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LEGISLATIVE ACTION

Senate

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House

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Floor: 1/AD/2R

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04/30/2014 10:36 AM

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Senator Galvano moved the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Section 548.002, Florida Statutes, is amended to
read:

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

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



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12 (2) "Amateur sanctioning organization" means a any business
13 entity organized for sanctioning and supervising matches
14 involving amateurs.

15 (3) "Boxing" means the unarmed combat sport of fighting by
16 striking to compete with the fists.

17 (4) "Commission" means the Florida State Boxing Commission.

18 ~~(5) "Concessionaire" means any person or business entity~~
19 ~~not licensed as a promoter which receives revenues or other~~
20 ~~compensation from the sale of tickets or from the sale of~~
21 ~~souvenirs, programs, broadcast rights, or any other concessions~~
22 ~~in conjunction with the promotion of a match.~~

23 ~~(5)(6)~~ (5) "Contest" means a boxing, kickboxing, or mixed
24 martial arts engagement in which persons participating strive
25 earnestly to win using, ~~but not necessarily being limited to,~~
26 strikes and blows to the head or other full-contact maneuvers.

27 ~~(6)(7)~~ (6) "Department" means the Department of Business and
28 Professional Regulation.

29 ~~(7)(8)~~ (7) "Event" means one or more matches comprising a show.

30 ~~(8)(9)~~ (8) "Exhibition" means a boxing, kickboxing, or mixed
31 martial arts engagement in which persons participating show or
32 display their skill without necessarily striving to win using,
33 ~~but not necessarily being limited to,~~ strikes and blows to the
34 head or other full-contact maneuvers.

35 (9) "Face value" means the dollar value of a ticket equal
36 to the dollar amount that a customer is required to pay or, for
37 complimentary tickets, would have been required to pay to
38 purchase a ticket with equivalent seating priority in order to
39 view the event. If the ticket specifies the amount of admission
40 charges attributable to state or federal taxes, such taxes are



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41 not included in the face value.

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

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

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

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

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

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

55 (12) "Kickboxing" means the unarmed combat sport of
56 fighting by striking to compete with the fists, hands, feet,
57 legs, or any combination thereof, and includes "punchkick" and
58 ~~other similar competitions. The term does not include any form~~
59 of ground fighting techniques.

60 (13) "Manager" means a any person who, directly or
61 indirectly, controls or administers the boxing, kickboxing, or
62 mixed martial arts affairs of a any participant.

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

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

66 (16) "Mixed martial arts" means the unarmed combat sport
67 involving the use, subject to any applicable limitations set
68 ~~forth in this chapter,~~ of a combination of techniques,
69 including, but not limited to, grappling, kicking, striking, and



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70 using techniques from different disciplines of the martial arts,
71 including, but not limited to, boxing, kickboxing, Muay Thai,
72 jujitsu, and wrestling ~~grappling, kicking, and striking.~~

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

75 (18) "Physician" means a person who is approved by the
76 commission, who has a license to practice medicine issued
77 pursuant to chapter 458 or chapter 459, and whose license to
78 practice medicine is unencumbered and in good standing ~~an~~
79 ~~individual licensed to practice medicine and surgery in this~~
80 ~~state.~~

81 (19) "Professional" means a person who has received or
82 competed for a ~~any~~ purse or other article of a value greater
83 than \$50, either for the expenses of training or for
84 participating in a ~~any~~ match.

85 (20) "Promoter" means a ~~any~~ person or entity, including an
86 ~~and includes any~~ officer, director, trustee, partner ~~employee,~~
87 or owner ~~stockholder~~ of a corporate promoter or promoter
88 partnership, who produces, arranges, or stages a ~~any~~ match
89 involving a professional.

90 (21) "Purse" means the financial guarantee or other
91 remuneration for which a professional is participating in a
92 match and includes the professional's share of any payment
93 received for radio broadcasting and, ~~7~~ television, including pay-
94 per-view or closed circuit ~~and motion picture rights.~~

95 (22) "Second" or "cornerman" means a person who assists a
96 ~~the match~~ participant in preparing for a match and between
97 rounds, and who maintains the corner of a ~~the~~ participant during
98 a ~~the~~ match.



