

109TH CONGRESS  
1ST SESSION

# S. 148

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## AN ACT

To establish a United States Boxing Commission to administer the Act, and for other purposes.

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

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

4 (a) SHORT TITLE.—This Act may be cited as the  
5 “Professional Boxing Amendments Act of 2005”.

1           (b) **TABLE OF CONTENTS.**—The table of contents for  
2 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. United States Boxing Commission approval, or ABC or commission sanction, required for matches.
- 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 and broadcasters.
- 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 Commission.
- Sec. 22. Study and report on definition of promoter.
- Sec. 23. Effective date.

3 **SEC. 2. AMENDMENT OF PROFESSIONAL BOXING SAFETY**  
4 **ACT OF 1996.**

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

11 **SEC. 3. DEFINITIONS.**

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

1 **“SEC. 2. DEFINITIONS.**

2 “In this Act:

3 “(1) COMMISSION.—The term ‘Commission’  
4 means the United States Boxing Commission.

5 “(2) BOUT AGREEMENT.—The term ‘bout  
6 agreement’ means a contract between a promoter  
7 and a boxer that requires the boxer to participate in  
8 a professional boxing match for a particular date.

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

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

15 “(5) BOXER REGISTRY.—The term ‘boxer reg-  
16 istry’ means any entity certified by the Commission  
17 for the purposes of maintaining records and identi-  
18 fication of boxers.

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

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

25 “(8) INDIAN LANDS; INDIAN TRIBE.—The  
26 terms ‘Indian lands’ and ‘Indian tribe’ have the

1 meanings given those terms by paragraphs (4) and  
2 (5), respectively, of section 4 of the Indian Gaming  
3 Regulatory Act (25 U.S.C. 2703).

4 “(9) LICENSEE.—The term ‘licensee’ means an  
5 individual who serves as a trainer, corner man, sec-  
6 ond, or cut man for a boxer.

7 “(10) MANAGER.—The term ‘manager’ means a  
8 person other than a promoter who, under contract,  
9 agreement, or other arrangement with a boxer, un-  
10 dertakes to control or administer, directly or indi-  
11 rectly, a boxing-related matter on behalf of that  
12 boxer, including a person who is a booking agent for  
13 a boxer.

14 “(11) MATCHMAKER.—The term ‘matchmaker’  
15 means a person that proposes, selects, and arranges  
16 for boxers to participate in a professional boxing  
17 match.

18 “(12) PHYSICIAN.—The term ‘physician’ means  
19 a doctor of medicine legally authorized to practice  
20 medicine by the State in which the physician per-  
21 forms such function or action and who has training  
22 and experience in dealing with sports injuries, par-  
23 ticularly head trauma.

24 “(13) PROFESSIONAL BOXING MATCH.—The  
25 term ‘professional boxing match’ means a boxing

1 contest held in the United States between individ-  
2 uals for financial compensation. The term ‘profes-  
3 sional boxing match’ does not include a boxing con-  
4 test that is regulated by a duly recognized amateur  
5 sports organization, as approved by the Commission.

6 “(14) PROMOTER.—The term ‘promoter’—

7 “(A) means the person primarily respon-  
8 sible for organizing, promoting, and producing  
9 a professional boxing match; but

10 “(B) does not include a hotel, casino, re-  
11 sort, or other commercial establishment hosting  
12 or sponsoring a professional boxing match  
13 unless—

14 “(i) the hotel, casino, resort, or other  
15 commercial establishment is primarily re-  
16 sponsible for organizing, promoting, and  
17 producing the match; and

18 “(ii) there is no other person primarily  
19 responsible for organizing, promoting, and  
20 producing the match.

21 “(15) PROMOTIONAL AGREEMENT.—The term  
22 ‘promotional agreement’ means a contract, for the  
23 acquisition of rights relating to a boxer’s participa-  
24 tion in a professional boxing match or series of box-

1 ing matches (including the right to sell, distribute,  
2 exhibit, or license the match or matches), with—

3 “(A) the boxer who is to participate in the  
4 match or matches; or

5 “(B) the nominee of a boxer who is to par-  
6 ticipate in the match or matches, or the nomi-  
7 nee is an entity that is owned, controlled or  
8 held in trust for the boxer unless that nominee  
9 or entity is a licensed promoter who is con-  
10 veying a portion of the rights previously ac-  
11 quired.

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

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

22 “(A) between boxers who are residents of  
23 different States; or

1           “(B) that are advertised, otherwise pro-  
2           moted, or broadcast (including closed circuit  
3           television) in interstate commerce.

4           “(18) SUSPENSION.—The term ‘suspension’ in-  
5           cludes within its meaning the temporary revocation  
6           of a boxing license.

7           “(19) TRIBAL ORGANIZATION.—The term ‘trib-  
8           al organization’ has the same meaning as in section  
9           4(l) of the Indian Self-Determination and Education  
10          Assistance Act (25 U.S.C. 450b(l)).”.

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

13          **“SEC. 21. PROFESSIONAL BOXING MATCHES CONDUCTED**  
14                           **ON INDIAN LANDS.**

15          “(a) IN GENERAL.—Notwithstanding any other pro-  
16          vision of law, a tribal organization may establish a boxing  
17          commission to regulate professional boxing matches held  
18          on Indian land under the jurisdiction of that tribal organi-  
19          zation.

20          “(b) STANDARDS AND LICENSING.—A tribal organi-  
21          zation that establishes a boxing commission shall, by tribal  
22          ordinance or resolution, establish and provide for the im-  
23          plementation of health and safety standards, licensing re-  
24          quirements, and other requirements relating to the con-

1 duct of professional boxing matches that are at least as  
2 restrictive as—

3 “(1) the otherwise applicable requirements of  
4 the State in which the Indian land on which the pro-  
5 fessional boxing match is held is located; or

6 “(2) the guidelines established by the United  
7 States Boxing Commission.

8 “(c) APPLICATION OF ACT TO BOXING MATCHES ON  
9 TRIBAL LANDS.—The provisions of this Act apply to pro-  
10 fessional boxing matches held on tribal lands to the same  
11 extent and in the same way as they apply to professional  
12 boxing matches held in any State.”.

