt to influence,  
 11 a boxing commission’s selection of a judge or referee  
 12 for a professional boxing match except by providing  
 13 such a list.

14       “(d) ASSIGNMENT OF NONRESIDENT JUDGES AND  
 15 REFEREES.—A boxing commission may assign judges and  
 16 referees who reside outside that commission’s State or  
 17 tribal land if the judge or referee is licensed by a boxing  
 18 commission.

19       “(e) REQUIRED DISCLOSURE.—A judge or referee  
 20 shall provide to the boxing commission responsible for reg-  
 21 ulating a professional boxing match in a State or on In-  
 22 dian lands a statement of all consideration, including re-  
 23 imbursement for expenses, that the judge or referee has  
 24 received, or will receive, from any source for participation  
 25 in the match. If the match is scheduled for 10 rounds or

1 more, the judge or referee shall also provide such a state-  
 2 ment to the Administration.”.

3 (b) CONFORMING AMENDMENTS.—

4 (1) Section 14 (15 U.S.C. 6307f) is repealed.

5 (2) Section 18(b)(2) (15 U.S.C. 6309(b)(2)) is  
 6 amended by striking “14.”.

7 **SEC. 116. MEDICAL REGISTRY.**

8 The Act is amended by inserting after section 13 (15  
 9 U.S.C. 6307e) the following:

10 **“SEC. 14. MEDICAL REGISTRY.**

11 “(a) IN GENERAL.—The Administration, in consulta-  
 12 tion with the Association of Boxing Commissions, shall es-  
 13 tablish and maintain, or certify a third party entity to es-  
 14 tablish and maintain, a medical registry that contains  
 15 comprehensive medical records and medical suspensions  
 16 for every licensed boxer.

17 “(b) CONTENT; SUBMISSION.—The Administration  
 18 shall determine—

19 “(1) the nature of medical records and medical  
 20 suspensions of a boxer that are to be forwarded to  
 21 the medical registry; and

22 “(2) the time within which the medical records  
 23 and medical suspensions are to be submitted to the  
 24 medical registry.

1       “(c) ~~CONFIDENTIALITY.~~—The Administration shall  
 2 establish confidentiality standards for the disclosure of  
 3 personally identifiable information to sanctioning organi-  
 4 zations that will—

5               “(1) protect the health and safety of boxers by  
 6 making relevant information available to the organi-  
 7 zations for use but not public disclosure; and

8               “(2) ensure that the privacy of the boxers is  
 9 protected.”.

10 **SEC. 117. RECOGNITION OF TRIBAL LAW.**

11       Section 22 (15 U.S.C. 6313) is amended—

12               (1) by inserting “**OR TRIBAL**” in the section  
 13 heading after “**STATE**”, and

14               (2) by inserting “or Indian tribe” after  
 15 “State”.

16 **SEC. 118. ESTABLISHMENT OF UNITED STATES BOXING AD-**  
 17 **MINISTRATION.**

18       The Act is amended by adding at the end the fol-  
 19 lowing:

20       **“TITLE II—UNITED STATES**  
 21 **BOXING ADMINISTRATION**

“Sec. 201. Purpose:

“Sec. 202. Establishment of United States Boxing Administration:

“Sec. 203. Functions:

“Sec. 204. Licensing and registration of boxing personnel:

“Sec. 205. National registry of boxing personnel:

“Sec. 206. Consultation requirements:

“Sec. 207. Misconduct:

“Sec. 208. Noninterference with local boxing authorities:

“Sec. 209. Assistance from other agencies:

~~“Sec. 210. Reports.~~

~~“Sec. 211. Initial implementation.~~

~~“Sec. 212. Authorization of appropriations.~~

1 **~~“SEC. 201. PURPOSE.~~**

2 ~~“The purpose of this title is to protect the health and~~  
 3 ~~safety of boxers and to ensure fairness in the sport.~~

4 **~~“SEC. 202. ESTABLISHMENT OF UNITED STATES BOXING AD-~~**  
 5 **~~MINISTRATION.~~**

6 ~~“(a) The United States Boxing Administration is es-~~  
 7 ~~tablished as an administration of the Department of~~  
 8 ~~Labor.~~

9 ~~“(b) ADMINISTRATOR.—~~

10 ~~“(1) APPOINTMENT.—The Administration shall~~  
 11 ~~be headed by an Administrator, appointed by the~~  
 12 ~~President, by and with the advice and consent of the~~  
 13 ~~Senate.~~

14 ~~“(2) QUALIFICATIONS.—The Administrator~~  
 15 ~~shall be—~~

16 ~~“(A) an individual with experience in a~~  
 17 ~~field directly related to professional sports; and~~

18 ~~“(B) selected on the basis of the individ-~~  
 19 ~~ual’s training, experience, and qualifications~~  
 20 ~~and without regard to party affiliation.~~

21 ~~“(3) COMPENSATION.—Section 5315 of title 5,~~  
 22 ~~United States Code, is amended by adding at the~~  
 23 ~~end the following:~~

1           “The Administrator of the United States Box-  
2           ing Administration.”.

3           “(c) ASSISTANT ADMINISTRATOR; GENERAL COUN-  
4           SEL.—The Administration shall have an Assistant Admin-  
5           istrator and a General Counsel, who shall be appointed  
6           by the Administrator. The Assistant Administrator  
7           shall—

8           “(1) serve as Administrator in the absence of  
9           the Administrator or in the event of a vacancy in  
10          that office; and

11          “(2) carry out such duties as the Administrator  
12          may assign.

13          “(d) STAFF.—The Administration shall have such  
14          additional staff as may be necessary to carry out the func-  
15          tions of the Administration.

16       **“SEC. 203. FUNCTIONS.**

17          “(a) PRIMARY FUNCTION.—The primary function of  
18          the Administration is to protect the health, safety, and  
19          general interests of boxers consistent with the provisions  
20          of this Act.

21          “(b) SPECIFIC FUNCTIONS.—The Administrator  
22          shall—

23          “(1) administer title I of this Act;

1           “(2) except as otherwise determined by the Ad-  
2           ministration, oversee all professional boxing matches  
3           in the United States;

4           “(3) work with sanctioning organizations, the  
5           Association of Boxing Commissions, and the boxing  
6           commissions of the several States and tribal organi-  
7           zations—

8                   “(A) to improve the safety, integrity, and  
9                   professionalism of professional boxing in the  
10                  United States;

11                  “(B) to enhance physical, medical, finan-  
12                  cial, and other safeguards established for the  
13                  protection of professional boxers; and

14                  “(C) to improve the status and standards  
15                  of professional boxing in the United States;

16           “(4) ensure, through the Attorney General, the  
17           Federal Trade Commission, and other appropriate  
18           officers and agencies of the Federal government,  
19           that Federal and State laws applicable to profes-  
20           sional boxing matches in the United States are vig-  
21           orously, effectively, and fairly enforced;

22           “(5) review local boxing authority regulations  
23           for professional boxing and provide assistance to  
24           such authorities in meeting minimum standards pre-  
25           scribed by the Administration under this title;

1           “(6) serve as the coordinating body for all ef-  
 2           forts in the United States to establish and maintain  
 3           uniform minimum health and safety standards for  
 4           professional boxing;

5           “(7) if the Administrator determines it to be  
 6           appropriate, publish a newspaper, magazine, or  
 7           other publication consistent with the purposes of the  
 8           Administration;

9           “(8) procure the temporary and intermittent  
 10          services of experts and consultants to the extent au-  
 11          thorized by section 3109(b) of title 5, United States  
 12          Code, at rates the Administration determines to be  
 13          reasonable; and

14          “(9) take any other action that is necessary and  
 15          proper to accomplish the purpose of this title con-  
 16          sistent with the provisions of this title.

17          “(e) PROHIBITIONS.—The Administration may not—

18               “(1) promote boxing events or rank professional  
 19               boxers; or

20               “(2) provide technical assistance to, or author-  
 21               ize the use of the name of the Administration by,  
 22               States and Indian tribes that do not comply with re-  
 23               quirements of the Administration.

24          “(d) USE OF NAME.—The Administration shall have  
 25          the exclusive right to use the name ‘United States Boxing

1 Administration'. Any person who, without the permission  
 2 of the Administration, uses that name or any other exclu-  
 3 sive name, trademark, emblem, symbol, or insignia of the  
 4 Administration for the purpose of inducing the sale of any  
 5 goods or services, or to promote any exhibition, perform-  
 6 ance, or sporting event, shall be subject to suit in a civil  
 7 action by the Administration for the remedies provided in  
 8 the Act of July 5, 1946 (commonly known as the 'Trade-  
 9 mark Act of 1946'; 15 U.S.C. 1051 et seq.).

10 **~~“SEC. 204. LICENSING AND REGISTRATION OF BOXING PER-~~**

11 **~~SONNEL.~~**

12 **~~“(a) LICENSING.—~~**

13 **~~“(1) REQUIREMENT FOR LICENSE.—~~**No person  
 14 may compete in a professional boxing match, serve  
 15 as a boxing manager, boxing promoter, sanctioning  
 16 organization, or broadcast a professional boxing  
 17 match except as provided in a license granted to that  
 18 person under this subsection.

19 **~~“(2) APPLICATION AND TERM.—~~**

20 **~~“(A) IN GENERAL.—~~**The Administration  
 21 shall—

22 **~~“(i) establish an application proce-~~**  
 23 **~~dure, form, and fee;~~**

24 **~~“(ii) establish appropriate standards~~**  
 25 **~~for licenses granted under this section; and~~**

1                   “(iii) issue a license to any person  
2                   who, as determined by the Administration,  
3                   meets the standards established by the Ad-  
4                   ministration under this title.

5                   “(B) DURATION.—A license issued under  
6                   this section shall be for a renewable—

7                   “(i) 4-year term for a boxer; and

8                   “(ii) 2-year term for any other person.

9                   “(C) PROCEDURE.—The Administration  
10                  may issue a license under this paragraph  
11                  through local boxing authorities or in a manner  
12                  determined by the Administration.

