

1 A bill to be entitled

2 An act relating to pugilistic exhibitions; amending s.
3 548.002, F.S.; revising and providing definitions;
4 amending s. 548.004, F.S.; revising the duties and
5 responsibilities of the executive director of the
6 Florida State Boxing Commission; deleting a provision
7 requiring the electronic recording of commission
8 proceedings; amending s. 548.006, F.S.; clarifying the
9 jurisdiction of the commission over certain amateur
10 and professional matches; amending s. 548.007, F.S.;
11 revising the applicability of chapter 548, F.S.;
12 repealing s. 548.013, F.S., relating to a requirement
13 that foreign copromoters be licensed; amending s.
14 548.014, F.S.; conforming provisions to changes made
15 by the act; repealing s. 548.015, F.S., relating to
16 the authority of the commission to require a
17 concessionaire to file a form of security with the
18 commission; amending s. 548.017, F.S.; deleting a
19 requirement for the licensure of concessionaires and
20 booking agents; amending s. 548.046, F.S.; providing
21 for immediate license suspension and other
22 disciplinary action if a participant fails or refuses
23 to provide a urine sample or tests positive for
24 specified prohibited substances; amending s. 548.052,
25 F.S.; revising requirements for providing an advance
26 payment or loan against a purse to a participant;

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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27 amending s. 548.054, F.S.; revising procedure and
28 requirements for requesting a hearing following the
29 withholding of a purse; amending s. 548.06, F.S.;
30 revising the calculation of gross receipts;
31 authorizing a promoter to issue a specified amount of
32 complimentary tickets that are not included in gross
33 receipts; requiring authorization from the commission
34 to issue complimentary tickets that are not included
35 in gross receipts in an amount greater than a
36 specified amount; providing application requirements
37 and procedures; providing that certain promoters are
38 not required to report specified information;
39 requiring promoters to retain specified documents and
40 records; authorizing the commission and the Department
41 of Business and Professional Regulation to audit
42 specified records retained by a promoter; requiring
43 the commission to adopt rules; amending s. 548.07,
44 F.S.; revising the procedure for suspension of
45 licensure; amending s. 548.073, F.S.; requiring that
46 commission hearings be held in accordance with the
47 Administrative Procedure Act; providing an
48 appropriation; providing an effective date.

49
50 Be It Enacted by the Legislature of the State of Florida:
51

52 Section 1. Section 548.002, Florida Statutes, is amended

53 to read:

54 548.002 Definitions.—As used in this chapter, the term:

55 (1) "Amateur" means a person who has never received nor
 56 competed for any purse or other article of value, either for the
 57 expenses of training or for participating in a match, other than
 58 a prize of \$50 or less in value ~~or less~~.

59 (2) "Amateur sanctioning organization" means a ~~any~~
 60 business entity organized for sanctioning and supervising
 61 matches involving amateurs.

62 (3) "Boxing" means the unarmed combat sport of fighting by
 63 striking ~~to compete~~ with the fists.

64 (4) "Commission" means the Florida State Boxing
 65 Commission.

66 ~~(5) "Concessionaire" means any person or business entity~~
 67 ~~not licensed as a promoter which receives revenues or other~~
 68 ~~compensation from the sale of tickets or from the sale of~~
 69 ~~souvenirs, programs, broadcast rights, or any other concessions~~
 70 ~~in conjunction with the promotion of a match.~~

71 (5) ~~(6)~~ "Contest" means a boxing, kickboxing, or mixed
 72 martial arts engagement in which persons participating strive
 73 earnestly to win using, ~~but not necessarily being limited to,~~
 74 strikes and blows to the head or other full-contact maneuvers.

75 (6) ~~(7)~~ "Department" means the Department of Business and
 76 Professional Regulation.

77 (7) ~~(8)~~ "Event" means one or more matches comprising a
 78 show.

79 ~~(8)(9)~~ "Exhibition" means a boxing, kickboxing, or mixed
 80 martial arts engagement in which persons participating show or
 81 display their skill without necessarily striving to win using,
 82 ~~but not necessarily being limited to,~~ strikes and blows to the
 83 head or other full-contact maneuvers.