13 **SEC. 4. PURPOSES.**

14 Section 3(2) (15 U.S.C. 6302(2)) is amended by  
15 striking “State”.

16 **SEC. 5. UNITED STATES BOXING COMMISSION APPROVAL,  
17 OR ABC OR COMMISSION SANCTION, RE-  
18 QUIRED FOR MATCHES.**

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

21 **“SEC. 4. APPROVAL OR SANCTION REQUIREMENT.**

22 “(a) IN GENERAL.—No person may arrange, pro-  
23 mote, organize, produce, or fight in a professional boxing  
24 match within the United States unless the match—

25 “(1) is approved by the Commission; and



1           “(2) is held in a State, or on tribal land of a  
2           tribal organization, that regulates professional box-  
3           ing matches in accordance with standards and cri-  
4           teria established by the Commission.

5           “(b) APPROVAL PRESUMED.—

6           “(1) IN GENERAL.—For purposes of subsection  
7           (a), the Commission shall be presumed to have ap-  
8           proved any match other than—

9                   “(A) a match with respect to which the  
10                  Commission has been informed of an alleged  
11                  violation of this Act and with respect to which  
12                  it has notified the supervising boxing commis-  
13                  sion that it does not approve;

14                   “(B) a match advertised to the public as a  
15                  championship match;

16                   “(C) a match scheduled for 10 rounds or  
17                  more; or

18                   “(D) a match in which 1 of the boxers  
19                  has—

20                           “(i) suffered 10 consecutive defeats in  
21                           professional boxing matches; or

22                           “(ii) has been knocked out 5 consecu-  
23                           tive times in professional boxing matches.

24           “(2) DELEGATION OF APPROVAL AUTHORITY.—

25           Notwithstanding paragraph (1), the Commission

1 shall be presumed to have approved a match de-  
2 scribed in subparagraph (B), (C), or (D) of para-  
3 graph (1) if—

4 “(A) the Commission has delegated its ap-  
5 proval authority with respect to that match to  
6 a boxing commission; and

7 “(B) the boxing commission has approved  
8 the match.

9 “(3) **KNOCKED-OUT DEFINED.**—Except as may  
10 be otherwise provided by the Commission by rule, in  
11 paragraph (1)(D)(ii), the term ‘knocked out’ means  
12 knocked down and unable to continue after a count  
13 of 10 by the referee or stopped from continuing be-  
14 cause of a technical knockout.”.

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

17 **SEC. 6. SAFETY STANDARDS.**

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

19 (1) by striking “requirements or an alternative  
20 requirement in effect under regulations of a boxing  
21 commission that provides equivalent protection of  
22 the health and safety of boxers:” and inserting “re-  
23 quirements:”;

24 (2) by adding at the end of paragraph (1) “The  
25 examination shall include testing for infectious dis-

1 eases in accordance with standards established by  
2 the Commission.”;

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

5 “(2) An ambulance continuously present on  
6 site.”;

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

10 “(3) Emergency medical personnel with appro-  
11 priate resuscitation equipment continuously present  
12 on site.”; and

13 (5) by striking “match.” in paragraph (5), as  
14 redesignated, and inserting “match in an amount  
15 prescribed by the Commission.”.

16 **SEC. 7. REGISTRATION.**

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

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

20 (2) by striking the first sentence of subsection  
21 (c) and inserting “A boxing commission shall, in ac-  
22 cordance with requirements established by the Com-  
23 mission, make a health and safety disclosure to a  
24 boxer when issuing an identification card to that  
25 boxer.”;

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

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

5           “(d) COPY OF REGISTRATION AND IDENTIFICATION  
6           CARDS TO BE SENT TO COMMISSION.—A boxing commis-  
7           sion shall furnish a copy of each registration received  
8           under subsection (a), and each identification card issued  
9           under subsection (b), to the Commission.”.

10 **SEC. 8. REVIEW.**

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

12           (1) by striking “that, except as provided in sub-  
13           section (b), no” in subsection (a)(2) and inserting  
14           “that no”;

15           (2) by striking paragraphs (3) and (4) of sub-  
16           section (a) and inserting the following:

17           “(3) Procedures to review a summary suspen-  
18           sion when a hearing before the boxing commission is  
19           requested by a boxer, licensee, manager, match-  
20           maker, promoter, or other boxing service provider  
21           which provides an opportunity for that person to  
22           present evidence.”;

23           (3) by striking subsection (b); and

24           (4) by striking “(a) PROCEDURES.—”.

1 **SEC. 9. REPORTING.**

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

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

5 (2) by striking “bxoing” and inserting “box-  
6 ing”; and

7 (3) by striking “each boxer registry.” and in-  
8 serting “the Commission.”.

9 **SEC. 10. CONTRACT REQUIREMENTS.**

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

12 **“SEC. 9. CONTRACT REQUIREMENTS.**

13 “(a) IN GENERAL.—The Commission, in consultation  
14 with the Association of Boxing Commissions, shall develop  
15 guidelines for minimum contractual provisions that shall  
16 be included in each bout agreement, boxer-manager con-  
17 tract, and promotional agreement. Each boxing commis-  
18 sion shall ensure that these minimal contractual provisions  
19 are present in any such agreement or contract submitted  
20 to it.

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

22 “(1) COMMISSION.—A manager or promoter  
23 shall submit a copy of each boxer-manager contract  
24 and each promotional agreement between that man-  
25 ager or promoter and a boxer to the Commission,

1 and, if requested, to the boxing commission with ju-  
 2 risdiction over the bout.

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

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

13 **SEC. 11. COERCIVE CONTRACTS.**

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

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

16 (2) by inserting “OR ELIMINATION” after “MAN-  
 17 DATORY” in the heading of subsection (b); and

18 (3) by inserting “or elimination” after “manda-  
 19 tory” in subsection (b).