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99 (23) "Secretary" means the Secretary of Business and
100 Professional Regulation.

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

104 Section 2. Section 548.004, Florida Statutes, is amended to
105 read:

106 548.004 Executive director; duties, compensation,
107 administrative support.—

108 (1) The department shall employ an executive director with
109 the approval of the commission. The executive director shall
110 serve at the pleasure of the secretary. The executive director
111 or the executive director's designee shall perform the duties
112 specified by the commission, including conducting the functions
113 of the commission office; appointing event and commission
114 officials; approving licenses, permits, and matches; and
115 performing any ~~keep a record of all proceedings of the~~
116 ~~commission; shall preserve all books, papers, and documents~~
117 ~~pertaining to the business of the commission; shall prepare any~~
118 ~~notices and papers required; shall appoint judges, referees, and~~
119 ~~other officials as delegated by the commission and pursuant to~~
120 ~~this chapter and rules of the commission; and shall perform such~~
121 other duties as the department or commission deems necessary to
122 fulfill the duties of the position ~~directs~~. The executive
123 director may issue subpoenas and administer oaths to witnesses,
124 permitholders, record custodians, and licensees.

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

127 (2)(3) The department shall provide assistance in budget



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128 development and budget submission for state funding requests.
129 The department shall submit an annual balanced legislative
130 budget for the commission which is based upon anticipated
131 revenue. The department shall provide technical assistance and
132 administrative support, if requested or determined necessary
133 ~~needed~~, to the commission and its executive director on issues
134 relating to personnel, contracting, property management, or
135 other issues identified as important to performing the duties of
136 this chapter and to protecting the interests of the state.

137 Section 3. Section 548.006, Florida Statutes, is amended to
138 read:

139 548.006 Power of commission to control professional and
140 amateur boxing, kickboxing, and mixed martial arts matches
141 ~~pugilistic contests and exhibitions~~; certification of
142 competitiveness of professional mixed martial arts and
143 kickboxing matches.—

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

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

151 (3) The commission has exclusive jurisdiction over
152 approval, disapproval, suspension of approval, and revocation of
153 approval of all amateur sanctioning organizations for amateur
154 boxing, ~~and~~ kickboxing, and mixed martial arts matches held in
155 this state.

156 (4) Professional and amateur matches shall be held in



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157 accordance with this chapter and the rules adopted by the
158 commission.

159 Section 4. Section 548.007, Florida Statutes, is amended to
160 read:

161 548.007 Exemptions.~~This chapter does~~ Applicability of
162 ~~provisions to amateur matches and certain other matches or~~
163 ~~events. Sections 548.001-548.079 do not apply to~~ any of the
164 following:

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

171 (2) A match conducted or sponsored by a ~~any~~ company or
172 detachment of the Florida National Guard or the United States
173 Armed Forces, if the match is limited to amateurs ~~participants~~
174 who are members of a ~~the~~ company or detachment of the Florida
175 National Guard or the United States Armed Forces. ~~;~~ ~~or~~

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

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

183 (5) A match conducted by the International Olympic
184 Committee, the International Paralympic Committee, the Special
185 Olympics, or the Junior Olympics, if the match is limited to



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

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

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

195 Section 6. Subsections (1) and (2) of section 548.014,
196 Florida Statutes, are amended to read:

197 548.014 Promoters ~~and foreign copromoters~~; bonds or other
198 security.—

199 (1) (a) Before a ~~any~~ license is issued or renewed to a
200 promoter ~~or foreign copromoter~~ and before a ~~any~~ permit is issued
201 to a promoter ~~or foreign copromoter~~, she or he must file a
202 surety bond with the commission in a ~~such~~ reasonable amount
203 determined by the commission of at least, but not less than
204 \$15,000, as the commission determines.

205 (b) All bonds must be upon forms approved and supplied by
206 the commission.

