

Chapter SPS 110

DEFINITIONS, LICENSES, PERMITS FOR PROFESSIONAL BOXING

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Note: EmR1031: emergency repeal and recreate effective 9-1-10; CR 10-101: repeal and recreate Register April 2011 No. 664, effective 5-1-11. Chapter RL 110 was renumbered chapter SPS 110 under s. 13.92 (4) (b) 1., Stats., Register November 2011 No. 671.

SPS 110.01 Scope and authority. The rules in chs. SPS 110 to 116 are adopted pursuant to ss. 227.11 (2) and 440.03 (1) and (1m), Stats., and ch. 444, Stats.

History: EmR1031: emerg. cr., eff. 9-1-10; CR 10-101: cr. Register April 2011 No. 664, eff. 5-1-11; correction made under s. 13.92 (4) (b) 7., Stats., Register November 2011 No. 671.

SPS 110.02 Definitions. As used in chs. SPS 110 to 116:

(1) “Anabolic steroid” means a drug or hormonal substance as defined in s. 961.01 (2m) (a), Stats.

(2) “Bout” means a contest between 2 boxers.

(3) “Boxer” means any person who is licensed under the provisions of ch. SPS 115.

(4) “Cause” means any of the reasons listed in s. SPS 116.01.

(5) “Commissioner” means a person duly authorized to represent the department in administering the regulation of professional boxing contests.

(6) “Contest” means any boxing or sparring contest the admission to which requires the purchase of a ticket or the payment of anything of value.

(7) “Knock-out” means that a boxer is down as described in s. SPS 114.05 (1) for at least 10 seconds as determined by the referee.

(8) “Permit” means a credential issued to a promoter or professional club to conduct a specific professional boxing contest.

(9) “Professional” means a boxer who receives money or reward, except that “professional” does not mean receiving watches, medals, articles of jewelry, silverware, trophies or ornaments which are suitably inscribed to show that they are given for participating in a contest and which do not exceed the sum of \$35.

(10) “Professional club” means a club licensed under ch. 444, Stats., to conduct professional boxing contests.

(11) “Second” means a person who is present during a bout to provide assistance to the boxer.

(12) “Technical knock-out” means that a boxer loses a bout because the boxer discontinues boxing for any reason or because the referee terminates the bout because the boxer is defenseless or incapable of continuing. “Technical knock-out” does not include a situation when a boxer is down for a 10-count by the referee.

(13) “10-point must scoring system” means a system for scoring each round of a bout in such a way that the winner is awarded 10 points and the loser is awarded 9 points or less. Under this system each judge renders his or her score to the official scorekeeper for a round-by-round tally of points for each boxer. At the end of the bout, the scorekeeper adds the points that each judge gave for each boxer for each round. The winner of the bout is the boxer who receives the higher score from a majority of the judges.

History: EmR1031: emerg. cr., eff. 9-1-10; CR 10-101: cr. Register April 2011 No. 664, eff. 5-1-11; correction in (intro.), (3), (4), (7) made under s. 13.92 (4) (b) 7., Stats., Register November 2011 No. 671.

SPS 110.03 Bond required for promoter or club license. Any promoter or club who wishes to conduct a professional boxing contest shall post a bond or other surety of not less than \$10,000 as required by s. 444.035, Stats., with their application for a promoter or club license, to ensure payment of the expenses incurred in conducting an event including, in order of priority, the department, boxers and officials.

History: EmR1031: emerg. cr., eff. 9-1-10; CR 10-101: cr. Register April 2011 No. 664, eff. 5-1-11.

SPS 110.04 Compliance with federal laws. Professional clubs, promoters, seconds and boxers shall comply with the Professional Boxing Safety Act and provide the department with information, copies of documents, identification cards, copies of contracts, disclosures and notifications, required by this Act.

Note: The Professional Boxing Safety Act may be found in 15 USC 6301 et seq. **History:** EmR1031: emerg. cr., eff. 9-1-10; CR 10-101: cr. Register April 2011 No. 664, eff. 5-1-11.