20 **SEC. 12. SANCTIONING ORGANIZATIONS.**

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

23 **“SEC. 11. SANCTIONING ORGANIZATIONS.**

24 “(a) OBJECTIVE CRITERIA.—Within 1 year after the  
 25 date of enactment of the Professional Boxing Amendments

1 Act of 2005, the Commission shall develop guidelines for  
2 objective and consistent written criteria for the rating of  
3 professional boxers based on the athletic merits and pro-  
4 fessional record of the boxers. Within 90 days after the  
5 Commission’s promulgation of the guidelines, each sanc-  
6 tioning organization shall adopt the guidelines and follow  
7 them.

8 “(b) NOTIFICATION OF CHANGE IN RATING.—A  
9 sanctioning organization shall, with respect to a change  
10 in the rating of a boxer previously rated by such organiza-  
11 tion in the top 10 boxers—

12 “(1) post a copy, within 7 days after the  
13 change, on its Internet website or home page, if any,  
14 including an explanation of the change, for a period  
15 of not less than 30 days;

16 “(2) provide a copy of the rating change and a  
17 thorough explanation in writing under penalty of  
18 perjury to the boxer and the Commission;

19 “(3) provide the boxer an opportunity to appeal  
20 the ratings change to the sanctioning organization;  
21 and

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

1       “(c) CHALLENGE OF RATING.—If, after disposing  
 2 with an appeal under subsection (b)(3), a sanctioning or-  
 3 ganization receives a petition from a boxer challenging  
 4 that organization’s rating of the boxer, it shall (except to  
 5 the extent otherwise required by the Commission), within  
 6 7 days after receiving the petition—

7               “(1) provide to the boxer a written explanation  
 8 under penalty of perjury of the organization’s rating  
 9 criteria, its rating of the boxer, and the rationale or  
 10 basis for its rating (including a response to any spe-  
 11 cific questions submitted by the boxer); and

12               “(2) submit a copy of its explanation to the As-  
 13 sociation of Boxing Commissions and the Commis-  
 14 sion for their review.”.

15       (b) CONFORMING AMENDMENTS.—Section 18(e) (15  
 16 U.S.C. 6309(e)) is amended—

17               (1) by striking “FEDERAL TRADE COMMIS-  
 18 SION,” in the subsection heading and inserting  
 19 “UNITED STATES BOXING COMMISSION”; and

20               (2) by striking “Federal Trade Commission,” in  
 21 paragraph (1) and inserting “United States Boxing  
 22 Commission,”.

23 **SEC. 13. REQUIRED DISCLOSURES BY SANCTIONING ORGA-**  
 24 **NIZATIONS.**

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



1 (1) by striking the matter preceding paragraph  
 2 (1) and inserting “Within 7 days after a professional  
 3 boxing match of 10 rounds or more, the sanctioning  
 4 organization, if any, for that match shall provide to  
 5 the Commission, and, if requested, to the boxing  
 6 commission in the State or on Indian land respon-  
 7 sible for regulating the match, a written statement  
 8 of—”;

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

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

13 **SEC. 14. REQUIRED DISCLOSURES BY PROMOTERS AND**  
 14 **BROADCASTERS.**

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

16 (1) by striking “**PROMOTERS.**” in the sec-  
 17 tion caption and inserting “**PROMOTERS AND**  
 18 **BROADCASTERS.**”;

19 (2) by striking so much of subsection (a) as  
 20 precedes paragraph (1) and inserting the following:

21 “(a) DISCLOSURES TO BOXING COMMISSIONS AND  
 22 THE COMMISSION.—Within 7 days after a professional  
 23 boxing match of 10 rounds or more, the promoter of any  
 24 boxer participating in that match shall provide to the  
 25 Commission, and, if requested, to the boxing commission

1 in the State or on Indian land responsible for regulating  
2 the match—”;

3 (3) by striking “writing,” in subsection (a)(1)  
4 and inserting “writing, other than a bout agreement  
5 previously provided to the commission,”;

6 (4) by striking “all fees, charges, and expenses  
7 that will be” in subsection (a)(3)(A) and inserting  
8 “a written statement of all fees, charges, and ex-  
9 penses that have been, or will be,”;

10 (5) by inserting “a written statement of” before  
11 “all” in subsection (a)(3)(B);

12 (6) by inserting “a statement of” before “any”  
13 in subsection (a)(3)(C);

14 (7) by striking the matter in subsection (b) fol-  
15 lowing “BOXER.—” and preceding paragraph (1)  
16 and inserting “Within 7 days after a professional  
17 boxing match of 10 rounds or more, the promoter of  
18 the match shall provide to each boxer participating  
19 in the bout or match with whom the promoter has  
20 a bout or promotional agreement a statement  
21 of—”;

22 (8) by striking “match;” in subsection (b)(1)  
23 and inserting “match, and that the promoter has  
24 paid, or agreed to pay, to any other person in con-  
25 nection with the match;” and

1 (9) by adding at the end the following:

2 “(d) REQUIRED DISCLOSURES BY BROADCASTERS.—

3 “(1) IN GENERAL.—A broadcaster that owns  
4 the television broadcast rights for a professional box-  
5 ing match of 10 rounds or more shall, within 7 days  
6 after that match, provide to the Commission—

7 “(A) a statement of any advance, guar-  
8 antee, or license fee paid or owed by the broad-  
9 caster to a promoter in connection with that  
10 match;

11 “(B) a copy of any contract executed by or  
12 on behalf of the broadcaster with—

13 “(i) a boxer who participated in that  
14 match; or

15 “(ii) the boxer’s manager, promoter,  
16 promotional company, or other representa-  
17 tive or the owner or representative of the  
18 site of the match; and

19 “(C) a list identifying sources of income  
20 received from the broadcast of the match.

21 “(2) COPY TO BOXING COMMISSION.—Upon re-  
22 quest from the boxing commission in the State or  
23 Indian land responsible for regulating a match to  
24 which paragraph (1) applies, a broadcaster shall

1 provide the information described in paragraph (1)  
2 to that boxing commission.