84 (9) "Face value" means the dollar value of a ticket equal
 85 to the dollar amount that a customer is required to pay or, for
 86 complimentary tickets, would have been required to pay to
 87 purchase a ticket with equivalent seating priority in order to
 88 view the event. If the ticket specifies the amount of admission
 89 charges attributable to state or federal taxes, such taxes are
 90 not included in the face value.

91 (10) "Full contact" means the use of strikes and blows
 92 during a match which:

93 (a) Are intended to break the plane of the receiving
 94 participant's or amateur's body;

95 (b) Are delivered to the head, face, neck, or body of the
 96 receiving participant or amateur; and

97 (c) Cause the receiving participant or amateur to move in
 98 response to the strike or blow.

99 ~~(10) "Foreign copromoter" means a promoter who has no~~
 100 ~~place of business within this state.~~

101 (11) "Judge" means a person licensed by the commission who
 102 evaluates and scores a match using a designated scoring system
 103 ~~who has a vote in determining the winner of any contest.~~

104 (12) "Kickboxing" means the unarmed combat sport of

105 fighting by striking ~~to compete~~ with the fists, hands, feet,
106 legs, or any combination thereof, ~~and includes "punchkick" and~~
107 ~~other similar competitions.~~ The term does not include any form
108 of ground fighting techniques.

109 (13) "Manager" means a ~~any~~ person who, directly or
110 indirectly, controls or administers the boxing, kickboxing, or
111 mixed martial arts affairs of a ~~any~~ participant.

112 (14) "Match" means a ~~any~~ contest or exhibition.

113 (15) "Matchmaker" means a person who brings together
114 professionals or arranges matches for professionals.

115 (16) "Mixed martial arts" means the unarmed combat sport
116 involving the use, ~~subject to any applicable limitations set~~
117 ~~forth in this chapter,~~ of a combination of techniques,
118 including, but not limited to, grappling, kicking, striking, and
119 using techniques from different disciplines of the martial arts,
120 including, but not limited to, boxing, kickboxing, Muay Thai,
121 jujitsu, and wrestling ~~grappling, kicking, and striking.~~

122 (17) "Participant" means a professional competing in a
123 boxing, kickboxing, or mixed martial arts match.

124 (18) "Physician" means a person who is approved by the
125 commission, who has a license to practice medicine issued
126 pursuant to chapter 458 or chapter 459, and whose license to
127 practice medicine is unencumbered and in good standing ~~an~~
128 ~~individual licensed to practice medicine and surgery in this~~
129 ~~state.~~

130 (19) "Professional" means a person who has received or

131 competed for a ~~any~~ purse or other article of a value greater
 132 than \$50, either for the expenses of training or for
 133 participating in a ~~any~~ match.

134 (20) "Promoter" means a ~~any~~ person or entity, including an
 135 ~~and includes any~~ officer, director, trustee, partner ~~employee~~,
 136 or owner ~~stockholder~~ of a corporate promoter or promoter
 137 partnership, who produces, arranges, or stages a ~~any~~ match
 138 involving a professional.

139 (21) "Purse" means the financial guarantee or other
 140 remuneration for which a professional is participating in a
 141 match and includes the professional's share of any payment
 142 received for radio broadcasting and, ~~television~~, including pay-
 143 per-view or closed circuit ~~and motion picture rights~~.

144 (22) "Second" or "cornerman" means a person who assists a
 145 ~~the match~~ participant in preparing for a match and between
 146 rounds, and who maintains the corner of a ~~the~~ participant during
 147 a ~~the~~ match.

148 (23) "Secretary" means the Secretary of Business and
 149 Professional Regulation.

150 (24) "Unarmed combat" means a form of competition in which
 151 a strike or blow is struck that may reasonably be expected to
 152 inflict injury.