207 (c) The sufficiency of any surety is subject to approval of
208 the commission.

209 (d) The surety bond must be conditioned upon the faithful
210 performance by the promoter ~~or foreign copromoter~~ of her or his
211 obligations under this chapter and upon the fulfillment of her
212 or his contracts with any other licensees under this chapter.
213 However, the aggregate annual liability of the surety for all
214 obligations and fees may not exceed the amount of the bond.



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215 (2) In lieu of a surety bond, the promoter ~~or foreign~~
216 ~~copromoter~~ may deposit with the commission cash or a certified
217 check, in an equivalent amount and subject to the same
218 conditions as the bond. Such security may not be returned to the
219 promoter until 1 year after the date ~~on which~~ it was deposited
220 with the commission unless a surety bond is substituted for it.
221 If no claim against the deposit is outstanding, it shall be
222 returned to the depositor 1 year after the date it was
223 deposited.

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

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

227 548.017 Participants, managers, and other persons required
228 to have licenses.-

229 (1) A participant, manager, trainer, second, timekeeper,
230 referee, judge, announcer, physician, matchmaker,
231 ~~concessionaire, or promoter must booking agent or representative~~
232 ~~of a booking agent shall~~ be licensed before directly or
233 indirectly acting in such capacity in connection with any match
234 involving a participant. A physician approved by the commission
235 must be licensed pursuant to chapter 458 or chapter 459, must
236 maintain an unencumbered license in good standing, and must
237 demonstrate satisfactory medical training or experience in
238 boxing, or a combination of both, to the executive director
239 before ~~prior to~~ working as the ringside physician.

240 Section 9. Paragraph (c) of subsection (3) of section
241 548.046, Florida Statutes, is amended, and paragraph (d) is
242 added to that subsection, to read:

243 548.046 Physician's attendance at match; examinations;



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244 cancellation of match.-

245 (3)

246 (c) A participant who fails or refuses ~~Failure or refusal~~
247 to provide a urine sample immediately upon request shall be
248 considered an immediate serious danger to the health, safety, or
249 welfare of the public and his or her opponent. The license of a
250 participant who fails or refuses to provide a urine sample shall
251 immediately be suspended pursuant to s. 120.60(6), and such
252 failure or refusal is grounds for additional disciplinary action
253 ~~result in the revocation of the participant's license. Any~~
254 ~~participant who has been adjudged the loser of a match and who~~
255 ~~subsequently refuses to or is unable to provide a urine sample~~
256 ~~shall forfeit his or her share of the purse to the commission. A~~
257 ~~Any participant who is adjudged the winner of a match and who~~
258 ~~subsequently refuses to or is unable to provide a urine sample~~
259 ~~forfeits shall forfeit the win and shall not be allowed to~~
260 ~~engage in any future match in the state. The decision shall be~~
261 ~~changed to a no-decision result and shall be entered into the~~
262 ~~official record as the result of the match. The purse shall be~~
263 ~~redistributed as though the participant found to be in violation~~
264 ~~of this subsection had lost the match. If redistribution of the~~
265 ~~purse is not necessary or after redistribution of the purse is~~
266 ~~completed, the participant found to be in violation of this~~
267 ~~subsection shall forfeit his or her share of the purse to the~~
268 ~~commission.~~

269 (d) A participant who tests positive for a prohibited
270 substance as specified by commission rule shall be considered an
271 immediate serious danger to the health, safety, or welfare of
272 the public and his or her opponent. The license of a participant



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273 who tests positive for a prohibited substance shall immediately
274 be suspended pursuant to s. 120.60(6), and the positive test
275 result is grounds for additional disciplinary action.

276 Section 10. Section 548.052, Florida Statutes, is amended
277 to read:

278 548.052 Payment of advances by promoter ~~or foreign~~
279 ~~copromoter~~ regulated.—A promoter ~~or foreign copromoter~~ may not
280 pay, lend, or give a participant an advance against her or his
281 purse before a contest, except with the prior written permission
282 of the commission, the executive director, or the executive
283 director's designee a commissioner; and, if permitted, such
284 advance may be made only for expenses for transportation and
285 maintenance in preparation for a contest.