3 “(3) CONFIDENTIALITY.—The information pro-  
4 vided to the Commission or to a boxing commission  
5 pursuant to this subsection shall be confidential and  
6 not revealed by the Commission or a boxing commis-  
7 sion, except that the Commission may publish an  
8 analysis of the data in aggregate form or in a man-  
9 ner which does not disclose confidential information  
10 about identifiable broadcasters.

11 “(4) TELEVISION BROADCAST RIGHTS.—In  
12 paragraph (1), the term ‘television broadcast rights’  
13 means the right to broadcast the match, or any part  
14 thereof, via a broadcast station, cable service, or  
15 multichannel video programming distributor as such  
16 terms are defined in section 3(5), 602(6), and  
17 602(13) of the Communications Act of 1934 (47  
18 U.S.C. 153(5), 602(6), and 602(13), respectively).”.

19 **SEC. 15. JUDGES AND REFEREES.**

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

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

24 (2) by striking “certified and approved” and in-  
25 serting “selected”;

1           (3) by inserting “or Indian lands” after  
2           “State”; and

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

4           “(b) CHAMPIONSHIP AND 10-ROUND BOUTS.—In ad-  
5 dition to the requirements of subsection (a), no person  
6 may arrange, promote, organize, produce, or fight in a  
7 professional boxing match advertised to the public as a  
8 championship match or in a professional boxing match  
9 scheduled for 10 rounds or more unless all referees and  
10 judges participating in the match have been licensed by  
11 the Commission.

12          “(c) ROLE OF SANCTIONING ORGANIZATION.—A  
13 sanctioning organization may provide a list of judges and  
14 referees deemed qualified by that organization to a boxing  
15 commission, but the boxing commission shall select, li-  
16 cense, and appoint the judges and referees participating  
17 in the match.

18          “(d) ASSIGNMENT OF NONRESIDENT JUDGES AND  
19 REFEREES.—A boxing commission may assign judges and  
20 referees who reside outside that commission’s State or In-  
21 dian land.

22          “(e) REQUIRED DISCLOSURE.—A judge or referee  
23 shall provide to the boxing commission responsible for reg-  
24 ulating a professional boxing match in a State or on In-  
25 dian land a statement of all consideration, including reim-

1 bursement for expenses, that the judge or referee has re-  
 2 ceived, or will receive, from any source for participation  
 3 in the match. If the match is scheduled for 10 rounds or  
 4 more, the judge or referee shall also provide such a state-  
 5 ment to the Commission.”.

6 (b) CONFORMING AMENDMENT.—Section 14 (15  
 7 U.S.C. 6307f) is repealed.

8 **SEC. 16. MEDICAL REGISTRY.**

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

11 **“SEC. 14. MEDICAL REGISTRY.**

12 “(a) IN GENERAL.—The Commission shall establish  
 13 and maintain, or certify a third party entity to establish  
 14 and maintain, a medical registry that contains comprehen-  
 15 sive medical records and medical denials or suspensions  
 16 for every licensed boxer.

17 “(b) CONTENT; SUBMISSION.—The Commission shall  
 18 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 Commission shall es-  
2       tablish confidentiality standards for the disclosure of per-  
3       sonally identifiable information to boxing commissions  
4       that will—

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

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

10 **SEC. 17. CONFLICTS OF INTEREST.**

11       Section 17 (15 U.S.C. 6308) is amended—

12               (1) by striking “enforces State boxing laws,” in  
13       subsection (a) and inserting “implements State or  
14       tribal boxing laws, no officer or employee of the  
15       Commission,”;

16               (2) by striking “belong to,” and inserting “hold  
17       office in,” in subsection (a);

18               (3) by striking the last sentence of subsection  
19       (a); and

20               (4) by striking subsection (b) and inserting the  
21       following:

22       “(b) BOXERS.—A boxer may not own or control, di-  
23       rectly or indirectly, an entity that promotes the boxer’s  
24       bouts if that entity is responsible for—

1           “(1) executing a bout agreement or promotional  
2 agreement with the boxer’s opponent; or

3           “(2) providing any payment or other compensa-  
4 tion to—

5                   “(A) the boxer’s opponent for participation  
6 in a bout with the boxer;

7                   “(B) the boxing commission that will regu-  
8 late the bout; or

9                   “(C) ring officials who officiate at the  
10 bout.”.

11 **SEC. 18. ENFORCEMENT.**

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

13           (1) by striking “(a) INJUNCTIONS.—” in sub-  
14 section (a) and inserting “(a) ACTIONS BY ATTOR-  
15 NEY GENERAL.—”;

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

18           (3) by inserting “has engaged in or” after “or-  
19 ganization” in subsection (c);

20           (4) by striking “subsection (b)” in subsection  
21 (c)(3) and inserting “subsection (b), a civil penalty,  
22 or”; and

23           (5) by striking “boxer” in subsection (d) and  
24 inserting “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  
8 “State”.

9 **SEC. 21. ESTABLISHMENT OF UNITED STATES BOXING COM-**  
10 **MISSION.**

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

13 **“TITLE II—UNITED STATES**  
14 **BOXING COMMISSION**

15 **“SEC. 201. PURPOSE.**

16 “The purpose of this title is to protect the health,  
17 safety, and welfare of boxers and to ensure fairness in the  
18 sport of professional boxing.

19 **“SEC. 202. UNITED STATES BOXING COMMISSION.**

20 “(a) **IN GENERAL.**—The United States Boxing Com-  
21 mission is established as a commission within the Depart-  
22 ment of Commerce.

23 “(b) **MEMBERS.**—

24 “(1) **IN GENERAL.**—The Commission shall con-  
25 sist of 3 members appointed by the President, by  
26 and with the advice and consent of the Senate.

1 “(2) QUALIFICATIONS.—

2 “(A) IN GENERAL.—Each member of the  
3 Commission shall be a citizen of the United  
4 States who—

5 “(i) has extensive experience in pro-  
6 fessional boxing activities or in a field di-  
7 rectly related to professional sports;

8 “(ii) is of outstanding character and  
9 recognized integrity; and

10 “(iii) is selected on the basis of train-  
11 ing, experience, and qualifications and  
12 without regard to political party affiliation.