153 Section 2. Section 548.004, Florida Statutes, is amended
 154 to read:

155 548.004 Executive director; duties, compensation,
 156 administrative support.-

157 (1) The department shall employ an executive director with
158 the approval of the commission. The executive director shall
159 serve at the pleasure of the secretary. The executive director
160 or the executive director's designee shall perform the duties
161 specified by the commission, including conducting the functions
162 of the commission office; appointing event and commission
163 officials; approving licenses, permits, and matches; and
164 performing any ~~keep a record of all proceedings of the~~
165 ~~commission; shall preserve all books, papers, and documents~~
166 ~~pertaining to the business of the commission; shall prepare any~~
167 ~~notices and papers required; shall appoint judges, referees, and~~
168 ~~other officials as delegated by the commission and pursuant to~~
169 ~~this chapter and rules of the commission; and shall perform such~~
170 other duties as the department or commission deems necessary to
171 fulfill the duties of the position ~~directs~~. The executive
172 director may issue subpoenas and administer oaths to witnesses,
173 permitholders, record custodians, and licensees.

174 ~~(2) The commission shall require electronic recording of~~
175 ~~all scheduled proceedings of the commission.~~

176 (2) ~~(3)~~ The department shall provide assistance in budget
177 development and budget submission for state funding requests.
178 The department shall submit an annual balanced legislative
179 budget for the commission which is based upon anticipated
180 revenue. The department shall provide technical assistance and
181 administrative support, if requested or determined necessary
182 needed, to the commission and its executive director on issues

183 relating to personnel, contracting, property management, or
 184 other issues identified as important to performing the duties of
 185 this chapter and to protecting the interests of the state.

186 Section 3. Section 548.006, Florida Statutes, is amended
 187 to read:

188 548.006 Power of commission to control professional and
 189 amateur boxing, kickboxing, and mixed martial arts matches
 190 ~~pugilistic contests and exhibitions~~; certification of
 191 competitiveness of professional mixed martial arts and
 192 kickboxing matches.—

193 (1) The commission has exclusive jurisdiction over every
 194 boxing, kickboxing, and mixed martial arts match held within the
 195 state which involves a professional.

196 (2) As to professional mixed martial arts and kickboxing,
 197 until a central repository of match records for each exists and
 198 is approved by the commission, the matchmaker shall certify as
 199 to the competitiveness of each match.

200 (3) The commission has exclusive jurisdiction over
 201 approval, disapproval, suspension of approval, and revocation of
 202 approval of all amateur sanctioning organizations for amateur
 203 boxing, and kickboxing, and mixed martial arts matches held in
 204 this state.

205 (4) Professional and amateur matches shall be held in
 206 accordance with this chapter and the rules adopted by the
 207 commission.

208 Section 4. Section 548.007, Florida Statutes, is amended

209 to read:

210 548.007 Exemptions.~~—This chapter does Applicability of~~
 211 ~~provisions to amateur matches and certain other matches or~~
 212 ~~events. Sections 548.001–548.079 do not apply to any of the~~
 213 following:

214 (1) A match that does not allow full contact ~~conducted or~~
 215 ~~sponsored by a bona fide nonprofit school or education program~~
 216 ~~whose primary purpose is instruction in the martial arts,~~
 217 ~~boxing, or kickboxing, if the match held in conjunction with the~~
 218 ~~instruction is limited to amateur participants. who are students~~
 219 ~~of the school or instructional program;~~

220 (2) A match conducted or sponsored by a any company or
 221 detachment of the Florida National Guard or the United States
 222 Armed Forces, if the match is limited to amateurs ~~participants~~
 223 who are members of a the company or detachment of the Florida
 224 National Guard or the United States Armed Forces. ~~;~~ ~~or~~

225 (3) A match conducted or sponsored by the Fraternal Order
 226 of Police, if the match is limited to amateurs ~~amateur~~
 227 ~~participants~~ and is held in conjunction with a charitable event.

228 (4) A match conducted by or between public postsecondary
 229 educational institutions or public K-12 schools, as described in
 230 s. 1000.04, if the match is limited to amateurs who are members
 231 of a school-sponsored club or team.

232 (5) A match conducted by the International Olympic
 233 Committee, the International Paralympic Committee, the Special
 234 Olympics, or the Junior Olympics, if the match is limited to

235 amateurs who are competing in or attempting to qualify for the
 236 Olympics, Paralympics, Special Olympics, or Junior Olympics.

237 (6) A professional or amateur martial arts activity. As
 238 used in this subsection, the term "martial arts" means one of
 239 the traditional forms of self-defense or unarmed combat
 240 involving the use of physical skill and coordination, including,
 241 but not limited to, karate, aikido, judo, and kung fu. The term
 242 does not include mixed martial arts.