SPS 110.05 Promoter or club license. (1) APPLICATION. Any person, club, corporation or association who wishes to conduct a professional boxing contest in this state shall, before conducting a contest, submit an application for a promoter or club license, on forms provided by the department, along with the fee specified in ss. 444.02 and 444.03, Stats.

Note: Applications are available upon request to the Department of Safety and Professional Services, Division of Professional Credentialing, 1400 E. Washington Avenue, P.O. Box 8935, Madison, WI 53708, or on the department’s website at: <http://dps.wi.gov>.

(2) ELIGIBILITY. (a) To be eligible for a promoter or club license an applicant shall do all of the following:

1. Comply with the requirements in ss. 444.02 and 444.03, Stats.

2. Clubs, corporations, or associations shall submit a copy of their articles of incorporation and proof that the secretary of state has filed their articles pursuant to s. 180.0122, Stats., and identify all persons with or having a proprietary interest in the professional club, corporation or association and the percentage of proprietary interest.

3. Provide proof of having complied with s. 444.035, Stats., and s. SPS 110.03, on forms provided by the department.

Note: Forms are available upon request to the Department of Safety and Professional Services, Division of Professional Credentialing, 1400 E. Washington Avenue, P.O. Box 8935, Madison, WI 53708, or on the department’s website at: <http://dps.wi.gov>.

(b) The department shall issue a license to conduct professional boxing contests to a promoter or club if it finds that the applicant is not in default on any payments, obligations, or debts payable to the state of Wisconsin.

(c) The application for a promoter or club license may be denied if the applicant has committed any act which would, if committed by a licensee, subject the applicant to discipline under chs. SPS 110 to 116.

History: EmR1031: emerg. cr., eff. 9-1-10; CR 10-101: cr. Register April 2011 No. 664, eff. 5-1-11; correction in (2) (c) made under s. 13.92 (4) (b) 7., Stats., Register April 2011 No. 664; correction in (2) (a) 3., (c) made under s. 13.92 (4) (b) 7., Stats., Register November 2011 No. 671.

SPS 110.06 Matchmaker, judge, referee, second and timekeeper licenses. (1) APPLICATIONS. A person, before acting as a matchmaker, judge, referee, second or timekeeper at any professional boxing contest, shall submit an application on forms provided by the department together with the fee specified in s. 444.11, Stats.

Note: Applications are available upon request to the Department of Safety and Professional Services, Division of Professional Credentialing, 1400 E. Washington Avenue, P.O. Box 8935, Madison, WI 53708, or on the department's website at: <http://dps.wi.gov>.

(2) ELIGIBILITY. (a) To be eligible for a license as a matchmaker, judge, referee, second or timekeeper, an applicant shall be at least 18 years of age.

(b) The department may deny a license to an applicant who has committed any act which would, if committed by a licensee, subject the applicant to discipline under chs. SPS 110 to 116.

History: EmR1031: emerg. cr., eff. 9-1-10; CR 10-101: cr. Register April 2011 No. 664, eff. 5-1-11; correction in (2) (b) made under s. 13.92 (4) (b) 7., Stats., Register April 2011 No. 664; correction in (2) (b) made under s. 13.92 (4) (b) 7., Stats., Register November 2011 No. 671.

SPS 110.07 Ringside physician license. (1) APPLICATION. A person, before acting as a ringside physician at any professional boxing contest, shall submit an application on forms provided by the department together with the fee specified in s. 444.11, Stats.

Note: Applications are available upon request to the Department of Safety and Professional Services, Division of Professional Credentialing, 1400 E. Washington Avenue, P.O. Box 8935, Madison, WI 53708, or on the department's website at: <http://dps.wi.gov>.

(2) ELIGIBILITY. (a) To be eligible for a license as a ringside physician an applicant shall hold a credential to practice medicine in Wisconsin in accordance with ch. 448, Stats.

(b) The department may deny a license to an applicant who has committed any act which would, if committed by a licensee, subject the applicant to discipline under chs. SPS 110 to 116.