13 “(B) SPECIFIC QUALIFICATIONS FOR CER-  
14 TAIN MEMBERS.—At least 1 member of the  
15 Commission shall be a former member of a local  
16 boxing authority. If practicable, at least 1 mem-  
17 ber of the Commission shall be a physician or  
18 other health care professional duly licensed as  
19 such.

20 “(C) DISINTERESTED PERSONS.—No  
21 member of the Commission may, while serving  
22 as a member of the Commission—

23 “(i) be engaged as a professional  
24 boxer, boxing promoter, agent, fight man-  
25 ager, matchmaker, referee, judge, or in any

1 other capacity in the conduct of the busi-  
2 ness of professional boxing;

3 “(ii) have any pecuniary interest in  
4 the earnings of any boxer or the proceeds  
5 or outcome of any boxing match; or

6 “(iii) serve as a member of a boxing  
7 commission.

8 “(3) BIPARTISAN MEMBERSHIP.—Not more  
9 than 2 members of the Commission may be members  
10 of the same political party.

11 “(4) GEOGRAPHIC BALANCE.—Not more than 2  
12 members of the Commission may be residents of the  
13 same geographic region of the United States when  
14 appointed to the Commission. For purposes of the  
15 preceding sentence, the area of the United States  
16 east of the Mississippi River is a geographic region,  
17 and the area of the United States west of the Mis-  
18 sissippi River is a geographic region.

19 “(5) TERMS.—

20 “(A) IN GENERAL.—The term of a mem-  
21 ber of the Commission shall be 3 years.

22 “(B) REAPPOINTMENT.—Members of the  
23 Commission may be reappointed to the Com-  
24 mission.

1           “(C) MIDTERM VACANCIES.—A member of  
2           the Commission appointed to fill a vacancy in  
3           the Commission occurring before the expiration  
4           of the term for which the member’s predecessor  
5           was appointed shall be appointed for the re-  
6           mainder of that unexpired term.

7           “(D) CONTINUATION PENDING REPLACE-  
8           MENT.—A member of the Commission may  
9           serve after the expiration of that member’s  
10          term until a successor has taken office.

11          “(6) REMOVAL.—A member of the Commission  
12          may be removed by the President only for cause.

13          “(c) EXECUTIVE DIRECTOR.—

14                 “(1) IN GENERAL.—The Commission shall em-  
15                 ploy an Executive Director to perform the adminis-  
16                 trative functions of the Commission under this Act,  
17                 and such other functions and duties of the Commis-  
18                 sion as the Commission shall specify.

19                 “(2) DISCHARGE OF FUNCTIONS.—Subject to  
20                 the authority, direction, and control of the Commis-  
21                 sion the Executive Director shall carry out the func-  
22                 tions and duties of the Commission under this Act.

23          “(d) GENERAL COUNSEL.—The Commission shall  
24          employ a General Counsel to provide legal counsel and ad-  
25          vice to the Executive Director and the Commission in the

1 performance of its functions under this Act, and to carry  
2 out such other functions and duties as the Commission  
3 shall specify.

4 “(e) STAFF.—The Commission shall employ such ad-  
5 ditional staff as the Commission considers appropriate to  
6 assist the Executive Director and the General Counsel in  
7 carrying out the functions and duties of the Commission  
8 under this Act.

9 “(f) COMPENSATION.—

10 “(1) MEMBERS OF COMMISSION.—

11 “(A) IN GENERAL.—Each member of the  
12 Commission shall be compensated at a rate  
13 equal to the daily equivalent of the annual rate  
14 of basic pay prescribed for level IV of the Exec-  
15 utive Schedule under section 5315 of title 5,  
16 United States Code, for each day (including  
17 travel time) during which such member is en-  
18 gaged in the performance of the duties of the  
19 Commission.

20 “(B) TRAVEL EXPENSES.—The members  
21 of the Commission shall be allowed travel ex-  
22 penses, including per diem in lieu of subsist-  
23 ence, at rates authorized for employees of agen-  
24 cies under subchapter I of chapter 57 of title 5,  
25 United States Code, while away from their

1 homes or regular places of business in the per-  
2 formance of services for the Commission.

3 “(2) EXECUTIVE DIRECTOR AND STAFF.—The  
4 Commission shall fix the compensation of the Execu-  
5 tive Director, the General Counsel, and other per-  
6 sonnel of the Commission. The rate of pay for the  
7 Executive Director, the General Counsel, and other  
8 personnel may not exceed the rate payable for level  
9 V of the Executive Schedule under section 5316 of  
10 title 5, United States Code.

11 **“SEC. 203. FUNCTIONS.**

12 “(a) PRIMARY FUNCTIONS.—The primary functions  
13 of the Commission are—

14 “(1) to protect the health, safety, and general  
15 interests of boxers consistent with the provisions of  
16 this Act; and

17 “(2) to ensure uniformity, fairness, and integ-  
18 rity in professional boxing.

19 “(b) SPECIFIC FUNCTIONS.—The Commission  
20 shall—

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

22 “(2) promulgate uniform standards for profes-  
23 sional boxing in consultation with the Association of  
24 Boxing Commissions;

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

4           “(4) work with the boxing commissions of the  
5 several States and tribal organizations—

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

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

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

14           “(5) ensure, in cooperation with the Attorney  
15 General (who shall represent the Commission in any  
16 judicial proceeding under this Act), the chief law en-  
17 forcement officer of the several States, and other ap-  
18 propriate officers and agencies of Federal, State,  
19 and local government, that Federal and State laws  
20 applicable to professional boxing matches in the  
21 United States are vigorously, effectively, and fairly  
22 enforced;

23           “(6) review boxing commission regulations for  
24 professional boxing and provide assistance to such

1 authorities in meeting minimum standards pre-  
2 scribed by the Commission under this title;

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

7 “(8) if the Commission determines it to be ap-  
8 propriate, publish a newspaper, magazine, or other  
9 publication and establish and maintain a website  
10 consistent with the purposes of the Commission;

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

16 “(10) promulgate rules, regulations, and guid-  
17 ance, and take any other action necessary and prop-  
18 er to accomplish the purposes of, and consistent  
19 with, the provisions of this title.