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

288 548.054 Withholding of purses; hearing; disposition of
289 withheld purse forfeiture.—

290 (2) Any purse so withheld shall be delivered by the
291 promoter to the commission upon demand. Within 10 days after the
292 match, the person from whom the sum was withheld may submit a
293 petition for a hearing to the commission pursuant to s. 120.569
294 ~~apply in writing to the commission for a hearing~~. Upon receipt
295 of the petition application, the commission shall hold ~~shall fix~~
296 ~~a date for a hearing pursuant to ss. 120.569 and 120.57. Within~~
297 ~~10 days after the hearing or after 10 days following the match,~~
298 If no petition application for a hearing is filed, the
299 commission shall meet and determine the disposition ~~to be made~~
300 of the withheld purse. If the commission finds the charges
301 sufficient, it may declare all or ~~any~~ part of the funds



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302 forfeited. If the commission finds the charges insufficient ~~not~~
303 ~~sufficient upon which to base a withholding order~~, it shall
304 immediately distribute the withheld funds to the appropriate
305 ~~persons entitled thereto~~.

306 Section 12. Section 548.06, Florida Statutes, is amended to
307 read:

308 548.06 Payments to state; exemptions; audit of records.—

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

315 (a) The gross price charged for the sale or lease of
316 broadcasting, television, and pay-per-view ~~motion picture~~ rights
317 of any match occurring within the state without any deductions
318 for commissions, brokerage fees, distribution fees, advertising,
319 or other expenses or charges.†

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

322 (b)(e) The face value of all tickets sold and complimentary
323 tickets issued, provided, or given, not including complimentary
324 tickets issued, provided, or given in accordance with
325 subsections (2) and (3).† ~~and~~

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

329 (2) A promoter may issue complimentary tickets for up to 5
330 percent of the seats in the house designated for use in the



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331 event, equally distributed among the price categories for which
332 complimentary tickets are issued, without including the face
333 value of such tickets in the calculation of gross receipts.

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

340 (b) The commission, the executive director, or the
341 executive director's designee may provide authorization for
342 additional complimentary tickets that are issued, provided, or
343 given to:

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

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

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

350 (c) A promoter seeking authorization to issue, provide, or
351 give additional complimentary tickets in an amount greater than
352 5 percent of the seats in the house designated for use in the
353 event in accordance with this subsection shall submit an
354 application on a form adopted by the commission. The application
355 must include, at a minimum, the date, time, and location of the
356 event; the number of additional complimentary tickets for which
357 the promoter is seeking authorization from the commission; the
358 percentage of tickets issued for the seats in the house
359 designated for use in the event for which the promoter is



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360 seeking authorization from the commission; and the persons or
361 entities that will receive the additional complimentary tickets.

362 (d) The commission, the executive director, or the
363 executive director's designee shall approve or deny the
364 application and shall provide the promoter a written explanation
365 for each approval or denial. The commission, the executive
366 director, or the executive director's designee may set
367 limitations on an approval and may approve all or a portion of
368 the additional complimentary tickets for which the promoter has
369 sought authorization. The commission, the executive director, or
370 the executive director's designee shall provide the promoter a
371 written explanation of any limitation placed on an approval. The
372 denial or approval with limitations of an application by the
373 commission, the executive director, or the executive director's
374 designee is not final agency action and may not be appealed.

375 (e) A promoter who receives authorization to issue,
376 provide, or give complimentary tickets in an amount greater than
377 5 percent of the seats in the house designated for use in the
378 event in accordance with this subsection shall maintain
379 documentation showing that the authorized additional
380 complimentary tickets were issued, provided, or given to
381 individuals or entities eligible for such tickets under
382 paragraph (b). These documents are subject to an audit of the
383 promoter's books and records pursuant to subsection (8).