243 Section 5. Section 548.013, Florida Statutes, is repealed.

244 Section 6. Paragraphs (a) and (d) of subsection (1) and
 245 subsection (2) of section 548.014, Florida Statutes, are amended
 246 to read:

247 548.014 ~~Promoters and foreign copromoters;~~ bonds or other
 248 security.-

249 (1) (a) Before a any license is issued or renewed to a
 250 promoter ~~or foreign copromoter~~ and before a any permit is issued
 251 to a promoter ~~or foreign copromoter~~, she or he must file a
 252 surety bond with the commission in a such reasonable amount
 253 determined by the commission of at least, but not less than
 254 \$15,000, as the commission determines.

255 (d) The surety bond must be conditioned upon the faithful
 256 performance by the promoter ~~or foreign copromoter~~ of her or his
 257 obligations under this chapter and upon the fulfillment of her
 258 or his contracts with any other licensees under this chapter.
 259 However, the aggregate annual liability of the surety for all
 260 obligations and fees may not exceed the amount of the bond.

261 (2) In lieu of a surety bond, the promoter ~~or foreign~~
 262 ~~or promoter~~ may deposit with the commission cash or a certified
 263 check, in an equivalent amount and subject to the same
 264 conditions as the bond. Such security may not be returned to the
 265 promoter until 1 year after the date ~~on which~~ it was deposited
 266 with the commission unless a surety bond is substituted for it.
 267 If no claim against the deposit is outstanding, it shall be
 268 returned to the depositor 1 year after the date it was
 269 deposited.

270 Section 7. Section 548.015, Florida Statutes, is repealed.

271 Section 8. Subsection (1) of section 548.017, Florida
 272 Statutes, is amended to read:

273 548.017 Participants, managers, and other persons required
 274 to have licenses.—

275 (1) A participant, manager, trainer, second, timekeeper,
 276 referee, judge, announcer, physician, matchmaker,
 277 ~~concessionaire,~~ or promoter must ~~booking agent or representative~~
 278 ~~of a booking agent shall~~ be licensed before directly or
 279 indirectly acting in such capacity in connection with any match
 280 involving a participant. A physician approved by the commission
 281 must be licensed pursuant to chapter 458 or chapter 459, must
 282 maintain an unencumbered license in good standing, and must
 283 demonstrate satisfactory medical training or experience in
 284 boxing, or a combination of both, to the executive director
 285 before ~~prior to~~ working as the ringside physician.

286 Section 9. Paragraph (c) of subsection (3) of section

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287 548.046, Florida Statutes, is amended, and paragraph (d) is
288 added to that subsection, to read:

289 548.046 Physician's attendance at match; examinations;
290 cancellation of match.—

291 (3)

292 (c) A participant who fails or refuses ~~Failure or refusal~~
293 to provide a urine sample immediately upon request shall be
294 considered an immediate serious danger to the health, safety, or
295 welfare of the public and his or her opponent. The license of a
296 participant who fails or refuses to provide a urine sample shall
297 immediately be suspended pursuant to s. 120.60(6), and such
298 failure or refusal is grounds for additional disciplinary action
299 ~~result in the revocation of the participant's license. Any~~
300 ~~participant who has been adjudged the loser of a match and who~~
301 ~~subsequently refuses to or is unable to provide a urine sample~~
302 ~~shall forfeit his or her share of the purse to the commission. A~~
303 ~~Any~~ participant who is adjudged the winner of a match and who
304 subsequently refuses to or is unable to provide a urine sample
305 forfeits ~~shall forfeit~~ the win and ~~shall not be allowed to~~
306 ~~engage in any future match in the state. The decision shall be~~
307 changed to a no-decision result and shall be entered into the
308 official record ~~as the result of the match~~. The purse shall be
309 redistributed as though the participant found to be in violation
310 of this subsection had lost the match. ~~If redistribution of the~~
311 ~~purse is not necessary or after redistribution of the purse is~~
312 ~~completed, the participant found to be in violation of this~~

313 ~~subsection shall forfeit his or her share of the purse to the~~
 314 ~~commission.~~

315 (d) A participant who tests positive for a prohibited
 316 substance as specified by commission rule shall be considered an
 317 immediate serious danger to the health, safety, or welfare of
 318 the public and his or her opponent. The license of a participant
 319 who tests positive for a prohibited substance shall immediately
 320 be suspended pursuant to s. 120.60(6), and the positive test
 321 result is grounds for additional disciplinary action.

