

MAINE STATE LEGISLATURE

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STATE OF MAINE

REPORT

OF THE

ATTORNEY GENERAL

for the calender years

1961 - 1962

April 10, 1961

To: George L. Russo, Chairman of Boxing Commission

Re: Jurisdiction of Amateur Boxing Contests

This is in answer to your request for an opinion dated March 24, 1961. You have inquired whether or not the jurisdiction of the Boxing Commission includes amateur boxing contests.

Under Section 6 of Chapter 88, Revised Statutes of 1954, the Boxing Commission has jurisdiction "over all boxing contests or exhibits." Section 7 of the same chapter also makes reference to amateur boxing contests conducted by charitable organizations.

It is my opinion, therefore, that the Commission has jurisdiction over amateur boxing contests.

You have also inquired as to whether or not the referee may be paid any money for refereeing an amateur boxing contest. The payment of the referee in such an amateur contest is entirely within the discretion of the promoter of the boxing match and the referee. The payment of a referee for refereeing an amateur boxing contest would not jeopardize the amateur nature of the boxing contest conducted by a charitable organization. Section 7 of the law does require the licensing of the referees.

RICHARD A. FOLEY

Assistant Attorney General

April 10, 1961

To: Doris M. St. Pierre, Secretary of Real Estate Commission

Re: New England Camp Realty Association, Inc.

This is in answer to your request for an opinion dated April 5, 1961. In a letter attached to your memorandum the proposed activity of the above-named corporation is described and you inquire whether or not a real estate broker's license will be required for the corporation.

The following language appears in the letter attached to your memorandum:

"It is a nonprofit company conceived for the purpose of identity and promotion in the *listing, selling* and appraisal of Juvenile Camp properties. Even though we advertise and promote under this name, no brokerage commissions will ever enter into it and its *cost will be defrayed by assessment of the parent companies and associates.*" (Emphasis supplied)

The defrayment of costs by assessment to the parent companies and association would appear to be a compensation or valuable consideration within the meaning of Section 2, paragraph I of Chapter 84, Revised Statutes of 1954, as amended. The corporation will be required to obtain a broker's license on the basis of the facts outlined in the letter attached to your memorandum.

RICHARD A. FOLEY

Assistant Attorney General