13                  “(b) LICENSING FEES.—

14                  “(1) AUTHORITY.—The Administration may  
15                  prescribe and charge fees for the licensing of persons  
16                  under this title. The Administration may set, charge,  
17                  and adjust varying fees on the basis of classifica-  
18                  tions of persons, functions, and events determined  
19                  appropriate by the Administration.

20                  “(2) AMOUNTS.—The amounts of fees pre-  
21                  scribed for a fiscal year under this subsection shall  
22                  be set at levels estimated, when set, to yield collec-  
23                  tions in any total amount that is not more than 10  
24                  percent of the total budget of the Administration for  
25                  that fiscal year.

1           ~~“(3) LIMITATIONS.—In setting and charging~~  
 2           ~~fees under paragraph (1), the Administration shall~~  
 3           ~~ensure that, to the maximum extent practicable—~~

4                   ~~“(A) club boxing is not adversely effected;~~

5                   ~~“(B) sanctioning organizations and pro-~~  
 6                   ~~motors pay the largest portion of the fees; and~~

7                   ~~“(C) boxers pay as small a portion of the~~  
 8                   ~~fees as is possible.~~

9           ~~“(4) COLLECTION.—Fees established under this~~  
 10           ~~subsection may be collected through local boxing au-~~  
 11           ~~thorities or by any other means determined appro-~~  
 12           ~~priate by the Administration. Fees paid by boxing~~  
 13           ~~promoters may be derived from gross receipts from~~  
 14           ~~professional boxing matches.~~

15           ~~“(5) DEPOSIT OF COLLECTIONS.—Moneys re-~~  
 16           ~~ceived from fees established under this section shall~~  
 17           ~~be deposited as an offsetting collection in, and cred-~~  
 18           ~~ited to, the account providing appropriations to~~  
 19           ~~carry out the functions of the Administration.~~

20   ~~**“SEC. 205. NATIONAL REGISTRY OF BOXING PERSONNEL.**~~

21           ~~“(a) REQUIREMENT FOR REGISTRY.—The Adminis-~~  
 22           ~~tration shall maintain a unified national computerized reg-~~  
 23           ~~istry for the collection, storage, and retrieval of informa-~~  
 24           ~~tion related to the performance of its duties.~~

1       “(b) **CONTENTS.**—The information in the registry  
2 shall include the following:

3           “(1) **BOXERS.**—A list of professional boxers  
4 and data in the medical registry established under  
5 section 14 of this Act, which the Administration  
6 shall secure from disclosure in accordance with the  
7 confidentiality requirements of section 14(c).

8           “(2) **OTHER PERSONNEL.**—Information (perti-  
9 nent to the sport of professional boxing) on boxing  
10 promoters, boxing matchmakers, boxing managers,  
11 trainers, cut men, referees, boxing judges, physi-  
12 cians, and any other personnel determined by the  
13 Administration as performing a professional activity  
14 for professional boxing matches.

15 **“SEC. 206. CONSULTATION REQUIREMENTS.**

16       ““The Administration shall consult with local boxing  
17 authorities—

18           “(1) before prescribing any regulation or estab-  
19 lishing any standard under the provisions of this  
20 title; and

21           “(2) not less than once each year regarding  
22 matters relating to professional boxing.

23 **“SEC. 207. MISCONDUCT.**

24       “(a) **SUSPENSION AND REVOCATION OF LICENSE OR**  
25 **REGISTRATION.—**

1           “(1) AUTHORITY.—The Administration may,  
2           after notice and opportunity for a hearing, suspend  
3           or revoke any license issued under this title if the  
4           Administration finds that—

5                   “(A) the suspension or revocation is nec-  
6                   essary for the protection of health and safety or  
7                   is otherwise in the public interest; or

8                   “(B) there are reasonable grounds for be-  
9                   lief that a standard prescribed by the Adminis-  
10                  tration under this title is not being met, or that  
11                  bribery, collusion, intentional losing, racket-  
12                  eering, extortion, or the use of unlawful threats,  
13                  coercion, or intimidation have occurred in con-  
14                  nection with a license.

15           “(2) PERIOD OF SUSPENSION.—

16                   “(A) IN GENERAL.—A suspension of a li-  
17                   cense under this section shall be effective for a  
18                   period determined appropriate by the Adminis-  
19                   tration except as provided in subparagraph (B).

20                   “(B) SUSPENSION FOR MEDICAL REA-  
21                   SONS.—In the case of a suspension of the li-  
22                   cense of a boxer for medical reasons, the Ad-  
23                   ministration may terminate the suspension at  
24                   any time that a physician certifies that the  
25                   boxer is fit to participate in a professional box-

1           ing match. The Administration shall prescribe  
 2           the standards and procedures for accepting cer-  
 3           tifications under this subparagraph.

4           “(b) INVESTIGATIONS AND INJUNCTIONS.—

5           “(1) AUTHORITY.—The Administration may—

6                   “(A) conduct any investigation that it con-  
 7                   siders necessary to determine whether any per-  
 8                   son has violated, or is about to violate, any pro-  
 9                   vision of this title or any regulation prescribed  
 10                  under this title;

11                   “(B) require or permit any person to file  
 12                   with it a statement in writing, under oath or  
 13                   otherwise as the Administration shall deter-  
 14                   mine, as to all the facts and circumstances con-  
 15                   cerning the matter to be investigated;

16                   “(C) in its discretion, publish information  
 17                   concerning any violations; and

18                   “(D) investigate any facts, conditions,  
 19                   practices, or matters to aid in the enforcement  
 20                   of the provisions of this title, in the prescribing  
 21                   of regulations under this title, or in securing in-  
 22                   formation to serve as a basis for recommending  
 23                   legislation concerning the matters to which this  
 24                   title relates.

25           “(2) POWERS.—

1           “(A) IN GENERAL.—For the purpose of  
 2           any investigation under paragraph (1), or any  
 3           other proceeding under this title, any officer  
 4           designated by the Administration may admin-  
 5           ister oaths and affirmations, subpoena or other-  
 6           wise compel the attendance of witnesses, take  
 7           evidence, and require the production of any  
 8           books, papers, correspondence, memorandums,  
 9           or other records which the Administration con-  
 10          siders relevant or material to the inquiry.

11          “(B) WITNESSES AND EVIDENCE.—The  
 12          attendance of witnesses and the production of  
 13          any documents under subparagraph (A) may be  
 14          required from any place in the United States or  
 15          any State at any designated place of hearing.

16          “(3) ENFORCEMENT OF SUBPOENAS.—

17          “(A) CIVIL ACTION.—In case of contumacy  
 18          by, or refusal to obey a subpoena issued to, any  
 19          person, the Administration may file an action in  
 20          any court of the United States within the juris-  
 21          diction of which an investigation or proceeding  
 22          is carried out, or where that person resides or  
 23          carries on business, to enforce the attendance  
 24          and testimony of witnesses and the production  
 25          of books, papers, correspondence, memoran-

1       dums, and other records. The court may issue  
 2       an order requiring the person to appear before  
 3       the Administration to produce records, if so or-  
 4       dered, or to give testimony concerning the mat-  
 5       ter under investigation or in question.

6               “(B) FAILURE TO OBEY.—Any failure to  
 7       obey an order issued by a court under subpara-  
 8       graph (A) may be punished as contempt of that  
 9       Court.

10              “(C) PROCESS.—All process in any con-  
 11       tempt case under subparagraph (A) may be  
 12       served in the judicial district in which the per-  
 13       son is an inhabitant or in which the person may  
 14       be found.

15              “(4) EVIDENCE OF CRIMINAL MISCONDUCT.—

16              “(A) IN GENERAL.—No person may be ex-  
 17       cused from attending and testifying or from  
 18       producing books, papers, contracts, agreements,  
 19       and other records and documents before the  
 20       Administration, in obedience to the subpoena of  
 21       the Administration, or in any cause or pro-  
 22       ceeding instituted by the Administration, on the  
 23       ground that the testimony or evidence, docu-  
 24       mentary or otherwise, required of that person

1           may tend to incriminate the person or subject  
2           the person to a penalty or forfeiture.

3           “(B) ~~LIMITED IMMUNITY.~~—No individual  
4           may be prosecuted or subject to any penalty or  
5           forfeiture for, or on account of, any transaction,  
6           matter, or thing concerning which that indi-  
7           vidual is compelled, after having claimed a  
8           privilege against self-incrimination, to testify or  
9           produce evidence, documentary or otherwise, ex-  
10          cept that the individual so testifying shall not  
11          be exempt from prosecution and punishment for  
12          perjury committed in so testifying.

13          “(5) ~~INJUNCTIVE RELIEF.~~—If the Administra-  
14          tion determines that any person is engaged or about  
15          to engage in any act or practice that constitutes a  
16          violation of any provision of this title, or of any reg-  
17          ulation prescribed under this title, the Administra-  
18          tion may bring an action in the appropriate district  
19          court of the United States, the United States Dis-  
20          trict Court for the District of Columbia, or the  
21          United States courts of any territory or other place  
22          subject to the jurisdiction of the United States, to  
23          enjoin the act or practice, and upon a proper show-  
24          ing, the court shall grant without bond a permanent  
25          or temporary injunction or restraining order.

1           “(6) MANDAMUS.—Upon application of the Ad-  
 2           ministration, the district courts of the United  
 3           States, the United States District Court for the Dis-  
 4           trict of Columbia, and the United States courts of  
 5           any territory or other place subject to the jurisdic-  
 6           tion of the United States, shall have jurisdiction to  
 7           issue writs of mandamus commanding any person to  
 8           comply with the provisions of this title or any order  
 9           of the Administration.

10          “(d) INTERVENTION IN CIVIL ACTIONS.—

11           “(1) IN GENERAL.—The Administration, on be-  
 12           half of the public interest, may intervene of right as  
 13           provided under rule 24(a) of the Federal Rules of  
 14           Civil Procedure in any civil action relating to profes-  
 15           sional boxing filed in a United States district court.