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

387 (g) The promoter may issue, provide, or give complimentary
388 tickets in an amount greater than 5 percent of the seats in the



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389 house designated for use in the event without obtaining written
390 authorization in accordance with this subsection if the promoter
391 includes the face value of such tickets in the calculation of
392 gross receipts.

393 (h) The promoter remains responsible for complying with
394 reporting and taxation requirements related to gross receipts as
395 provided in this section. However, complimentary tickets issued,
396 given, or provided under subsection (2) or as authorized by the
397 commission are exempt from such reporting and taxation
398 requirements.

399 ~~(2) Where the rights to telecast a match or matches held in~~
400 ~~this state under the supervision of the Florida State Boxing~~
401 ~~Commission are in whole owned by, sold to, acquired by, or held~~
402 ~~by any person who intends to or subsequently sells or, in some~~
403 ~~other manner, extends such rights in part to another, such~~
404 ~~person is deemed to be a promoter and must be licensed as such~~
405 ~~in this state. Such person shall, within 72 hours after the~~
406 ~~sale, transfer, or extension of such rights in whole or in part,~~
407 ~~file with the commission a written report that includes the~~
408 ~~number of tickets sold, the amount of gross receipts, and any~~
409 ~~other facts the commission may require.~~

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

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



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418 (5) Each the written report must ~~shall~~ be accompanied by a
419 tax payment in the amount of 5 percent of the total gross
420 receipts exclusive of any federal taxes, except that the tax
421 payment derived from the gross price charged for the sale or
422 lease of broadcasting, television, and pay-per-view ~~motion~~
423 ~~picture~~ rights of an event occurring within the state may ~~shall~~
424 not exceed \$40,000 for a any single event. A promoter who remits
425 the maximum tax amount of \$40,000 for the sale or lease of
426 broadcasting, television, or pay-per-view rights of an event
427 occurring within the state and who submits a form provided by
428 the commission indicating that he or she has paid the maximum
429 tax amount is not required to provide any further information
430 with regard to the sale or lease of broadcasting, television, or
431 pay-per-view rights. However, the promoter remains responsible
432 for complying with reporting and taxation requirements related
433 to other gross receipts as provided in this chapter.

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

439 (b) A Any promoter who willfully fails, neglects, or
440 refuses to make a report or to pay the taxes as prescribed or
441 who refuses to allow the commission to examine the books,
442 papers, and records of a any promotion commits ~~is guilty of~~ a
443 misdemeanor of the second degree, punishable as provided in s.
444 775.082 or s. 775.083.

445 (7) A promoter shall retain a copy of the following records
446 for 1 year and provide a copy of such records to the commission



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447 upon request:

448 (a) Records necessary to support each report submitted to
449 the commission, including a copy of each report filed with the
450 commission.

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

452 (c) Documentation required to be maintained under paragraph

453 (3) (e) verifying that additional complimentary tickets
454 authorized by the commission, the executive director, or the
455 executive director's designee were issued, provided, or given to
456 eligible individuals or entities.

457 (8) Compliance with this section is subject to verification
458 by department or commission audit. The commission may, upon
459 reasonable notice to the promoter, audit a promoter's books and
460 records relating to the promoter's operations under this
461 chapter.

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

466 Section 13. Subsection (2) of section 548.066, Florida
467 Statutes, is amended to read:

468 548.066 Ticket refunds.—

469 (2) For failure to comply with this section, the commission
470 may declare a promoter's ~~or foreign copromoter's~~ bond or other
471 security forfeited, suspend or revoke the license of a promoter
472 ~~or foreign copromoter~~, and impose any other penalty provided.

473 Section 14. Section 548.07, Florida Statutes, is amended to
474 read:

475 548.07 Suspension of license or permit by commissioner;



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476 hearing.-

477 (1) The commission, the executive director, or the
478 executive director's designee may issue an emergency suspension
479 order pursuant to s. 120.60(6) suspending the license of a
480 person or entity licensed under this chapter who poses an
481 immediate, serious danger to the health, safety, and welfare of
482 the public or the participants in a match.