322 Section 10. Section 548.052, Florida Statutes, is amended
 323 to read:

324 548.052 Payment of advances by promoter ~~or foreign~~
 325 ~~copromoter~~ regulated.—A promoter ~~or foreign copromoter~~ may not
 326 pay, lend, or give a participant an advance against her or his
 327 purse before a contest, except with the prior written permission
 328 of the commission, the executive director, or the executive
 329 director's designee ~~a commissioner~~; and, if permitted, such
 330 advance may be made only for expenses for transportation and
 331 maintenance in preparation for a contest.

332 Section 11. Subsection (2) of section 548.054, Florida
 333 Statutes, is amended to read:

334 548.054 Withholding of purses; hearing; disposition of
 335 withheld purse forfeiture.—

336 (2) Any purse so withheld shall be delivered by the
 337 promoter to the commission upon demand. Within 10 days after the
 338 match, the person from whom the sum was withheld may submit a

339 petition for a hearing to the commission pursuant to s. 120.569
 340 ~~apply in writing to the commission for a hearing.~~ Upon receipt
 341 of the petition application, the commission shall hold ~~shall fix~~
 342 ~~a date for a hearing pursuant to ss. 120.569 and 120.57. Within~~
 343 ~~10 days after the hearing or after 10 days following the match,~~
 344 If no petition application for a hearing is filed, the
 345 commission shall meet and determine the disposition ~~to be made~~
 346 of the withheld purse. If the commission finds the charges
 347 sufficient, it may declare all or ~~any~~ part of the funds
 348 forfeited. If the commission finds the charges insufficient ~~not~~
 349 ~~sufficient upon which to base a withholding order,~~ it shall
 350 immediately distribute the withheld funds to the appropriate
 351 ~~persons entitled thereto.~~

352 Section 12. Section 548.06, Florida Statutes, is amended
 353 to read:

354 548.06 Payments to state; exemptions; audit of records.—

355 (1) Except as provided in subsection (5), a promoter
 356 holding a match shall, within 72 hours after the match, file
 357 with the commission a written report that ~~which~~ includes the
 358 number of tickets sold, the amount of gross receipts, and any
 359 other facts the commission may require. For the purposes of this
 360 chapter, ~~total~~ gross receipts include each of the following:

361 (a) The gross price charged for the sale or lease of
 362 broadcasting, television, and pay-per-view ~~motion picture~~ rights
 363 of any match occurring within the state without any deductions
 364 for commissions, brokerage fees, distribution fees, advertising,

365 or other expenses or charges.~~;~~

366 ~~(b) The portion of the receipts from the sale of~~
 367 ~~souvenirs, programs, and other concessions received by the~~
 368 ~~promoter;~~

369 (b)(e) The face value of all tickets sold and
 370 complimentary tickets issued, provided, or given, not including
 371 complimentary tickets issued, provided, or given in accordance
 372 with subsections (2) and (3).; ~~and~~

373 (c)(d) The face value of any seat or seating issued,
 374 provided, or given in exchange for advertising, sponsorships, or
 375 anything of value to the promotion of an event.

376 (2) A promoter may issue complimentary tickets for up to 5
 377 percent of the seats in the house designated for use in the
 378 event, equally distributed among the price categories for which
 379 complimentary tickets are issued, without including the face
 380 value of such tickets in the calculation of gross receipts.

381 (3)(a) A promoter may, with written authorization from the
 382 commission, the executive director, or the executive director's
 383 designee, issue, provide, or give additional complimentary
 384 tickets in an amount greater than 5 percent of the seats in the
 385 house designated for use in the event without including the face
 386 value of such tickets in the calculation of gross receipts.

387 (b) The commission, the executive director, or the
 388 executive director's designee may provide authorization for
 389 additional complimentary tickets that are issued, provided, or
 390 given to:

391 1. Reserve or active duty members of the United States
392 Armed Forces or the Florida National Guard.