16           “(2) AMICUS FILING.—The Administration may  
 17           file a brief in any action filed in a court of the  
 18           United States on behalf of the public interest in any  
 19           case relating to professional boxing.

20          “(e) HEARINGS BY ADMINISTRATION.—Hearings  
 21           conducted by the Administration under this title may be  
 22           public and may be held before any officer of the Adminis-  
 23           tration or before a State boxing commission. The Adminis-  
 24           tration shall keep appropriate records of the hearings.

1 **“SEC. 208. NONINTERFERENCE WITH LOCAL BOXING AU-**  
2 **THORITIES.**

3 “(a) NONINTERFERENCE.—Nothing in this title pro-  
4 hibits any local boxing authority from exercising any of  
5 its powers, duties, or functions with respect to the regula-  
6 tion or supervision of professional boxing or professional  
7 boxing matches to the extent not inconsistent with the pro-  
8 visions of this title.

9 “(b) MINIMUM STANDARDS.—Nothing in this title  
10 prohibits any local boxing authority from enforcing local  
11 standards or requirements that exceed the minimum  
12 standards or requirements promulgated by the Adminis-  
13 tration under this title.

14 **“SEC. 209. ASSISTANCE FROM OTHER AGENCIES.**

15 “Any employee of any executive department, agency,  
16 bureau, board, commission, office, independent establish-  
17 ment, or instrumentality may be detailed to the Adminis-  
18 tration, upon the request of the Administration, on a reim-  
19 bursable or nonreimbursable basis, with the consent of the  
20 appropriate authority having jurisdiction over the em-  
21 ployee. While so detailed, an employee shall continue to  
22 receive the compensation provided pursuant to law for the  
23 employee’s regular position of employment and shall re-  
24 tain, without interruption, the rights and privileges of that  
25 employment.

1 **~~“SEC. 210. REPORTS.~~**

2       ~~“(a) ANNUAL REPORT.—The Administration shall~~  
 3 ~~submit a report on its activities to the Senate Committee~~  
 4 ~~on Commerce, Science, and Transportation and the House~~  
 5 ~~of Representatives Committee on Commerce each year.~~  
 6 ~~The annual report shall include the following:~~

7           ~~“(1) A detailed discussion of the activities of~~  
 8       ~~the Administration for the year covered by the re-~~  
 9       ~~port.~~

10          ~~“(2) A description of the local boxing authority~~  
 11       ~~of each State and Indian tribe.~~

12       ~~“(b) PUBLIC REPORT.—The Administration shall an-~~  
 13 ~~nually issue and publicize a report of the Administration~~  
 14 ~~on the progress made at Federal and State levels and on~~  
 15 ~~Indian lands in the reform of professional boxing and com-~~  
 16 ~~menting on issues of continuing concern to the Adminis-~~  
 17 ~~tration.~~

18       ~~“(c) FIRST ANNUAL REPORT ON THE ADMINISTRA-~~  
 19 ~~TION.—The first annual report under this title shall be~~  
 20 ~~submitted not later than 2 years after the effective date~~  
 21 ~~of this title.~~

22 **~~“SEC. 211. INITIAL IMPLEMENTATION.~~**

23       ~~“(a) TEMPORARY EXEMPTION.—The requirements~~  
 24 ~~for licensing under this title do not apply to a person for~~  
 25 ~~the performance of an activity as a boxer, boxing judge,~~  
 26 ~~or referee, or the performance of any other professional~~

1 activity in relation to a professional boxing match, if the  
 2 person is licensed by a State or Indian tribe to perform  
 3 that activity as of the effective date of this title.

4 “(b) EXPIRATION.—The exemption under subsection  
 5 (a) with respect to a license issued by a State or Indian  
 6 tribe expires on the earlier of—

7 “(1) the date on which the license expires; or

8 “(2) the date that is 2 years after the date of  
 9 the enactment of this Act.

10 **“SEC. 212. AUTHORIZATION OF APPROPRIATIONS.**

11 “(a) IN GENERAL.—There are authorized to be ap-  
 12 propriated for the Administration for each fiscal year such  
 13 sums as may be necessary for the Administration to per-  
 14 form its functions for that fiscal year.

15 “(b) RECEIPTS CREDITED AS OFFSETTING COLLEC-  
 16 TIONS.—Notwithstanding section 3302 of title 31, United  
 17 States Code, any fee collected under this title—

18 “(1) shall be credited as offsetting collections to  
 19 the account that finances the activities and services  
 20 for which the fee is imposed;

21 “(2) shall be available for expenditure only to  
 22 pay the costs of activities and services for which the  
 23 fee is imposed; and

24 “(3) shall remain available until expended.”.

1 **SEC. 119. EFFECTIVE DATE.**

2       (a) ~~IN GENERAL.~~—The amendments made by this  
 3 Act shall take effect one year after the date of the enact-  
 4 ment of this Act, except that the provisions of sections  
 5 202, 203, and 204 of title II of the Professional Boxing  
 6 Safety Act of 1996, as added by section 118 of this Act,  
 7 shall take effect on the date of enactment of this Act.

8 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

9       (a) *SHORT TITLE.*—*This Act may be cited as the “Pro-*  
 10 *fessional Boxing Amendments Act of 2002”.*

11       (b) *TABLE OF CONTENTS.*—*The table of contents for*  
 12 *this Act is as follows:*

- Sec. 1. Short title; table of contents.*
- Sec. 2. Amendment of Professional Boxing Safety Act of 1996.*
- Sec. 3. Definitions.*
- Sec. 4. Purposes.*
- Sec. 5. Matches in jurisdictions without commissions.*
- Sec. 6. Safety standards.*
- Sec. 7. Registration.*
- Sec. 8. Review.*
- Sec. 9. Reporting.*
- Sec. 10. Contract requirements.*
- Sec. 11. Coercive contracts.*
- Sec. 12. Sanctioning organizations.*
- Sec. 13. Required disclosures by sanctioning organizations.*
- Sec. 14. Required disclosures by promoters.*
- Sec. 15. Judges and referees.*
- Sec. 16. Medical registry.*
- Sec. 17. Conflicts of interest.*
- Sec. 18. Enforcement.*
- Sec. 19. Repeal of deadwood.*
- Sec. 20. Recognition of tribal law.*
- Sec. 21. Establishment of United States Boxing Administration.*
- Sec. 22. Study of glove weight.*
- Sec. 23. Effective date.*

1 **SEC. 2. AMENDMENT OF PROFESSIONAL BOXING SAFETY**  
 2 **ACT OF 1996.**

3 *Except as otherwise expressly provided, whenever in*  
 4 *this title an amendment or repeal is expressed in terms of*  
 5 *an amendment to, or repeal of, a section or other provision,*  
 6 *the reference shall be considered to be made to a section or*  
 7 *other provision of the Professional Boxing Safety Act of*  
 8 *1996 (15 U.S.C. 6301 et seq.).*

9 **SEC. 3. DEFINITIONS.**

10 (a) *IN GENERAL.*—Section 2 (15 U.S.C. 6301) is  
 11 *amended to read as follows:*

12 **“SEC. 2. DEFINITIONS.**

13 *“In this Act:*

14 *“(1) ADMINISTRATION.—The term ‘Administra-*  
 15 *tion’ means the United States Boxing Administra-*  
 16 *tion.*

17 *“(2) BOUT AGREEMENT.—The term ‘bout agree-*  
 18 *ment’ means a contract between a promoter and a*  
 19 *boxer which requires the boxer to participate in a*  
 20 *professional boxing match with a designated opponent*  
 21 *on a particular date.*

22 *“(3) BOXER.—The term ‘boxer’ means an indi-*  
 23 *vidual who fights in a professional boxing match.*

24 *“(4) BOXING COMMISSION.—The term ‘boxing*  
 25 *commission’ means an entity authorized under State*  
 26 *or tribal law to regulate professional boxing matches.*

1           “(5) *BOXER REGISTRY*.—The term ‘boxer reg-  
 2           istry’ means any entity certified by the Association of  
 3           Boxing Commissions for the purposes of maintaining  
 4           records and identification of boxers.

5           “(6) *BOXING SERVICE PROVIDER*.—The term  
 6           ‘boxing service provider’ means a promoter, manager,  
 7           sanctioning body, licensee, or matchmaker.

8           “(7) *CONTRACT PROVISION*.—The term ‘contract  
 9           provision’ means any legal obligation between a boxer  
 10          and a boxing service provider.

11          “(8) *INDIAN LANDS; INDIAN TRIBE*.—The terms  
 12          ‘Indian lands’ and ‘Indian tribe’ have the meanings  
 13          given those terms by paragraphs (4) and (5), respec-  
 14          tively, of section 4 of the Indian Gaming Regulatory  
 15          Act (25 U.S.C. 2703).

16          “(9) *LICENSEE*.—The term ‘licensee’ means an  
 17          individual who serves as a trainer, second, or cut  
 18          man for a boxer.

