

MAINE STATE LEGISLATURE

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CHAPTER 5

BOXING

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§ 101. Commission

The Maine State Boxing Commission, as heretofore established and hereinafter in this chapter called the "commission," shall consist of 3 members who shall be appointed for terms of 3 years and may be for cause removed by the Governor with the advice and consent of the Council. Each member of the commission shall receive a salary of \$850 a year and his reasonable expenses, including transportation, incurred in the performance of his duties. Any vacancy shall be filled by appointment for the unexpired term. The members shall serve until their successors are appointed and qualified. So far as is practicable they shall be persons interested in and familiar with boxing.

R.S.1954, c. 88, § 1.

§ 102. Organization

The commissioners shall select one of their members to be secretary of the commission. Two of the members of the commission shall constitute a quorum to do business. It shall be the duty of the secretary to keep a record of all proceedings of the commission and to preserve all books, maps, documents, papers and records entrusted to its care.

R.S.1954, c. 88, § 2.

§ 103. Office location

The commission shall have an office in Augusta.

R.S.1954, c. 88, § 3.

§ 104. Disbursements

The compensation of the commissioners, reasonable transportation expenses of the chairman incurred in the performance of his duties and other necessary expenses of the commission, including suitable furniture, equipment, supplies and office expenses shall be charged to and paid out of such amount as the Legislature may appropriate.

R.S.1954, c. 88, § 4.

§ 105. Reports

The commission shall make an annual report to the Governor on or before the first day of December in each year, including therein an account of its actions, receipts derived under this chapter, the practical effects of the application of this chapter and any recommendation for legislation which the commission deems advisable.

R.S.1954, c. 88, § 5.

§ 106. Jurisdiction

The commission shall have the sole direction, control and jurisdiction over all boxing contests or exhibitions and is empowered to institute and promulgate all rules and regulations necessary therefor. No boxing contests or exhibitions, except as provided, shall be held or conducted within this State except under a license and permit issued by the commission in accordance with this chapter and the rules and regulations adopted in pursuance thereof.

R.S.1954, c. 88, § 6.

§ 107. Licenses

The commission may issue, in its discretion under the name and seal of the commission, a license in writing to extend for one year, unless revoked by the commission for cause, to any person, club, association or corporation who or which is properly qualified, which will entitle him or it to conduct boxing contests and exhibitions for a period of one year from date of issuance, in accordance with this chapter and the rules and regulations adopted in pursuance thereof. Such license may be revoked or suspended by the Administrative Hearing Commissioner as designated in Title 5, chapters 301 to 307 upon hearing and proof that the holder of such license has violated any of the provisions of this

chapter or of any rule, regulation or order of the commission. The commission may in its discretion fix the fee of such license at a figure between \$10 and \$100, depending upon the probable income of the licensee to be derived from the conducting of such boxing contests and exhibitions.

All persons engaging in such boxing contests and exhibitions as boxers, seconds, managers, timekeepers, knock-down timekeepers, referees, judges and physicians must have been licensed by the commission in a like manner, such licenses to be subject to revocation or suspension for cause. The commission may in its discretion fix the fees of licenses under this paragraph at a figure between \$1 and \$15.

Upon the application for any such license as enumerated, the chairman of the commission shall in his discretion temporarily issue or refuse to issue the license or he may upon information of violation of this chapter or the rules of the commission temporarily suspend or revoke a license for cause. The commission shall consider the matter at its regular meeting and rule upon the issuance, suspension, rejection or revocation of said license, but when application by a well reputed fraternal, charitable or patriotic organization for holding amateur boxing contests or exhibitions is made to the commission, it may grant such license and without the requirement of the payment of the fees enumerated.

Any person, club, association or corporation, or any officer of such club, association or corporation who conducts such a boxing contest or exhibition, or any boxer, manager, timekeeper, knock-down timekeeper, second, referee, judge or physician who engages in or in any way takes part in such a contest or exhibition without first obtaining such a license, or when such license has expired or has been suspended or revoked by the commission or temporarily suspended or revoked by the chairman, shall be guilty of a misdemeanor and shall be punished by a fine of not less than \$10 nor more than \$1,000, or by imprisonment for not more than one year, or by both.

R.S.1954, c. 88, § 7; 1957, c. 40, § 1; 1961, c. 183; c. 394, §§ 54, 55; 1963, c. 412, § 23.

§ 108. Permits for foreign co-promoters

No foreign co-promoter, meaning a promoter who has no place of business within the State of Maine, shall directly or indirectly participate in the promotion of or receive any remuneration from or render any services in connection with any such boxing con-

test or exhibition held within the State of Maine unless he first shall have been granted a permit by the commission. No promoter shall be associated with any foreign co-promoter in promoting any boxing contest or exhibition unless the foreign co-promoter has first secured a permit. Such permit shall expire one year from date of issue and the fee therefor shall be fixed by the commission at a figure between \$10 and \$100, depending upon the probable income of the applicant for a permit to be derived from the conducting of such boxing contests and exhibitions.

A foreign co-promoter by accepting a permit agrees to be subject to all the provisions of this chapter and the rules and regulations promulgated thereunder.

Any foreign co-promoter who violates any provision of this chapter or any rule and regulation promulgated thereunder shall be guilty of a misdemeanor and shall be punished by a fine of not less than \$10 nor more than \$1,000, or by imprisonment for not more than one year, or by both.

1957, c. 40, § 2.

§ 109. Accident insurance

The commission shall have the authority, in its discretion, to make and promulgate rules requiring coverage by accident insurance in the event of injury or death for persons competing in properly licensed boxing or sparring matches or exhibitions, as defined in this chapter. Such insurance, if required, shall comply with standards prescribed by the Insurance Commissioner.

R.S.1954, c. 88, § 8.

§ 110. Rules and regulations

The commission shall issue to each promoter a printed form, which shall be returned to the commission by registered letter mailed within 48 hours of the completion of a boxing contest or exhibition held under this chapter, on which there shall be a list of the names of the contestants with the signed statement of a licensed physician stating that he examined them within 10 hours of the contest or exhibition and found them to be in good physical condition and that he weighed them and what he found their various weights to be. It shall contain the signed statement of the promoter stating the results of each contest or exhibition, the names of the referee and judges and the gross receipts.

R.S.1954, c. 88, § 10.

§ 111. Taxes

The promoter or promoters of all boxing contests or exhibitions held under this chapter shall pay to the Treasurer of State, for credit to the General Fund, a tax of 3% of the gross receipts from such contest or exhibition. This tax shall have been paid to the Treasurer of State by the last day of the month following the month in which such contest or exhibition is held. Upon failure to pay such tax to the Treasurer of State, such promoter or promoters shall be liable to pay a penalty of 25% of the amount of the tax due, which penalty shall be recovered by a civil action brought in the name of the said commission, and the said penalty if recovered shall be paid to the Treasurer of State to be credited to the General Fund. On the failure of any promoter or promoters to pay such a tax, the commission shall revoke the promoter's license.

R.S.1954, c. 88, § 11; 1961, c. 317, § 214.

§ 112. Decisions

In all boxing contests or exhibitions conducted under this chapter, there may be a decision as to the winner by 2 judges and the referee, or by 3 judges, licensed under this chapter.

R.S.1954, c. 88, § 12; 1957, c. 40, § 3.