History: EmR1031: emerg. cr., eff. 9-1-10; CR 10-101: cr. Register April 2011 No. 664, eff. 5-1-11; correction in (2) (b) made under s. 13.92 (4) (b) 7., Stats., Register April 2011 No. 664; correction in (2) (b) made under s. 13.92 (4) (b) 7., Stats., Register November 2011 No. 671.

SPS 110.08 Term of license. A license for a promoter or club, matchmaker, judge, referee, timekeeper, ringside physician or second shall be valid for one year, unless suspended or revoked for cause, and expire 12 months after its date of issuance.

History: EmR1031: emerg. cr. as s. RL 110.09, eff. 9-1-10; CR 10-101: cr. Register April 2011 No. 664, eff. 5-1-11.

SPS 110.09 Renewal of license. A promoter or club, matchmaker, judge, referee, timekeeper, ringside physician or second, who chooses to continue licensure after the date of expiration of a license, shall file an application for renewal. The criteria and conditions for an original license shall apply equally to applications for renewal.

History: EmR1031: emerg. cr. as s. RL 110.10, eff. 9-1-10; CR 10-101: cr. Register April 2011 No. 664, eff. 5-1-11.

SPS 110.10 Professional contest permits; applications. (1) A licensed promoter or club who wishes to conduct a professional boxing contest shall, before conducting a contest, obtain a permit from the department. An application for a permit to conduct a contest shall be submitted to the department at least 30 calendar days before the proposed date of the contest and no more than 90 calendar days before a contest by a promoter or an authorized representative of a licensed professional club, corporation or association on forms provided by the department and shall include all of the following:

Note: Applications are available upon request to the Department of Safety and Professional Services, Division of Professional Credentialing, 1400 E. Washington Avenue, P.O. Box 8935, Madison, WI 53708, or on the department's website at: <http://dps.wi.gov>.

(a) The name, addresses, telephone number and license number of the promoter or professional club, corporation or association.

(b) The name and license number of the matchmaker that the promoter or professional club plans to use for the contest. If the matchmaker is not licensed in Wisconsin, the permit application shall include the proposed matchmaker's application for licensure along with all required documents.

(c) The proposed date, starting time, and location of the contest including all of the following information regarding the venue:

1. Name.
2. Address.
3. Seating capacity.
4. A floor plan which indicates the dressing room locations and fire exits.
5. Name and telephone number of the primary contact person of the proposed venue.

6. Evidence satisfactory to the department that the promoter or professional club has entered into a valid agreement with the owner of the venue where the proposed professional boxing contest will be conducted.

(d) Information regarding whether the proposed contest will be all professional, or combined professional and amateur, the number of rounds scheduled for each bout, and the proposed number of professional bouts and amateur bouts. All amateur contests shall begin before professional contests.

(e) The preliminary fight card for the professional contest which shall include all of the following:

1. The name and weight class of each proposed boxer in each bout.
2. The boxer's current license number.
3. The boxer's Association of Boxing Commissions' national identification number obtained at the department or before participating in a scheduled contest.
4. The boxer's professional record.
5. The names and Wisconsin license numbers of the boxer's seconds.

6. Proposed purse.

(f) A detailed plan to provide medical personnel and equipment for the professional boxing contest and evacuating a seriously injured boxer to a hospital including the name of the promoter or professional club's representative responsible for evacuating an injured boxer, a detailed evacuation route and method of removal from the contest area, the means of transportation to the hospital, and the name of the nearest hospital.

(g) A detailed plan to furnish adequate police or private security forces for the safety of participants and spectators while conducting a professional boxing event.

(h) The time and location of the official weigh-in and physical examination.

(i) Proof of having obtained the insurance required by s. 444.18, Stats.

(j) Proof of having complied with s. 444.035, Stats.

(k) The admission fee of all tickets and the proposed number of tickets, including complimentary tickets.

(L) The required permit application fee pursuant to s. 444.02, Stats.

(2) Upon receipt of an application for a permit to conduct a professional boxing contest, the department may deny the application if any of the following occurs:

(a) The applicant does not provide all the required information.

(b) The department does not have a judge, referee, inspectors, or ringside physician available on the proposed date.