19          “(10) *LOCAL BOXING AUTHORITY*.—The term  
 20          ‘local boxing authority’ means—

21                 “(A) any agency of a State, or of a political  
 22                 subdivision of a State, that has authority under  
 23                 the laws of the State to regulate professional box-  
 24                 ing; and

1                   “(B) *any agency of an Indian tribe that is*  
 2                   *authorized by the Indian tribe or the governing*  
 3                   *body of the Indian tribe to regulate professional*  
 4                   *boxing on Indian lands.*

5                   “(11) *MANAGER.—The term ‘manager’ means a*  
 6                   *person who, under contract, agreement, or other ar-*  
 7                   *rangement with a boxer, undertakes to control or ad-*  
 8                   *minister, directly or indirectly, a boxing-related mat-*  
 9                   *ter on behalf of that boxer, including a person who is*  
 10                   *a booking agent for a boxer.*

11                   “(12) *MATCHMAKER.—The term ‘matchmaker’*  
 12                   *means a person that proposes, selects, and arranges*  
 13                   *the boxers to participate in a professional boxing*  
 14                   *match.*

15                   “(13) *PHYSICIAN.—The term ‘physician’ means*  
 16                   *a doctor of medicine legally authorized to practice*  
 17                   *medicine by the State in which the physician per-*  
 18                   *forms such function or action.*

19                   “(14) *PROFESSIONAL BOXING MATCH.—The term*  
 20                   *‘professional boxing match’ means a boxing contest*  
 21                   *held in the United States between individuals for fi-*  
 22                   *nancial compensation. The term ‘professional boxing*  
 23                   *match’ does not include a boxing contest that is regu-*  
 24                   *lated by a duly recognized amateur sports organiza-*  
 25                   *tion, as approved by the Administration.*

1           “(15) *PROMOTER*.—The term ‘promoter’ means  
 2           the person primarily responsible for organizing, pro-  
 3           moting, and producing a professional boxing match.  
 4           The term ‘promoter’ does not include a premium or  
 5           other cable or satellite program service, hotel, casino,  
 6           resort, or other commercial establishment hosting or  
 7           sponsoring a professional boxing match unless—

8                   “(A) the premium or other cable or satellite  
 9                   program service, hotel, casino, resort, or other  
 10                  commercial establishment has a promotional  
 11                  agreement with a boxer in the match; and

12                   “(B) there is no other person primarily re-  
 13                  sponsible for organizing, promoting, and pro-  
 14                  ducing the match not affiliated with the pre-  
 15                  mium or other cable or satellite program service,  
 16                  hotel, casino, resort, or other commercial estab-  
 17                  lishment.

18           “(16) *PROMOTIONAL AGREEMENT*.—The term  
 19           ‘promotional agreement’ means a contract between a  
 20           any person and a boxer under which the boxer grants  
 21           to that person the right to secure and arrange all pro-  
 22           fessional boxing matches requiring the boxer’s services  
 23           for—

24                   “(A) a prescribed period of time; or

1                   “(B) a prescribed number of professional  
2                   boxing matches.

3                   “(17) *STATE*.—The term ‘State’ means each of  
4                   the 50 States, Puerto Rico, the District of Columbia,  
5                   and any territory or possession of the United States,  
6                   including the Virgin Islands.

7                   “(18) *EFFECTIVE DATE OF THE CONTRACT*.—The  
8                   term ‘effective date of the contract’ means the day  
9                   upon which a boxer becomes legally bound by the con-  
10                  tract.

11                  “(19) *SANCTIONING ORGANIZATION*.—The term  
12                  ‘sanctioning organization’ means an organization,  
13                  other than a boxing commission, that sanctions pro-  
14                  fessional boxing matches, ranks professional boxers, or  
15                  charges a sanctioning fee for professional boxing  
16                  matches in the United States—

17                       “(A) between boxers who are residents of  
18                       different States; or

19                       “(B) that are advertised, otherwise pro-  
20                       moted, or broadcast (including closed circuit tele-  
21                       vision) in interstate commerce.

22                  “(20) *SUSPENSION*.—The term ‘suspension’ in-  
23                  cludes within its meaning the revocation of a boxing  
24                  license.

1           “(21) *TRIBAL ORGANIZATION*.—The term ‘tribal  
2           organization’ has the same meaning as in section 4(l)  
3           of the Indian Self-Determination and Education As-  
4           sistance Act (25 U.S.C. 450b(l)).”.

5           (b) *CONFORMING AMENDMENT*.—Section 21 (15  
6           U.S.C. 6312) is amended to read as follows:

7           **“SEC. 21. PROFESSIONAL BOXING MATCHES CONDUCTED**  
8                                   **ON INDIAN LANDS.**

9           “(a) *IN GENERAL*.—Notwithstanding any other provi-  
10          sion of law, a tribal organization may establish a boxing  
11          commission to regulate professional boxing matches held on  
12          Indian land under the jurisdiction of that tribal organiza-  
13          tion.

14          “(b) *CONTRACT WITH A BOXING COMMISSION*.—A  
15          tribal organization that does not establish a boxing commis-  
16          sion shall execute a contract with the Association of Boxing  
17          Commissions, or a boxing commission that is a member of  
18          the Association of Boxing Commissions, to regulate any  
19          professional boxing match held on Indian land under the  
20          jurisdiction of that tribal organization. If the match is reg-  
21          ulated by the Association of Boxing Commissions, the match  
22          shall be regulated in accordance with the guidelines estab-  
23          lished by the United States Boxing Administration. If the  
24          match is regulated by a boxing commission from a State  
25          other than the State within the borders of which the Indian

1 *land is located, the match shall be regulated in accordance*  
 2 *with the applicable requirements of the State where the*  
 3 *match is held.*

4 “(c) *STANDARDS AND LICENSING.*—A tribal organiza-  
 5 *tion that establishes a boxing commission shall, by tribal*  
 6 *ordinance or resolution, establish and provide for the imple-*  
 7 *mentation of health and safety standards, licensing require-*  
 8 *ments, and other requirements relating to the conduct of*  
 9 *professional boxing matches that are at least as restrictive*  
 10 *as—*

11 “(1) *the otherwise applicable requirements of the*  
 12 *State in which the Indian land on which the profes-*  
 13 *sional boxing match is held is located; or*

14 “(2) *the guidelines established by the United*  
 15 *States Boxing Administration.”.*

16 **SEC. 4. PURPOSES.**

17 *Section 3(2) (15 U.S.C. 6302(2)) is amended by strik-*  
 18 *ing “State”.*

19 **SEC. 5. MATCHES IN JURISDICTIONS WITHOUT COMMIS-**  
 20 **SIONS.**

21 (a) *IN GENERAL.*—Section 4 (15 U.S.C. 6303) is  
 22 *amended to read as follows:*

1 **“SEC. 4. BOXING MATCHES IN JURISDICTIONS WITHOUT**  
 2 **BOXING COMMISSIONS.**

3 “(a) *IN GENERAL.*—No person may arrange, promote,  
 4 organize, produce, or fight in a professional boxing match  
 5 within the United States unless the match—

6 “(1) *is approved by the Administration; and*

7 “(2) *is supervised by the Association of Boxing*  
 8 *Commissions or by a boxing commission that is a*  
 9 *member of the Association of Boxing Commissions.*

10 “(b) *APPROVAL PRESUMED.*—For purposes of sub-  
 11 section (a), the Administration shall be presumed to have  
 12 approved any match other than—

13 “(1) *a match with respect to which the Adminis-*  
 14 *tration been informed of a violation of this Act and*  
 15 *with respect to which it has notified the supervising*  
 16 *boxing commission that it does not approve;*

17 “(2) *a match advertised to the public as a cham-*  
 18 *pionship match; or*

19 “(3) *a match scheduled for 10 rounds or more.*

20 “(c) *NOTIFICATION; ASSURANCES.*—Each promoter  
 21 who intends to hold a professional boxing match in a State  
 22 that does not have a boxing commission shall, not later than  
 23 14 days before the intended date of that match, provide as-  
 24 surances in writing to the Administration and the super-  
 25 vising boxing commission that all applicable requirements

1 *of this Act will be met with respect to that professional box-*  
 2 *ing match.”.*

3 (b) *CONFORMING AMENDMENT.*—Section 19 (15  
 4 *U.S.C. 6310) is repealed.*

5 **SEC. 6. SAFETY STANDARDS.**

6 *Section 5 (15 U.S.C. 6304) is amended—*

7 (1) *by striking “requirements or an alternative*  
 8 *requirement in effect under regulations of a boxing*  
 9 *commission that provides equivalent protection of the*  
 10 *health and safety of boxers:” and inserting “require-*  
 11 *ments:”;*

12 (2) *by adding at the end of paragraph (1) “The*  
 13 *examination shall include testing for infectious dis-*  
 14 *eases in accordance with standards established by the*  
 15 *Administration.”;*

16 (3) *by striking paragraph (2) and inserting the*  
 17 *following:*

18 “(2) *An ambulance continuously present on*  
 19 *site.”;*

20 (4) *by redesignating paragraphs (3) and (4) as*  
 21 *paragraphs (4) and (5), respectively, and inserting*  
 22 *after paragraph (2) the following:*

23 “(3) *Emergency medical personnel with appro-*  
 24 *priate resuscitation equipment continuously present*  
 25 *on site.”; and*

1           (5) by striking “match.” in paragraph (5), as re-  
 2           designated, and inserting “match in an amount pre-  
 3           scribed by the Administration.”.

4 **SEC. 7. REGISTRATION.**

5           Section 6 (15 U.S.C. 6305) is amended—

6           (1) by inserting “or Indian tribe” after “State”  
 7           the second place it appears in subsection (a)(2);

8           (2) by striking the first sentence of subsection (c)  
 9           and inserting “A boxing commission shall, in accord-  
 10          ance with requirements established by the Adminis-  
 11          tration, make a health and safety disclosure to a  
 12          boxer when issuing an identification card to that  
 13          boxer.”;

14          (3) by striking “should” in the second sentence  
 15          of subsection (c) and inserting “shall, at a min-  
 16          imum,”; and

17          (4) by adding at the end the following:

18          “(d) COPY OF REGISTRATION TO BE SENT TO ADMIN-  
 19          ISTRATION.—A boxing commission shall furnish a copy of  
 20          each registration received under subsection (a) to the Ad-  
 21          ministration.”.