393 2. Veterans, as defined in s. 1.01(14), even if the
394 veteran is not eligible to receive benefits as a wartime
395 veteran.

396 3. Not-for-profit organizations exempt from federal income
397 tax under s. 501(c)(3) of the Internal Revenue Code.

398 (c) A promoter seeking authorization to issue, provide, or
399 give additional complimentary tickets in an amount greater than
400 5 percent of the seats in the house designated for use in the
401 event in accordance with this subsection shall submit an
402 application on a form adopted by the commission at least 2
403 business days before the date of the professional event. The
404 application must include, at a minimum, the date, time, and
405 location of the event; the number of additional complimentary
406 tickets for which the promoter is seeking authorization from the
407 commission; the percentage of tickets issued for the seats in
408 the house designated for use in the event for which the promoter
409 is seeking authorization from the commission; and the persons or
410 entities that will receive the additional complimentary tickets.

411 (d) The commission, the executive director, or the
412 executive director's designee shall approve or deny the
413 application no later than 1 business day before the date of the
414 professional event and shall provide the promoter a written
415 explanation for each approval or denial. The commission, the
416 executive director, or the executive director's designee may set

417 limitations on an approval and may approve all or a portion of
418 the additional complimentary tickets for which the promoter has
419 sought authorization. The commission, the executive director, or
420 the executive director's designee shall provide the promoter a
421 written explanation of any limitation placed on an approval.

422 (e) A promoter who receives authorization to issue,
423 provide, or give complimentary tickets in an amount greater than
424 5 percent of the seats in the house designated for use in the
425 event in accordance with this subsection shall maintain
426 documentation showing that the authorized additional
427 complimentary tickets were issued, provided, or given to
428 individuals or entities eligible for such tickets under
429 paragraph (b). These documents are subject to an audit of the
430 promoter's books and records pursuant to subsection (8).

431 (f) The commission may not include the face value of
432 complimentary tickets authorized under this subsection as part
433 of the total gross receipts from admission fees.

434 (g) The promoter may issue, provide, or give complimentary
435 tickets in an amount greater than 5 percent of the seats in the
436 house designated for use in the event without obtaining written
437 authorization in accordance with this subsection if the promoter
438 includes the face value of such tickets in the calculation of
439 gross receipts.

440 (h) The promoter remains responsible for complying with
441 reporting and taxation requirements related to gross receipts as
442 provided in this section. However, complimentary tickets issued,

443 given, or provided under subsection (2) or as authorized by the
444 commission are exempt from such reporting and taxation
445 requirements.

446 ~~(2) Where the rights to telecast a match or matches held~~
447 ~~in this state under the supervision of the Florida State Boxing~~
448 ~~Commission are in whole owned by, sold to, acquired by, or held~~
449 ~~by any person who intends to or subsequently sells or, in some~~
450 ~~other manner, extends such rights in part to another, such~~
451 ~~person is deemed to be a promoter and must be licensed as such~~
452 ~~in this state. Such person shall, within 72 hours after the~~
453 ~~sale, transfer, or extension of such rights in whole or in part,~~
454 ~~file with the commission a written report that includes the~~
455 ~~number of tickets sold, the amount of gross receipts, and any~~
456 ~~other facts the commission may require.~~

457 ~~(3) A concessionaire shall, within 72 hours after the~~
458 ~~match, file with the commission a written report that includes~~
459 ~~the number of tickets sold, the amount of gross receipts, and~~
460 ~~any other facts the commission may require.~~

461 (4) A ~~Any~~ written report required to be filed with the
462 commission under this section must ~~shall~~ be postmarked within 72
463 hours after the conclusion of the match, and an additional 5
464 days is ~~shall be~~ allowed for mailing.