(c) One or more boxers listed on the fight card is not licensed or is ineligible to compete due to being under a suspension or revocation order issued by the department or another licensing jurisdiction for one of the following reasons:

1. A recent knock-out or series of consecutive losses.

2. An injury, a requirement for a medical procedure, or a physician's denial of certification.

3. Testing positive for a prohibited drug.

4. The use of aliases, falsifying, or attempting to falsify official identification cards or documents issued pursuant to ch. 444, Stats.

5. Unprofessional conduct or other inappropriate behavior inconsistent with generally accepted methods of competition at a professional boxing contest.

6. The department grants a permit for the contest, but withholds approval of one or more boxers scheduled to compete in a contest.

(3) A permit issued under this rule shall allow the permit holder to conduct only the contest named in the permit. A permit is not transferable. The promoter or representative of the professional club, corporation or association whose name appears on the permit shall be present at the weigh-in and at the contest until the conclusion of the final bout unless excused by the department.

(4) The department is solely authorized to establish all rules and requirements for conducting professional boxing contests pursuant to ss. 444.02 and 444.09, Stats.

(5) The commissioner or department representative shall determine if the boxers are evenly and fairly matched according to skill level, experience, and weight so as to produce a fair and sportsmanlike contest.

History: EmR1031: emerg. cr. as s. RL 110.11, eff. 9-1-10; CR 10-101: cr. Register April 2011 No. 664, eff. 5-1-11; correction in (1) (intro.) made under s. 13.92 (4) (b) 2., Stats., Register April 2011 No. 664.

SPS 110.11 Permits, issuance and effect. (1) All promoters and professional clubs who have obtained an event permit from the department shall submit, no later than 4 business days before the scheduled event, all of the following:

(a) All complete and signed bout agreements on forms provided by the department.

Note: Forms are available upon request to the Department of Safety and Professional Services, Division of Professional Credentialing, 1400 E. Washington Avenue, P.O. Box 8935, Madison, WI 53708, or on the department's website at: <http://dsps.wi.gov>.

(b) The complete and executed contract or rental agreement between the promoter or professional club and the venue.

(c) Complete license applications for all boxers and seconds.

(d) All required physical examination forms and laboratory reports from boxers.

(e) The final fight card for the event listing the name, license number, contest history, weight class, scheduled rounds and opponent of each boxer.

(2) If the department denies an application for a permit to conduct a professional boxing event or refuses to approve a boxer whose name has been submitted to the department by the applicant, it shall provide the applicant with an opportunity to have that decision reviewed by the commissioner or department representative. The review shall be conducted at the discretion of the commissioner or department representative.

(3) Issuance of a permit by the department authorizes a promoter or professional club to conduct a professional boxing event under the control of the commissioner, inspectors, department representatives, referees and ringside physicians assigned and listed in the permit.

(4) A promoter or club may substitute a boxer listed on their permit application after requesting a substitute. The request shall be submitted to the department no later than one business day preceding the date of the event. Exceptions may be allowed and shall be determined by the department.

History: EmR1031: emerg. cr. as s. RL 110.12, eff. 9-1-10; CR 10-101: cr. Register April 2011 No. 664, eff. 5-1-11.

SPS 110.12 Canceling a professional event. (1) At any time during an event the commissioner or department representative may cancel all or part of the event if either of the following occurs:

(a) The commissioner or department representative reasonably believes that the contest is not being conducted according to rules in this chapter or the conditions stated in the permit which authorizes the contest.

(b) The commissioner or department representative reasonably believes that the contest poses an unreasonable threat to the health or safety of boxers, spectators, or officials.

(2) The promoter or professional club may cancel an event by notifying the department and those members of the media whom the promoter or professional club initially notified about the event no later than 30 hours before it was scheduled to begin. Any cancellation by a promoter shall result in an assessment of costs by the department pursuant to s. 444.035, Stats.

History: EmR1031: emerg. cr. as s. RL 110.13, eff. 9-1-10; CR 10-101: cr. Register April 2011 No. 664, eff. 5-1-11.