22 **SEC. 8. REVIEW.**

23          Section 7 (15 U.S.C. 6306) is amended—

24          (1) by striking paragraphs (3) and (4) of sub-  
 25          section (a) and inserting the following:

1           “(3) *Procedures to review a summary suspension*  
 2           *when a hearing before the boxing commission is re-*  
 3           *quested by a boxer, licensee, manager, matchmaker,*  
 4           *promoter, or other boxing service provider which pro-*  
 5           *vides an opportunity for that person to present evi-*  
 6           *dence.*”;

7           (2) *by striking subsection (b); and*

8           (3) *by striking “(a) PROCEDURES.—”.*

9   **SEC. 9. REPORTING.**

10       *Section 8 (15 U.S.C. 6307) is amended—*

11           (1) *by striking “48 business hours” and insert-*  
 12           *ing “2 business days”; and*

13           (2) *by striking “each boxer registry.” and insert-*  
 14           *ing “the Administration.”.*

15   **SEC. 10. CONTRACT REQUIREMENTS.**

16       *Section 9 (15 U.S.C. 6307a) is amended to read as*  
 17       *follows:*

18   **“SEC. 9. CONTRACT REQUIREMENTS.**

19       “(a) *IN GENERAL.—The Administration, in consulta-*  
 20       *tion with the Association of Boxing Commissions, shall de-*  
 21       *velop guidelines for minimum contractual provisions that*  
 22       *shall be included in each bout agreement, boxer-manager*  
 23       *contract, and promotional agreement. Each boxing commis-*  
 24       *sion shall ensure that these minimal contractual provisions*

1 *are present in any such agreement or contract submitted*  
 2 *to it.*

3 “(b) *FILING AND APPROVAL REQUIREMENTS.*—

4 “(1) *ADMINISTRATION.*—A manager or promoter  
 5 *shall submit a copy of each boxer-manager contract*  
 6 *and each promotional agreement between that man-*  
 7 *ager or promoter and a boxer to the Administration.*

8 “(2) *BOXING COMMISSION.*—A boxing commis-  
 9 *sion may not approve a professional boxing match*  
 10 *unless a copy of the bout agreement related to that*  
 11 *match has been filed with it and approved by it.*

12 “(c) *BOND OR OTHER SURETY.*—A boxing commission  
 13 *may not approve a professional boxing match unless the*  
 14 *promoter of that match has posted a surety bond, cashier’s*  
 15 *check, letter of credit, cash, or other security with the boxing*  
 16 *commission in an amount acceptable to the boxing commis-*  
 17 *sion.”.*

18 **SEC. 11. COERCIVE CONTRACTS.**

19 *Section 10 (15 U.S.C. 6307b) is amended—*

20 *(1) by striking paragraph (3) of subsection (a);*

21 *(2) by inserting “or elimination” after “manda-*  
 22 *tory” in subsection (b).*

23 **SEC. 12. SANCTIONING ORGANIZATIONS.**

24 *(a) IN GENERAL.*—Section 11 (15 U.S.C. 6307c) is  
 25 *amended to read as follows:*

1 **“SEC. 11. SANCTIONING ORGANIZATIONS.**

2       “(a) *OBJECTIVE CRITERIA.*—Within 1 year after the  
3 date of enactment of the Professional Boxing Amendments  
4 Act of 2002, the Administration, in consultation with the  
5 Association of Boxing Commissions, shall develop guidelines  
6 for objective and consistent written criteria for the rating  
7 of professional boxers based on the athletic merits of the box-  
8 ers. Within 90 days after the Administration’s promulga-  
9 tion of the guidelines, each sanctioning organization shall  
10 adopt the guidelines and follow them.

11       “(b) *NOTIFICATION OF CHANGE IN RATING.*—A sanc-  
12 tioning organization shall, with respect to a change in the  
13 rating of a boxer previously rated by such organization in  
14 the top 10 boxers—

15               “(1) post a copy, within 7 days after the change,  
16 on its Internet website or home page, if any, includ-  
17 ing an explanation of the change, for a period of not  
18 less than 30 days;

19               “(2) provide a copy of the rating change and an  
20 explanation to the boxer and the Administration;

21               “(3) provide the boxer an opportunity to appeal  
22 the ratings change; and

23               “(4) apply the objective criteria for ratings re-  
24 quired under subsection (a) in considering any such  
25 appeal.

1       “(c) *CHALLENGE OF RATING.*—If a sanctioning orga-  
 2       nization receives an inquiry from a boxer challenging that  
 3       organization’s rating of the boxer, it shall (except to the  
 4       extent otherwise required by the Administration), within 7  
 5       days after receiving the request—

6               “(1) provide to the boxer a written explanation  
 7       of the organization’s rating criteria, its rating of the  
 8       boxer, and the rationale or basis for its rating (in-  
 9       cluding a response to any specific questions submitted  
 10      by the boxer); and

11              “(2) submit a copy of its explanation to the As-  
 12      sociation of Boxing Commissions and the Administra-  
 13      tion.”.

14   **SEC. 13. REQUIRED DISCLOSURES BY SANCTIONING ORGA-**  
 15                           **NIZATIONS.**

16      Section 12 (15 U.S.C. 6307d) is amended—

17              (1) by striking the matter preceding paragraph  
 18      (1) and inserting “Within 7 days after a professional  
 19      boxing match of 10 rounds or more, the sanctioning  
 20      organization for that match shall provide to the box-  
 21      ing commission in the State or on Indian land re-  
 22      sponsible for regulating the match, and to the Admin-  
 23      istration, a statement of—”;

24              (2) by striking “will assess” in paragraph (1)  
 25      and inserting “has assessed, or will assess,”; and

1           (3) by striking “will receive” in paragraph (2)  
 2           and inserting “has received, or will receive,”.

3   **SEC. 14. REQUIRED DISCLOSURES BY PROMOTERS.**

4           Section 13 (15 U.S.C. 6307e) is amended—

5           (1) by striking the matter in subsection (a) pre-  
 6           ceding paragraph (1) and inserting the following:

7           “(a) *DISCLOSURES TO BOXING COMMISSIONS AND AD-*  
 8   *MINISTRATION.*—Within 7 days after a professional boxing  
 9   match of 10 rounds or more, the promoter of any boxer par-  
 10   ticipating in that match shall provide to the boxing com-  
 11   mission in the State or on Indian land responsible for regu-  
 12   lating the match, and to the Administration—”;

13           (2) by striking “writing,” in subsection (a)(1)  
 14           and inserting “writing, other than a bout agreement  
 15           previously provided to the commission,”;

16           (3) by striking “all fees, charges, and expenses  
 17           that will be” in subsection (a)(3)(A) and inserting “a  
 18           statement of all fees, charges, and expenses that have  
 19           been, or will be,”;

20           (4) by inserting “a statement of” before “all” in  
 21           subsection (a)(3)(B);

22           (5) by inserting “a statement of” before “any” in  
 23           subsection (a)(3)(C);

24           (6) by striking the matter in subsection (b) fol-  
 25           lowing “*BOXER.*—” and preceding paragraph (1) and

1        *inserting “Within 7 days after a professional boxing*  
 2        *match of 10 rounds or more, the promoter of that*  
 3        *match shall provide to each boxer participating in the*  
 4        *match a statement of—”*; and

5                *(7) by striking “match,” in subsection (b)(1) and*  
 6        *inserting “match, and that the promoter has paid, or*  
 7        *agreed to pay, to any other person in connection with*  
 8        *the match;”.*

9    **SEC. 15. JUDGES AND REFEREES.**

10        *(a) IN GENERAL.—Section 16 (15 U.S.C. 6307h) is*  
 11        *amended—*

12                *(1) by inserting “(a) LICENSING AND ASSIGN-*  
 13        *MENT REQUIREMENT.—” before “No person”;*

14                *(2) by striking “certified and approved” and in-*  
 15        *serting “selected”;*

16                *(3) by inserting “or Indian lands” after “State”;*  
 17        *and*

18                *(4) by adding at the end the following:*

19        *“(b) CHAMPIONSHIP AND 10-ROUND BOUTS.—In addi-*  
 20        *tion to the requirements of subsection (a), no person may*  
 21        *arrange, promote, organize, produce, or fight in a profes-*  
 22        *sional boxing match advertised to the public as a champion-*  
 23        *ship match or in a professional boxing match scheduled for*  
 24        *10 rounds or more unless all referees and judges partici-*

1 *pating in the match have been licensed by the Administra-*  
 2 *tion.*

3 “(c) *SANCTIONING ORGANIZATION NOT TO INFLUENCE*  
 4 *SELECTION PROCESS.*—*A sanctioning organization—*

5 “(1) *may provide a list of judges and referees*  
 6 *deemed qualified by that organization to a boxing*  
 7 *commission; but*

8 “(2) *shall not influence, or attempt to influence,*  
 9 *a boxing commission’s selection of a judge or referee*  
 10 *for a professional boxing match except by providing*  
 11 *such a list.*

12 “(d) *ASSIGNMENT OF NONRESIDENT JUDGES AND*  
 13 *REFEREES.*—*A boxing commission may assign judges and*  
 14 *referees who reside outside that commission’s State or In-*  
 15 *dian land if the judge or referee is licensed by a boxing*  
 16 *commission in the United States.*

17 “(e) *REQUIRED DISCLOSURE.*—*A judge or referee shall*  
 18 *provide to the boxing commission responsible for regulating*  
 19 *a professional boxing match in a State or on Indian land*  
 20 *a statement of all consideration, including reimbursement*  
 21 *for expenses, that the judge or referee has received, or will*  
 22 *receive, from any source for participation in the match. If*  
 23 *the match is scheduled for 10 rounds or more, the judge*  
 24 *or referee shall also provide such a statement to the Admin-*  
 25 *istration.”.*

1       (b) *CONFORMING AMENDMENT.*—Section 14 (15  
2 *U.S.C. 6307f) is repealed.*

3 **SEC. 16. MEDICAL REGISTRY.**

4       *The Act is amended by inserting after section 13 (15*  
5 *U.S.C. 6307e) the following:*

6 **“SEC. 14. MEDICAL REGISTRY.**

7       (a) *IN GENERAL.*—*The Administration, in consulta-*  
8 *tion with the Association of Boxing Commissions, shall es-*  
9 *tablish and maintain, or certify a third party entity to es-*  
10 *tablish and maintain, a medical registry that contains com-*  
11 *prehensive medical records and medical denials or suspen-*  
12 *sions for every licensed boxer.*

13       “(b) *CONTENT; SUBMISSION.*—*The Administration*  
14 *shall determine—*

15               “(1) *the nature of medical records and medical*  
16 *suspensions of a boxer that are to be forwarded to the*  
17 *medical registry; and*

18               “(2) *the time within which the medical records*  
19 *and medical suspensions are to be submitted to the*  
20 *medical registry.*

21       “(c) *CONFIDENTIALITY.*—*The Administration shall es-*  
22 *tablish confidentiality standards for the disclosure of per-*  
23 *sonally identifiable information to boxing commissions that*  
24 *will—*

1           “(1) protect the health and safety of boxers by  
2           making relevant information available to the boxing  
3           commissions for use but not public disclosure; and

4           “(2) ensure that the privacy of the boxers is pro-  
5           tected.”.