465 (5) Each ~~the~~ written report must ~~shall~~ be accompanied by a
466 tax payment in the amount of 5 percent of the total gross
467 receipts exclusive of any federal taxes, except that the tax
468 payment derived from the gross price charged for the sale or

469 lease of broadcasting, television, and pay-per-view motion
470 picture rights of an event occurring within the state may shall
471 not exceed \$40,000 for a any single event. A promoter who remits
472 the maximum tax amount of \$40,000 for the sale or lease of
473 broadcasting, television, or pay-per-view rights of an event
474 occurring within the state and who submits a form provided by
475 the commission indicating that he or she has paid the maximum
476 tax amount is not required to provide any further information
477 with regard to the sale or lease of broadcasting, television, or
478 pay-per-view rights. However, the promoter remains responsible
479 for complying with reporting and taxation requirements related
480 to other gross receipts as provided in this chapter.

481 (6) (a) A Any promoter who willfully makes a false and
482 fraudulent report under this section commits is guilty of
483 perjury and, upon conviction, is subject to punishment as
484 provided by law. Such penalty is shall be in addition to any
485 other penalties imposed under by this chapter.

486 (b) A Any promoter who willfully fails, neglects, or
487 refuses to make a report or to pay the taxes as prescribed or
488 who refuses to allow the commission to examine the books,
489 papers, and records of a any promotion commits is guilty of a
490 misdemeanor of the second degree, punishable as provided in s.
491 775.082 or s. 775.083.

492 (7) A promoter shall retain a copy of the following
493 records for 1 year and provide a copy of such records to the
494 commission upon request:

495 (a) Records necessary to support each report submitted to
 496 the commission, including a copy of each report filed with the
 497 commission.

498 (b) A copy of each independently prepared ticket manifest.

499 (c) Documentation required to be maintained under
 500 paragraph (3)(e) verifying that additional complimentary tickets
 501 authorized by the commission, the executive director, or the
 502 executive director's designee were issued, provided, or given to
 503 eligible individuals or entities.

504 (8) Compliance with this section is subject to
 505 verification by department or commission audit. The commission
 506 may, upon reasonable notice to the promoter, audit a promoter's
 507 books and records relating to the promoter's operations under
 508 this chapter.

509 (9) The commission shall adopt rules establishing a
 510 procedure for auditing a promoter's records and resolving any
 511 inconsistencies revealed by an audit and shall adopt a rule
 512 imposing a late fee in the event of taxes owed.

513 Section 13. Section 548.07, Florida Statutes, is amended
 514 to read:

515 548.07 Suspension of license or permit by commissioner;
 516 hearing.—

517 (1) The commission, the executive director, or the
 518 executive director's designee may issue an emergency suspension
 519 order pursuant to s. 120.60(6) suspending the license of a
 520 person or entity licensed under this chapter who poses an

521 immediate, serious danger to the health, safety, and welfare of
522 the public or the participants in a match.

523 (2) The department's Office of General Counsel shall
524 review the grounds for each emergency suspension order issued
525 and, if sufficient, shall file an administrative complaint
526 against the licensee within 21 days after the issuance of the
527 emergency suspension order.

528 (3) After service of the administrative complaint pursuant
529 to the procedure provided in s. 455.275, the disciplinary
530 process shall proceed pursuant to chapter 120 ~~Notwithstanding~~
531 ~~any provision of chapter 120, any member of the commission may,~~
532 ~~upon her or his own motion or upon the verified written~~
533 ~~complaint of any person charging a licensee or permittee with~~
534 ~~violating this chapter, suspend any license or permit until~~
535 ~~final determination by the commission if such action is~~
536 ~~necessary to protect the public welfare and the best interests~~
537 ~~of the sport. The commission shall hold a hearing within 10 days~~
538 ~~after the date on which the license or permit is suspended.~~

539 Section 14. Section 548.073, Florida Statutes, is amended
540 to read:

541 548.073 Commission hearings.—All hearings held under this
542 chapter shall be held in accordance with chapter 120
543 ~~Notwithstanding the provisions of chapter 120, any member of the~~
544 ~~commission may conduct a hearing. Before any adjudication is~~
545 ~~rendered, a majority of the members of the commission shall~~
546 ~~examine the record and approve the adjudication and order.~~

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547 Section 15. The sum of \$111,000 in recurring funds is
548 appropriated from the General Revenue Fund to the Department of
549 Business and Professional Regulation for the implementation of
550 this act by the Florida State Boxing Commission during the 2014-
551 2015 fiscal year.

552 Section 16. This act shall take effect July 1, 2014.