20 “(c) PROHIBITIONS.—The Commission may not—

21 “(1) promote boxing events or rank professional  
22 boxers; or

23 “(2) provide technical assistance to, or author-  
24 ize the use of the name of the Commission by, box-



1       ing commissions that do not comply with require-  
2       ments of the Commission.

3       “(d) USE OF NAME.—The Commission shall have the  
4 exclusive right to use the name ‘United States Boxing  
5 Commission’. Any person who, without the permission of  
6 the Commission, uses that name or any other exclusive  
7 name, trademark, emblem, symbol, or insignia of the Com-  
8 mission for the purpose of inducing the sale or exchange  
9 of any goods or services, or to promote any exhibition, per-  
10 formance, or sporting event, shall be subject to suit in a  
11 civil action by the Commission for the remedies provided  
12 in the Act of July 5, 1946 (commonly known as the  
13 ‘Trademark Act of 1946’; 15 U.S.C. 1051 et seq.).

14 **“SEC. 204. LICENSING AND REGISTRATION OF BOXING PER-**  
15                   **SONNEL.**

16       “(a) LICENSING.—

17               “(1) REQUIREMENT FOR LICENSE.—No person  
18               may compete in a professional boxing match or serve  
19               as a boxing manager, boxing promoter, or sanc-  
20               tioning organization for a professional boxing match  
21               except as provided in a license granted to that per-  
22               son under this subsection.

23               “(2) APPLICATION AND TERM.—

24                   “(A) IN GENERAL.—The Commission  
25               shall—

1                   “(i) establish application procedures,  
2 forms, and fees;

3                   “(ii) establish and publish appropriate  
4 standards for licenses granted under this  
5 section; and

6                   “(iii) issue a license to any person  
7 who, as determined by the Commission,  
8 meets the standards established by the  
9 Commission under this title.

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

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

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

14                  “(C) PROCEDURE.—The Commission may  
15 issue a license under this paragraph through  
16 boxing commissions or in a manner determined  
17 by the Commission.

18                  “(b) LICENSING FEES.—

19                   “(1) AUTHORITY.—The Commission may pre-  
20 scribe and charge reasonable fees for the licensing of  
21 persons under this title. The Commission may set,  
22 charge, and adjust varying fees on the basis of clas-  
23 sifications of persons, functions, and events deter-  
24 mined appropriate by the Commission.

1           “(2) LIMITATIONS.—In setting and charging  
2 fees under paragraph (1), the Commission shall en-  
3 sure that, to the maximum extent practicable—

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

5                   “(B) sanctioning organizations and pro-  
6 moters pay comparatively the largest portion of  
7 the fees; and

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

10           “(3) COLLECTION.—Fees established under this  
11 subsection may be collected through boxing commis-  
12 sions or by any other means determined appropriate  
13 by the Commission.

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

15           “(a) REQUIREMENT FOR REGISTRY.—The Commis-  
16 sion shall establish and maintain (or authorize a third  
17 party to establish and maintain) a unified national com-  
18 puterized registry for the collection, storage, and retrieval  
19 of information related to the performance of its duties.

20           “(b) CONTENTS.—The information in the registry  
21 shall include the following:

22                   “(1) BOXERS.—A list of professional boxers  
23 and data in the medical registry established under  
24 section 114 of this Act, which the Commission shall

1 secure from disclosure in accordance with the con-  
2 fidentiality requirements of section 114(c).

3 “(2) OTHER PERSONNEL.—Information (perti-  
4 nent to the sport of professional boxing) on boxing  
5 promoters, boxing matchmakers, boxing managers,  
6 trainers, cut men, referees, boxing judges, physi-  
7 cians, and any other personnel determined by the  
8 Commission as performing a professional activity for  
9 professional boxing matches.

10 **“SEC. 206. CONSULTATION REQUIREMENTS.**

11 “The Commission shall consult with the Association  
12 of Boxing Commissions—

13 “(1) before prescribing any regulation or estab-  
14 lishing any standard under the provisions of this  
15 title; and

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

18 **“SEC. 207. MISCONDUCT.**

19 “(a) SUSPENSION AND REVOCATION OF LICENSE OR  
20 REGISTRATION.—

21 “(1) AUTHORITY.—The Commission may, after  
22 notice and opportunity for a hearing, suspend or re-  
23 voke any license issued under this title if the Com-  
24 mission finds that—

1           “(A) the license holder has violated any  
2 provision of this Act;

3           “(B) there are reasonable grounds for be-  
4 lief that a standard prescribed by the Commis-  
5 sion under this title is not being met, or that  
6 bribery, collusion, intentional losing, racket-  
7 eering, extortion, or the use of unlawful threats,  
8 coercion, or intimidation have occurred in con-  
9 nection with a license; or

10           “(C) the suspension or revocation is nec-  
11 essary for the protection of health and safety or  
12 is otherwise in the public interest.

13           “(2) PERIOD OF SUSPENSION.—

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

18           “(B) SUSPENSION FOR MEDICAL REA-  
19 SONS.—In the case of a suspension or denial of  
20 the license of a boxer for medical reasons by the  
21 Commission, the Commission may terminate  
22 the suspension or denial at any time that a phy-  
23 sician certifies that the boxer is fit to partici-  
24 pate in a professional boxing match. The Com-  
25 mission shall prescribe the standards and proce-

1           dures for accepting certifications under this  
2           subparagraph.

3           “(3) PERIOD OF REVOCATION.—In the case of  
4           a revocation of the license of a boxer, the revocation  
5           shall be for a period of not less than 1 year.

6           “(b) INVESTIGATIONS AND INJUNCTIONS.—

7           “(1) AUTHORITY.—The Commission may—

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

13                   “(B) require or permit any person to file  
14                   with it a statement in writing, under oath or  
15                   otherwise as the Commission shall determine,  
16                   as to all the facts and circumstances concerning  
17                   the matter to be investigated;

18                   “(C) in its discretion, publish information  
19                   concerning any violations; and

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

1           legislation concerning the matters to which this  
2           Act relates.