6   **SEC. 17. CONFLICTS OF INTEREST.**

7           Section 17(a) is amended by inserting “no officer or  
8           employee of the Administration,” after “laws,”.

9   **SEC. 18. ENFORCEMENT.**

10          Section 18 (15 U.S.C. 6309) is amended—

11               (1) by striking “(a) INJUNCTION.—” in sub-  
12               section (a) and inserting “(a) ACTIONS BY ATTORNEY  
13               GENERAL.—”;

14               (2) by inserting “or criminal” after “civil” in  
15               subsection (a);

16               (3) by inserting “any officer or employee of the  
17               Administration,” after “laws,” in subsection (b)(3);

18               (4) by inserting “has engaged in or” after “orga-  
19               nization” in subsection (c);

20               (5) by inserting “or criminal” after “civil” in  
21               subsection (c);

22               (6) by striking “fines” in subsection (c)(3) and  
23               inserting “sanctions”; and

24               (7) by striking “boxer” in subsection (d) and in-  
25               serting “person”.

1 **SEC. 19. REPEAL OF DEADWOOD.**

2 *Section 20 (15 U.S.C. 6311) is repealed.*

3 **SEC. 20. RECOGNITION OF TRIBAL LAW.**

4 *Section 22 (15 U.S.C. 6313) is amended—*

5 *(1) by inserting “**OR TRIBAL**” in the section*  
 6 *heading after “**STATE**”; and*

7 *(2) by inserting “or Indian tribe” after “State”.*

8 **SEC. 21. ESTABLISHMENT OF UNITED STATES BOXING AD-**  
 9 **MINISTRATION.**

10 *(a) IN GENERAL.—The Act is amended by adding at*  
 11 *the end the following:*

12 **“TITLE II—UNITED STATES**  
 13 **BOXING ADMINISTRATION**

14 **“SEC. 201. PURPOSE.**

15 *“The purpose of this title is to protect the health, safe-*  
 16 *ty, and welfare of boxers and to ensure fairness in the sport*  
 17 *of professional boxing.*

18 **“SEC. 202. ESTABLISHMENT OF UNITED STATES BOXING AD-**  
 19 **MINISTRATION.**

20 *“(a) IN GENERAL.—The United States Boxing Admin-*  
 21 *istration is established as an administration of the Depart-*  
 22 *ment of Labor.*

23 *“(b) ADMINISTRATOR.—*

24 *“(1) APPOINTMENT.—The Administration shall*  
 25 *be headed by an Administrator, appointed by the*

1       *President, by and with the advice and consent of the*  
 2       *Senate.*

3               “(2) *QUALIFICATIONS.—The Administrator shall*  
 4       *be an individual who—*

5                       “(A) *has experience in professional boxing*  
 6                       *activities or in a field directly related to profes-*  
 7                       *sional sports;*

8                       “(B) *is of outstanding character and recog-*  
 9                       *nized integrity; and*

10                      “(C) *is selected on the basis of training, ex-*  
 11                      *perience, and qualifications and without regard*  
 12                      *to party affiliation.*

13               “(3) *COMPENSATION.—Section 5315 of title 5,*  
 14       *United States Code, is amended by adding at the end*  
 15       *the following:*

16                      *“The Administrator of the United States Boxing*  
 17                      *Administration.”.*

18               “(4) *TERM OF OFFICE.—The Administrator shall*  
 19       *serve for a term of 4 years.*

20               “(c) *ASSISTANT ADMINISTRATOR; GENERAL COUN-*  
 21       *SEL.—The Administration shall have an Assistant Admin-*  
 22       *istrator and a General Counsel, who shall be appointed by*  
 23       *the Administrator. The Assistant Administrator shall—*

1           “(1) *serve as Administrator in the absence of the*  
 2           *Administrator or in the event of a vacancy in that*  
 3           *office; and*

4           “(2) *carry out such duties as the Administrator*  
 5           *may assign.*

6           “(d) *STAFF.—The Administration shall have such ad-*  
 7           *ditional staff as may be necessary to carry out the functions*  
 8           *of the Administration.*

9           **“SEC. 203. FUNCTIONS.**

10          “(a) *PRIMARY FUNCTIONS.—The primary function of*  
 11          *the Administration are—*

12           “(1) *to protect the health, safety, and general in-*  
 13           *terests of boxers consistent with the provisions of this*  
 14           *Act; and*

15           “(2) *to ensure uniformity, fairness, and integrity*  
 16           *in professional boxing.*

17          “(b) *SPECIFIC FUNCTIONS.—The Administrator*  
 18          *shall—*

19           “(1) *administer title I of this Act;*

20           “(2) *promulgate uniform standards for profes-*  
 21           *sional boxing in consultation with the boxing commis-*  
 22           *sions of the several States and tribal organizations;*

23           “(3) *except as otherwise determined by the Ad-*  
 24           *ministration, oversee all professional boxing matches*  
 25           *in the United States;*

1           “(4) *work with sanctioning organizations, the*  
2           *Association of Boxing Commissions, and the boxing*  
3           *commissions of the several States and tribal organiza-*  
4           *tions—*

5                   “(A) *to improve the safety, integrity, and*  
6                   *professionalism of professional boxing in the*  
7                   *United States;*

8                   “(B) *to enhance physical, medical, finan-*  
9                   *cial, and other safeguards established for the pro-*  
10                  *tection of professional boxers; and*

11                  “(C) *to improve the status and standards of*  
12                  *professional boxing in the United States;*

13           “(5) *ensure, through the Attorney General, the*  
14           *chief law enforcement officer of the several States, and*  
15           *other appropriate officers and agencies of Federal,*  
16           *State, and local government, that Federal and State*  
17           *laws applicable to professional boxing matches in the*  
18           *United States are vigorously, effectively, and fairly*  
19           *enforced;*

20           “(6) *review local boxing authority regulations for*  
21           *professional boxing and provide assistance to such au-*  
22           *thorities in meeting minimum standards prescribed*  
23           *by the Administration under this title;*

24           “(7) *serve as the coordinating body for all efforts*  
25           *in the United States to establish and maintain uni-*

1     *form minimum health and safety standards for pro-*  
 2     *fessional boxing;*

3             *“(8) if the Administrator determines it to be ap-*  
 4     *propriate, publish a newspaper, magazine, or other*  
 5     *publication and establish and maintain a website*  
 6     *consistent with the purposes of the Administration;*

7             *“(9) procure the temporary and intermittent*  
 8     *services of experts and consultants to the extent au-*  
 9     *thorized by section 3109(b) of title 5, United States*  
 10    *Code, at rates the Administration determines to be*  
 11    *reasonable; and*

12            *“(10) take any other action that is necessary and*  
 13    *proper to accomplish the purpose of this title con-*  
 14    *sistent with the provisions of this title.*

15    *“(c) PROHIBITIONS.—The Administration may not—*

16            *“(1) promote boxing events or rank professional*  
 17    *boxers; or*

18            *“(2) provide technical assistance to, or authorize*  
 19    *the use of the name of the Administration by, boxing*  
 20    *commissions that do not comply with requirements of*  
 21    *the Administration.*

22    *“(d) USE OF NAME.—The Administration shall have*  
 23    *the exclusive right to use the name ‘United States Boxing*  
 24    *Administration’. Any person who, without the permission*  
 25    *of the Administration, uses that name or any other exclu-*

1 *sive name, trademark, emblem, symbol, or insignia of the*  
 2 *Administration for the purpose of inducing the sale of any*  
 3 *goods or services, or to promote any exhibition, perform-*  
 4 *ance, or sporting event, shall be subject to suit in a civil*  
 5 *action by the Administration for the remedies provided in*  
 6 *the Act of July 5, 1946 (commonly known as the ‘Trade-*  
 7 *mark Act of 1946’; 15 U.S.C. 1051 et seq.).*

8 **“SEC. 204. LICENSING AND REGISTRATION OF BOXING PER-**  
 9 **SONNEL.**

10 “(a) *LICENSING.*—

11 “(1) *REQUIREMENT FOR LICENSE.*—No person  
 12 may compete in a professional boxing match or serve  
 13 as a boxing manager, boxing promoter, or sanctioning  
 14 organization for a professional boxing match except  
 15 as provided in a license granted to that person under  
 16 this subsection.

17 “(2) *APPLICATION AND TERM.*—

18 “(A) *IN GENERAL.*—The Administration  
 19 shall—

20 “(i) *establish application procedures,*  
 21 *forms, and fees;*

22 “(ii) *establish and publish appropriate*  
 23 *standards for licenses granted under this*  
 24 *section; and*

1                   “(iii) issue a license to any person  
2                   who, as determined by the Administration,  
3                   meets the standards established by the Ad-  
4                   ministration under this title.

5                   “(B) DURATION.—A license issued under  
6                   this section shall be for a renewable—

7                   “(i) 4-year term for a boxer; and

8                   “(ii) 2-year term for any other person.

9                   “(C) PROCEDURE.—The Administration  
10                  may issue a license under this paragraph  
11                  through local boxing authorities or in a manner  
12                  determined by the Administration.

13                  “(b) LICENSING FEES.—

14                  “(1) AUTHORITY.—The Administration may pre-  
15                  scribe and charge fees for the licensing of persons  
16                  under this title. The Administration may set, charge,  
17                  and adjust varying fees on the basis of classifications  
18                  of persons, functions, and events determined appro-  
19                  priate by the Administration.