483 (2) The department's Office of General Counsel shall review
484 the grounds for each emergency suspension order issued and, if
485 sufficient, shall file an administrative complaint against the
486 licensee within 21 days after the issuance of the emergency
487 suspension order.

488 (3) After service of the administrative complaint pursuant
489 to the procedure provided in s. 455.275, the disciplinary
490 process shall proceed pursuant to chapter 120 ~~Notwithstanding~~
491 any provision of chapter 120, any member of the commission may,
492 upon her or his own motion or upon the verified written
493 complaint of any person charging a licensee or permittee with
494 violating this chapter, suspend any license or permit until
495 final determination by the commission if such action is
496 necessary to protect the public welfare and the best interests
497 of the sport. The commission shall hold a hearing within 10 days
498 after the date on which the license or permit is suspended.

499 Section 15. Section 548.073, Florida Statutes, is amended
500 to read:

501 548.073 Commission hearings.-All hearings held under this
502 chapter shall be held in accordance with chapter 120
503 ~~Notwithstanding the provisions of chapter 120, any member of the~~
504 ~~commission may conduct a hearing. Before any adjudication is~~



505 ~~rendered, a majority of the members of the commission shall~~
506 ~~examine the record and approve the adjudication and order.~~

507 Section 16. For the 2014-2015 fiscal year, the sum of
508 \$111,000 in recurring funds is appropriated from the General
509 Revenue Fund to the Department of Business and Professional
510 Regulation for the implementation of this act by the Florida
511 State Boxing Commission.

512 Section 17. This act shall take effect July 1, 2014.

514 ===== T I T L E A M E N D M E N T =====

515 And the title is amended as follows:

516 Delete everything before the enacting clause
517 and insert:

518 A bill to be entitled
519 An act relating to pugilistic exhibitions; amending s.
520 548.002, F.S.; revising and providing definitions;
521 amending s. 548.004, F.S.; revising the duties and
522 responsibilities of the executive director of the
523 Florida State Boxing Commission; deleting a provision
524 requiring the electronic recording of commission
525 proceedings; amending s. 548.006, F.S.; clarifying the
526 jurisdiction of the commission over certain amateur
527 and professional matches; amending s. 548.007, F.S.;
528 revising the applicability of ch. 548, F.S.; repealing
529 s. 548.013, F.S., relating to a requirement that
530 foreign copromoters be licensed; amending s. 548.014,
531 F.S.; conforming provisions to changes made by the
532 act; repealing s. 548.015, F.S., relating to the
533 authority of the commission to require a



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534 concessionaire to file a form of security with the
535 commission; amending s. 548.017, F.S.; deleting a
536 requirement for the licensure of concessionaires and
537 booking agents; requiring a promoter to be licensed;
538 amending s. 548.046, F.S.; providing for immediate
539 license suspension and other disciplinary action if a
540 participant fails or refuses to provide a urine sample
541 or tests positive for specified prohibited substances;
542 amending s. 548.052, F.S.; revising requirements for
543 providing an advance payment or loan against a purse
544 to a participant; amending s. 548.054, F.S.; revising
545 procedure and requirements for requesting a hearing
546 following the withholding of a purse; amending s.
547 548.06, F.S.; revising the calculation of gross
548 receipts; authorizing a promoter to issue a specified
549 amount of complimentary tickets that are not included
550 in gross receipts; requiring authorization from the
551 commission to issue complimentary tickets that are not
552 included in gross receipts in an amount greater than a
553 specified amount; providing application requirements
554 and procedures; providing that certain promoters are
555 not required to report specified information;
556 requiring promoters to retain specified documents and
557 records; authorizing the commission and the Department
558 of Business and Professional Regulation to audit
559 specified records retained by a promoter; requiring
560 the commission to adopt rules; amending s. 548.066,
561 F.S.; conforming a provision to changes made by the
562 act; amending s. 548.07, F.S.; revising the procedure



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563 for suspension of licensure; amending s. 548.073,
564 F.S.; requiring that commission hearings be held in
565 accordance with the Administrative Procedure Act;
566 providing an appropriation; providing an effective
567 date.