3           “(2) POWERS.—

4                 “(A) IN GENERAL.—For the purpose of  
5           any investigation under paragraph (1) or any  
6           other proceeding under this title—

7                 “(i) any officer designated by the  
8           Commission may administer oaths and af-  
9           firmations, subpoena or otherwise compel  
10          the attendance of witnesses, take evidence,  
11          and require the production of any books,  
12          papers, correspondence, memoranda, or  
13          other records the Commission considers  
14          relevant or material to the inquiry; and

15                “(ii) the provisions of sections 6002  
16          and 6004 of title 18, United States Code,  
17          shall apply.

18               “(B) WITNESSES AND EVIDENCE.—The  
19          attendance of witnesses and the production of  
20          any documents under subparagraph (A) may be  
21          required from any place in the United States,  
22          including Indian land, at any designated place  
23          of hearing.

24               “(3) ENFORCEMENT OF SUBPOENAS.—

1           “(A) CIVIL ACTION.—In case of contumacy  
2 by, or refusal to obey a subpoena issued to, any  
3 person, the Commission may file an action in  
4 any district court of the United States within  
5 the jurisdiction of which an investigation or  
6 proceeding is carried out, or where that person  
7 resides or carries on business, to enforce the at-  
8 tendance and testimony of witnesses and the  
9 production of books, papers, correspondence,  
10 memorandums, and other records. The court  
11 may issue an order requiring the person to ap-  
12 pear before the Commission to produce records,  
13 if so ordered, or to give testimony concerning  
14 the matter under investigation or in question.

15           “(B) FAILURE TO OBEY.—Any failure to  
16 obey an order issued by a court under subpara-  
17 graph (A) may be punished as contempt of that  
18 court.

19           “(C) PROCESS.—All process in any con-  
20 tempt case under subparagraph (A) may be  
21 served in the judicial district in which the per-  
22 son is an inhabitant or in which the person may  
23 be found.

24           “(4) EVIDENCE OF CRIMINAL MISCONDUCT.—



1           “(A) IN GENERAL.—No person may be ex-  
2           cused from attending and testifying or from  
3           producing books, papers, contracts, agreements,  
4           and other records and documents before the  
5           Commission, in obedience to the subpoena of  
6           the Commission, or in any cause or proceeding  
7           instituted by the Commission, on the ground  
8           that the testimony or evidence, documentary or  
9           otherwise, required of that person may tend to  
10          incriminate the person or subject the person to  
11          a penalty or forfeiture.

12          “(B) LIMITED IMMUNITY.—No individual  
13          may be prosecuted or subject to any penalty or  
14          forfeiture for, or on account of, any transaction,  
15          matter, or thing concerning the matter about  
16          which that individual is compelled, after having  
17          claimed a privilege against self-incrimination, to  
18          testify or produce evidence, documentary or  
19          otherwise, except that the individual so testi-  
20          fying shall not be exempt from prosecution and  
21          punishment for perjury committed in so testi-  
22          fying.

23          “(5) INJUNCTIVE RELIEF.—If the Commission  
24          determines that any person is engaged or about to  
25          engage in any act or practice that constitutes a vio-

1 lation of any provision of this Act, or of any regula-  
2 tion prescribed under this Act, the Commission may  
3 bring an action in the appropriate district court of  
4 the United States, the United States District Court  
5 for the District of Columbia, or the United States  
6 courts of any territory or other place subject to the  
7 jurisdiction of the United States, to enjoin the act  
8 or practice, and upon a proper showing, the court  
9 shall grant without bond a permanent or temporary  
10 injunction or restraining order.

11 “(6) MANDAMUS.—Upon application of the  
12 Commission, the district courts of the United States,  
13 the United States District Court for the District of  
14 Columbia, and the United States courts of any terri-  
15 tory or other place subject to the jurisdiction of the  
16 United States, shall have jurisdiction to issue writs  
17 of mandamus commanding any person to comply  
18 with the provisions of this Act or any order of the  
19 Commission.

20 “(c) INTERVENTION IN CIVIL ACTIONS.—

21 “(1) IN GENERAL.—The Commission, on behalf  
22 of the public interest, may intervene of right as pro-  
23 vided under rule 24(a) of the Federal Rules of Civil  
24 Procedure in any civil action relating to professional  
25 boxing filed in a district court of the United States.

1           “(2) **AMICUS FILING.**—The Commission may  
2           file a brief in any action filed in a court of the  
3           United States on behalf of the public interest in any  
4           case relating to professional boxing.

5           “(d) **HEARINGS BY COMMISSION.**—Hearings con-  
6           ducted by the Commission under this Act shall be public  
7           and may be held before any officer of the Commission.  
8           The Commission shall keep appropriate records of the  
9           hearings.

10           **“SEC. 208. NONINTERFERENCE WITH BOXING COMMIS-**  
11   **SIONS.**

12           “(a) **NONINTERFERENCE.**—Nothing in this Act pro-  
13           hibits any boxing commission from exercising any of its  
14           powers, duties, or functions with respect to the regulation  
15           or supervision of professional boxing or professional box-  
16           ing matches to the extent not inconsistent with the provi-  
17           sions of this Act.

18           “(b) **MINIMUM STANDARDS.**—Nothing in this Act  
19           prohibits any boxing commission from enforcing local  
20           standards or requirements that exceed the minimum  
21           standards or requirements promulgated by the Commis-  
22           sion under this Act.

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

24           “Any employee of any executive department, agency,  
25           bureau, board, commission, office, independent establish-

1 ment, or instrumentality may be detailed to the Commis-  
2 sion, upon the request of the Commission, on a reimburs-  
3 able or nonreimbursable basis, with the consent of the ap-  
4 propriate authority having jurisdiction over the employee.  
5 While so detailed, an employee shall continue to receive  
6 the compensation provided pursuant to law for the employ-  
7 ee’s regular position of employment and shall retain, with-  
8 out interruption, the rights and privileges of that employ-  
9 ment.