20                  “(2) LIMITATIONS.—In setting and charging fees  
21                  under paragraph (1), the Administration shall ensure  
22                  that, to the maximum extent practicable—

23                  “(A) club boxing is not adversely effected;

24                  “(B) sanctioning organizations and pro-  
25                  motors pay the largest portion of the fees; and

1                   “(C) boxers pay as small a portion of the  
2                   fees as is possible.

3                   “(3) *COLLECTION.*—*Fees established under this*  
4                   *subsection may be collected through local boxing au-*  
5                   *thorities or by any other means determined appro-*  
6                   *priate by the Administration.*

7   **“SEC. 205. NATIONAL REGISTRY OF BOXING PERSONNEL.**

8                   “(a) *REQUIREMENT FOR REGISTRY.*—*The Adminis-*  
9                   *tration, in consultation with the Association of Boxing*  
10                  *Commissions, shall establish and maintain (or authorize a*  
11                  *third party to establish and maintain) a unified national*  
12                  *computerized registry for the collection, storage, and re-*  
13                  *trieval of information related to the performance of its du-*  
14                  *ties.*

15                  “(b) *CONTENTS.*—*The information in the registry shall*  
16                  *include the following:*

17                       “(1) *BOXERS.*—*A list of professional boxers and*  
18                       *data in the medical registry established under section*  
19                       *114 of this Act, which the Administration shall secure*  
20                       *from disclosure in accordance with the confidentiality*  
21                       *requirements of section 114(c).*

22                       “(2) *OTHER PERSONNEL.*—*Information (perti-*  
23                       *nent to the sport of professional boxing) on boxing*  
24                       *promoters, boxing matchmakers, boxing managers,*  
25                       *trainers, cut men, referees, boxing judges, physicians,*

1       *and any other personnel determined by the Adminis-*  
 2       *tration as performing a professional activity for pro-*  
 3       *fessional boxing matches.*

4       **“SEC. 206. CONSULTATION REQUIREMENTS.**

5       *“The Administration shall consult with local boxing*  
 6       *authorities—*

7               *“(1) before prescribing any regulation or estab-*  
 8       *lishing any standard under the provisions of this*  
 9       *title; and*

10              *“(2) not less than once each year regarding mat-*  
 11       *ters relating to professional boxing.*

12       **“SEC. 207. MISCONDUCT.**

13       *“(a) SUSPENSION AND REVOCATION OF LICENSE OR*  
 14       *REGISTRATION.—*

15              *“(1) AUTHORITY.—The Administration may,*  
 16       *after notice and opportunity for a hearing, suspend*  
 17       *or revoke any license issued under this title if the Ad-*  
 18       *ministration finds that—*

19                    *“(A) the suspension or revocation is nec-*  
 20       *essary for the protection of health and safety or*  
 21       *is otherwise in the public interest;*

22                    *“(B) there are reasonable grounds for belief*  
 23       *that a standard prescribed by the Administra-*  
 24       *tion under this title is not being met, or that*  
 25       *bribery, collusion, intentional losing, racket-*

1        *earing, extortion, or the use of unlawful threats,*  
 2        *coercion, or intimidation have occurred in con-*  
 3        *nection with a license; or*

4                *“(C) the licensee has violated any provision*  
 5        *of this Act.*

6        *“(2) PERIOD OF SUSPENSION.—*

7                *“(A) IN GENERAL.—A suspension of a li-*  
 8        *cense under this section shall be effective for a*  
 9        *period determined appropriate by the Adminis-*  
 10        *tration except as provided in subparagraph (B).*

11                *“(B) SUSPENSION FOR MEDICAL REA-*  
 12        *SONS.—In the case of a suspension or denial of*  
 13        *the license of a boxer for medical reasons by the*  
 14        *Administration, the Administration may termi-*  
 15        *nate the suspension or denial at any time that*  
 16        *a physician certifies that the boxer is fit to par-*  
 17        *ticipate in a professional boxing match. The Ad-*  
 18        *ministration shall prescribe the standards and*  
 19        *procedures for accepting certifications under this*  
 20        *subparagraph.*

21        *“(b) INVESTIGATIONS AND INJUNCTIONS.—*

22                *“(1) AUTHORITY.—The Administration may—*

23                *“(A) conduct any investigation that it con-*  
 24        *siders necessary to determine whether any person*  
 25        *has violated, or is about to violate, any provision*

1       *of this title or any regulation prescribed under*  
2       *this title;*

3               “(B) *require or permit any person to file*  
4       *with it a statement in writing, under oath or*  
5       *otherwise as the Administration shall determine,*  
6       *as to all the facts and circumstances concerning*  
7       *the matter to be investigated;*

8               “(C) *in its discretion, publish information*  
9       *concerning any violations; and*

10              “(D) *investigate any facts, conditions, prac-*  
11       *tices, or matters to aid in the enforcement of the*  
12       *provisions of this title, in the prescribing of reg-*  
13       *ulations under this title, or in securing informa-*  
14       *tion to serve as a basis for recommending legisla-*  
15       *tion concerning the matters to which this title re-*  
16       *lates.*

17       “(2) *POWERS.—*

18              “(A) *IN GENERAL.—For the purpose of any*  
19       *investigation under paragraph (1), or any other*  
20       *proceeding under this title, any officer des-*  
21       *ignated by the Administration may administer*  
22       *oaths and affirmations, subpoena or otherwise*  
23       *compel the attendance of witnesses, take evidence,*  
24       *and require the production of any books, papers,*  
25       *correspondence, memorandums, or other records*

1       *which the Administration considers relevant or*  
 2       *material to the inquiry.*

3               “(B) *WITNESSES AND EVIDENCE.*—*The at-*  
 4       *tendance of witnesses and the production of any*  
 5       *documents under subparagraph (A) may be re-*  
 6       *quired from any place in the United States, in-*  
 7       *cluding Indian land, at any designated place of*  
 8       *hearing.*

9               “(3) *ENFORCEMENT OF SUBPOENAS.*—

10              “(A) *CIVIL ACTION.*—*In case of contumacy*  
 11       *by, or refusal to obey a subpoena issued to, any*  
 12       *person, the Administration may file an action in*  
 13       *any court of the United States within the juris-*  
 14       *isdiction of which an investigation or proceeding*  
 15       *is carried out, or where that person resides or*  
 16       *carries on business, to enforce the attendance and*  
 17       *testimony of witnesses and the production of*  
 18       *books, papers, correspondence, memorandums,*  
 19       *and other records. The court may issue an order*  
 20       *requiring the person to appear before the Admin-*  
 21       *istration to produce records, if so ordered, or to*  
 22       *give testimony concerning the matter under in-*  
 23       *vestigation or in question.*

24              “(B) *FAILURE TO OBEY.*—*Any failure to*  
 25       *obey an order issued by a court under subpara-*

1        *graph (A) may be punished as contempt of that*  
2        *Court.*

3                “(C) *PROCESS.*—*All process in any con-*  
4        *tempt case under subparagraph (A) may be*  
5        *served in the judicial district in which the per-*  
6        *son is an inhabitant or in which the person may*  
7        *be found.*

8                “(4) *EVIDENCE OF CRIMINAL MISCONDUCT.*—

9                “(A) *IN GENERAL.*—*No person may be ex-*  
10        *cused from attending and testifying or from pro-*  
11        *ducing books, papers, contracts, agreements, and*  
12        *other records and documents before the Adminis-*  
13        *tration, in obedience to the subpoena of the Ad-*  
14        *ministration, or in any cause or proceeding in-*  
15        *stituted by the Administration, on the ground*  
16        *that the testimony or evidence, documentary or*  
17        *otherwise, required of that person may tend to*  
18        *incriminate the person or subject the person to a*  
19        *penalty or forfeiture.*

20                “(B) *LIMITED IMMUNITY.*—*No individual*  
21        *may be prosecuted or subject to any penalty or*  
22        *forfeiture for, or on account of, any transaction,*  
23        *matter, or thing concerning the matter about*  
24        *which that individual is compelled, after having*  
25        *claimed a privilege against self-incrimination, to*

1       *testify or produce evidence, documentary or oth-*  
2       *erwise, except that the individual so testifying*  
3       *shall not be exempt from prosecution and pun-*  
4       *ishment for perjury committed in so testifying.*

5       “(5) *INJUNCTIVE RELIEF.*—*If the Administra-*  
6       *tion determines that any person is engaged or about*  
7       *to engage in any act or practice that constitutes a*  
8       *violation of any provision of this title, or of any regu-*  
9       *lation prescribed under this title, the Administration*  
10       *may bring an action in the appropriate district court*  
11       *of the United States, the United States District Court*  
12       *for the District of Columbia, or the United States*  
13       *courts of any territory or other place subject to the ju-*  
14       *risdiction of the United States, to enjoin the act or*  
15       *practice, and upon a proper showing, the court shall*  
16       *grant without bond a permanent or temporary in-*  
17       *junction or restraining order.*

18       “(6) *MANDAMUS.*—*Upon application of the Ad-*  
19       *ministration, the district courts of the United States,*  
20       *the United States District Court for the District of*  
21       *Columbia, and the United States courts of any terri-*  
22       *tory or other place subject to the jurisdiction of the*  
23       *United States, shall have jurisdiction to issue writs of*  
24       *mandamus commanding any person to comply with*

1       *the provisions of this title or any order of the Admin-*  
 2       *istration.*

3       “(c) *INTERVENTION IN CIVIL ACTIONS.*—

4               “(1) *IN GENERAL.*—*The Administration, on be-*  
 5       *half of the public interest, may intervene of right as*  
 6       *provided under rule 24(a) of the Federal Rules of*  
 7       *Civil Procedure in any civil action relating to profes-*  
 8       *sional boxing filed in a United States district court.*

9               “(2) *AMICUS FILING.*—*The Administration may*  
 10       *file a brief in any action filed in a court of the*  
 11       *United States on behalf of the public interest in any*  
 12       *case relating to professional boxing.*