10 **“SEC. 210. REPORTS.**

11       “(a) ANNUAL REPORT.—The Commission shall sub-  
12 mit a report on its activities to the Senate Committee on  
13 Commerce, Science, and Transportation and the House of  
14 Representatives Committee on Commerce each year. The  
15 annual report shall include—

16               “(1) a detailed discussion of the activities of the  
17 Commission for the year covered by the report; and

18               “(2) an overview of the licensing and enforce-  
19 ment activities of the State and tribal organization  
20 boxing commissions.

21       “(b) PUBLIC REPORT.—The Commission shall annu-  
22 ally issue and publicize a report of the Commission on the  
23 progress made at Federal and State levels and on Indian  
24 lands in the reform of professional boxing, which shall in-

1 clude comments on issues of continuing concern to the  
2 Commission.

3 “(c) **FIRST ANNUAL REPORT ON THE COMMIS-**  
4 **SION.**—The first annual report under this title shall be  
5 submitted not later than 2 years after the effective date  
6 of this title.

7 **“SEC. 211. INITIAL IMPLEMENTATION.**

8 “(a) **TEMPORARY EXEMPTION.**—The requirements  
9 for licensing under this title do not apply to a person for  
10 the performance of an activity as a boxer, boxing judge,  
11 or referee, or the performance of any other professional  
12 activity in relation to a professional boxing match, if the  
13 person is licensed by a boxing commission to perform that  
14 activity as of the effective date of this title.

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

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

19 “(2) the date that is 2 years after the date of  
20 the enactment of the Professional Boxing Amend-  
21 ments Act of 2005.

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

23 “(a) **IN GENERAL.**—There are authorized to be ap-  
24 propriated for the Commission for each fiscal year such

1 sums as may be necessary for the Commission to perform  
2 its functions for that fiscal year.

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

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

9 “(2) shall be available for expenditure only to  
10 pay the costs of activities and services for which the  
11 fee is imposed; and

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

13 (b) CONFORMING AMENDMENTS.—

14 (1) PBSA.—The Professional Boxing Safety  
15 Act of 1996, as amended by this Act, is further  
16 amended—

17 (A) by amending section 1 to read as fol-  
18 lows:

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

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

22 “(b) TABLE OF CONTENTS.—The table of contents  
23 for 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. Approval or sanction requirement.
- “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 organizations.
- “Sec. 111. Required disclosures by promoters and broadcasters.
- “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 COMMISSION

- “Sec. 201. Purpose.
- “Sec. 202. United States Boxing Commission.
- “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 boxing commissions.
- “Sec. 209. Assistance from other agencies.
- “Sec. 210. Reports.
- “Sec. 211. Initial implementation.
- “Sec. 212. Authorization of appropriations.”;

1                   (B) by inserting before section 3 the fol-  
 2                   lowing:

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

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

7                   (D) by striking subsection (a) of section  
 8                   113, as redesignated, and inserting the fol-  
 9                   lowing:  
 10

1       “(a) IN GENERAL.—Except to the extent required in  
2 a legal, administrative, or judicial proceeding, a boxing  
3 commission, an Attorney General, or the Commission may  
4 not disclose to the public any matter furnished by a pro-  
5 moter under section 111.”;

6               (E) by striking “section 13” in subsection  
7 (b) of section 113, as redesignated, and insert-  
8 ing “section 111”;

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

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

17              (H) by striking “section 17(a)” in sub-  
18 section (b)(3) of section 116, as redesignated,  
19 and inserting “section 115(a)”;

20              (I) by striking “section 10” in subsection  
21 (e)(3) of section 116, as redesignated, and in-  
22 serting “section 108”; and

23              (J) by striking “of this Act” each place it  
24 appears in sections 101 through 120, as redesi-  
25 gnated, and inserting “of this title”.



1           (2) COMPENSATION OF MEMBERS.—Section  
2           5315 of title 5, United States Code, is amended by  
3           adding at the end the following:

4           “Members of the United States Boxing Commis-  
5           sion.”.

6 **SEC. 22. STUDY AND REPORT ON DEFINITION OF PRO-**  
7           **MOTER.**

8           (a) STUDY.—The United States Boxing Commission  
9           shall conduct a study on how the term “promoter” should  
10          be defined for purposes of the Professional Boxing Safety  
11          Act.

12          (b) HEARINGS.—As part of that study, the Commis-  
13          sion shall hold hearings and solicit testimony at those  
14          hearings from boxers, managers, promoters, premium,  
15          cable, and satellite program service providers, hotels, casi-  
16          nos, resorts, and other commercial establishments that  
17          host or sponsor professional boxing matches, and other in-  
18          terested parties with respect to the definition of that term  
19          as it is used in the Professional Boxing Safety Act.

20          (c) REPORT.—Not later than 12 months after the  
21          date of the enactment of this Act, the Commission shall  
22          submit to the Committee on Commerce, Science, and  
23          Transportation of the Senate and the Committee on En-  
24          ergy and Commerce of the House of Representatives a re-

1 port on the study conducted under subsection (a). The re-  
2 port shall—

3 (1) set forth a proposed definition of the term  
4 “promoter” for purposes of the Professional Boxing  
5 Safety Act; and

6 (2) describe the findings, conclusions, and ra-  
7 tionale of the Commission for the proposed defini-  
8 tion, together with any recommendations of the  
9 Commission, based on the study.

10 **SEC. 23. EFFECTIVE DATE.**

11 (a) IN GENERAL.—Except as provided in subsection  
12 (b), the amendments made by this Act shall take effect  
13 on the date of enactment of this Act.

14 (b) 1-YEAR DELAY FOR CERTAIN TITLE II PROVI-  
15 SIONS.—Sections 205 through 212 of the Professional  
16 Boxing Safety Act of 1996, as added by section 21(a) of  
17 this Act, shall take effect 1 year after the date of enact-  
18 ment of this Act.

Passed the Senate May 9, 2005.

Attest:

*Secretary.*

109<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

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**S. 148**

**AN ACT**

To establish a United States Boxing Commission to administer the Act, and for other purposes.