13       “(d) *HEARINGS BY ADMINISTRATION.*—*Hearings con-*  
 14       *ducted by the Administration under this title shall be public*  
 15       *and may be held before any officer of the Administration*  
 16       *or before a boxing commission that is a member of the Asso-*  
 17       *ciation of Boxing Commissions. The Administration shall*  
 18       *keep appropriate records of the hearings.*

19       **“SEC. 208. NONINTERFERENCE WITH LOCAL BOXING AU-**  
 20       **THORITIES.**

21       “(a) *NONINTERFERENCE.*—*Nothing in this title pro-*  
 22       *hibits any local boxing authority from exercising any of*  
 23       *its powers, duties, or functions with respect to the regula-*  
 24       *tion or supervision of professional boxing or professional*

1 *boxing matches to the extent not inconsistent with the provi-*  
 2 *sions of this title.*

3       “(b) *MINIMUM STANDARDS.*—*Nothing in this title pro-*  
 4 *hibits any local boxing authority from enforcing local*  
 5 *standards or requirements that exceed the minimum stand-*  
 6 *ards or requirements promulgated by the Administration*  
 7 *under this title.*

8       **“SEC. 209. ASSISTANCE FROM OTHER AGENCIES.**

9       *“Any employee of any executive department, agency,*  
 10 *bureau, board, commission, office, independent establish-*  
 11 *ment, or instrumentality may be detailed to the Adminis-*  
 12 *tration, upon the request of the Administration, on a reim-*  
 13 *bursable or nonreimbursable basis, with the consent of the*  
 14 *appropriate authority having jurisdiction over the em-*  
 15 *ployee. While so detailed, an employee shall continue to re-*  
 16 *ceive the compensation provided pursuant to law for the*  
 17 *employee’s regular position of employment and shall retain,*  
 18 *without interruption, the rights and privileges of that em-*  
 19 *ployment.*

20       **“SEC. 210. REPORTS.**

21       “(a) *ANNUAL REPORT.*—*The Administration shall*  
 22 *submit a report on its activities to the Senate Committee*  
 23 *on Commerce, Science, and Transportation and the House*  
 24 *of Representatives Committee on Commerce each year. The*  
 25 *annual report shall include the following:*

1           “(1) *A detailed discussion of the activities of the*  
 2           *Administration for the year covered by the report.*

3           “(2) *A description of the local boxing authority*  
 4           *of each State and Indian tribe.*

5           “(b) *PUBLIC REPORT.—The Administration shall an-*  
 6           *nually issue and publicize a report of the Administration*  
 7           *on the progress made at Federal and State levels and on*  
 8           *Indian lands in the reform of professional boxing, which*  
 9           *shall include comments on issues of continuing concern to*  
 10          *the Administration.*

11          “(c) *FIRST ANNUAL REPORT ON THE ADMINISTRA-*  
 12          *TION.—The first annual report under this title shall be sub-*  
 13          *mitted not later than 2 years after the effective date of this*  
 14          *title.*

15          **“SEC. 211. INITIAL IMPLEMENTATION.**

16          “(a) *TEMPORARY EXEMPTION.—The requirements for*  
 17          *licensing under this title do not apply to a person for the*  
 18          *performance of an activity as a boxer, boxing judge, or ref-*  
 19          *eree, or the performance of any other professional activity*  
 20          *in relation to a professional boxing match, if the person*  
 21          *is licensed by a boxing commission to perform that activity*  
 22          *as of the effective date of this title.*

23          “(b) *EXPIRATION.—The exemption under subsection*  
 24          *(a) with respect to a license issued by a boxing commission*  
 25          *expires on the earlier of—*

1           “(1) *the date on which the license expires; or*

2           “(2) *the date that is 2 years after the date of the*  
 3           *enactment of the Professional Boxing Amendments*  
 4           *Act of 2002.*

5   **“SEC. 212. AUTHORIZATION OF APPROPRIATIONS.**

6           “(a) *IN GENERAL.—There are authorized to be appro-*  
 7           *priated for the Administration for each fiscal year such*  
 8           *sums as may be necessary for the Administration to per-*  
 9           *form its functions for that fiscal year.*

10          “(b) *RECEIPTS CREDITED AS OFFSETTING COLLEC-*  
 11          *TIONS.—Notwithstanding section 3302 of title 31, United*  
 12          *States Code, any fee collected under this title—*

13               “(1) *shall be credited as offsetting collections to*  
 14               *the account that finances the activities and services*  
 15               *for which the fee is imposed;*

16               “(2) *shall be available for expenditure only to*  
 17               *pay the costs of activities and services for which the*  
 18               *fee is imposed; and*

19               “(3) *shall remain available until expended.”.*

20          (b) *CONFORMING AMENDMENTS.—*

21               (1) *PBSA.—The Professional Boxing Safety Act*  
 22               *of 1966, as amended by this Act, is further amend-*  
 23               *ed—*

24                       (A) *by amending section 1 to read as fol-*  
 25                       *lows:*

1 **“SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

2 “(a) *SHORT TITLE.*—*This Act may be cited as the*  
 3 *‘Professional Boxing Safety Act’.*

4 “(b) *TABLE OF CONTENTS.*—*The table of contents for*  
 5 *this Act is as follows:*

“Sec. 1. *Short title; table of contents.*

“Sec. 2. *Definitions.*

“TITLE I—PROFESSIONAL BOXING SAFETY

“Sec. 101. *Purposes.*

“Sec. 102. *Boxing matches in jurisdictions without boxing commissions.*

“Sec. 103. *Safety standards.*

“Sec. 104. *Registration.*

“Sec. 105. *Review.*

“Sec. 106. *Reporting.*

“Sec. 107. *Contract requirements.*

“Sec. 108. *Protection from coercive contracts.*

“Sec. 109. *Sanctioning organizations.*

“Sec. 110. *Required disclosures to state boxing commissions by sanctioning orga-*  
*nizations.*

“Sec. 111. *Required disclosures for promoters.*

“Sec. 112. *Medical registry.*

“Sec. 113. *Confidentiality.*

“Sec. 114. *Judges and referees.*

“Sec. 115. *Conflicts of interest.*

“Sec. 116. *Enforcement.*

“Sec. 117. *Professional boxing matches conducted on Indian lands.*

“Sec. 118. *Relationship with State or tribal law.*

“TITLE II—UNITED STATES BOXING ADMINISTRATION

“Sec. 201. *Purpose.*

“Sec. 202. *Establishment of United States Boxing Administration.*

“Sec. 203. *Functions.*

“Sec. 204. *Licensing and registration of boxing personnel.*

“Sec. 205. *National registry of boxing personnel.*

“Sec. 206. *Consultation requirements.*

“Sec. 207. *Misconduct.*

“Sec. 208. *Noninterference with local boxing authorities.*

“Sec. 209. *Assistance from other agencies.*

“Sec. 210. *Reports.*

“Sec. 211. *Initial implementation.*

“Sec. 212. *Authorization of appropriations.”;*

6 (B) *by inserting before section 3 the fol-*  
 7 *lowing:*

**“TITLE I—PROFESSIONAL  
BOXING SAFETY”;**

*(C) by redesignating sections 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 21, and 22 as sections 101 through 118, respectively;*

*(D) by striking “section 13” each place it appears in section 113, as redesignated, and inserting “section 111”;*

*(E) by striking “section 4.” in section 117(a), as redesignated, and inserting “section 102.”;*

*(F) by striking “9(b), 10, 11, 12, 13, 14, or 16,” in paragraph (1) of section 116(b), as redesignated, and inserting “107, 108, 109, 110, 111, or 114,”;*

*(G) by striking “9(b), 10, 11, 12, 13, 14, or 16” in paragraph (2) of section 116(b), as redesignated, and inserting “107, 108, 109, 110, 111, or 114”;*

*(H) by striking “section 17(a)” in subsection (b)(3) of section 116, as redesignated, and inserting “section 115(a)”;*

*(I) by striking “section 10” in subsection (e)(3) of section 116, as redesignated, and inserting “section 108”; and*

1                   (J) by striking “of this Act” each place it  
 2                   appears in sections 101 through 120, as redesign-  
 3                   nated, and inserting “of this title”.

4                   (2) *COMPENSATION OF ADMINISTRATOR.*—Sec-  
 5                   tion 5315 of title 5, United States Code, is amended  
 6                   by adding at the end the following:

7                   “The Administrator of the United States Boxing Ad-  
 8                   ministration.”.

9   **SEC. 22. STUDY OF GLOVE WEIGHT.**

10                  (a) *IN GENERAL.*—The United States Boxing Admin-  
 11                  istration shall conduct a study to determine whether—

12                   (1) a change in weights of boxing gloves would  
 13                   better protect the health and safety of professional  
 14                   boxers; and

15                   (2) a change in other aspects of glove design  
 16                   might result in a reduction of serious or fatal injury  
 17                   to professional boxers.

18                  (b) *DEADLINE.*—Not later than 180 days after the date  
 19                  of enactment of this Act, the Administration shall submit  
 20                  a report to Congress on the findings of the study conducted  
 21                  pursuant to subsection (a).

22                  (c) *STANDARDS.*—If the Administration determines,  
 23                  on the basis of the study, that it is necessary or appropriate  
 24                  it may prescribe uniform national safety standards for box-  
 25                  ing gloves.

1 **SEC. 23. EFFECTIVE DATE.**

2       (a) *IN GENERAL.*—*Except as provided in subsection*  
3 *(b), the amendments made by this Act shall take effect on*  
4 *the date of enactment of this Act.*

5       (b) *1-YEAR DELAY FOR CERTAIN TITLE II PROVI-*  
6 *SIONS.*—*Sections 205 through 212 of the Professional Box-*  
7 *ing Safety Act of 1996, as added by section 22(a) of this*  
8 *Act, shall take effect 1 year after the date of enactment of*  
9 *this Act.*

**Calendar No. 740**

107<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

**S. 2550**

**[Report No. 107-323]**

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**A BILL**

To amend the Professional Boxing Safety Act of 1996, and to establish the United States Boxing Administration.

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OCTOBER 17, 2002

Reported with an amendment