

CHAPTER 46

RULES GOVERNING BOXING, WRESTLING AND SPARRING EXHIBITIONS AND PERFORMANCES

Authority

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Chapter 46, Rules Governing Boxing, Wrestling and Sparring Exhibitions and Performances, expires on July 28, 2000.

Chapter Historical Note

Chapter 46, Rules Governing Boxing, Wrestling and Sparring Exhibitions and Performances, was originally filed and became effective prior to September 1, 1969. Subchapters 2, 3, 7 and 12 were repealed and replaced by R.1984 d.611, effective January 7, 1985. See: 16 N.J.R. 2241(a), 17 N.J.R. 103(a). Subchapter 23, Standards of Conduct, was adopted by R.1985 d.164, effective April 1, 1985. See: 17 N.J.R. 55(a), 17 N.J.R. 837(a). Pursuant to Executive Order No. 66(1978), Chapter 13:46 expired on June 3, 1990 and was readopted as new rules by R.1990 d.454, effective September 4, 1990. See: 22 N.J.R. 1231(a), 22 N.J.R. 2748(a). Chapter 13:46 was readopted as R.1995 d.458, effective July 28, 1995. See: Source and Effective Date.

See section annotations for specific rulemaking activity.

Law Review and Journal Commentaries

In the Aftermath of McClellan: Isn't it Time for the Sport of Boxing to Protect Its Participants? Ross Rosen, 5 Seton Hall J. Sport L. 611 (1995).

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SUBCHAPTER 1. DEFINITIONS

13:46-1.1 Definitions

The following words and terms, when used in this chapter, shall have the following meanings unless the context clearly indicates otherwise:

“Board” means the State Athletic Control Board.

“Championship boxing match” means any boxing match in which the championship of a recognized boxing association is at stake.

“Club” means any person, club, corporation, organization or association licensed under the act to conduct, hold or give professional boxing matches or exhibitions.

“Club contract” is an agreement between a boxer with a promoter that provides that the boxer shall participate in a bout with another named boxer.

“Commissioner” means the person appointed by the Attorney General with the concurrence of the Board to serve as the Chief Executive Officer of the Board.

“Licensee” means any person, club, corporation, organization or association licensed by the Board.

“Manager” means any person who:

1. By contract, agreement, or other arrangement with any person undertakes or has undertaken to represent in any way the interest in any professional boxing contest in which such boxer is to participate as a contestant; and is entitled under that contract, agreement or other arrangement to receive monetary or other compensation for his services without regard to the sources of such compensation; except that the term “manager” shall not be construed to mean any attorney licensed to practice in this State, whose participation in such activities is restricted solely to his representing the interests of a professional boxer as his client.

2. Directs or controls the professional boxing activities of any professional boxer.

3. Receives or is entitled to receive ten percent or more of the gross purse, or gross income of any professional boxing contest.

“Program” means the total of all boxing and wrestling matches presented on a particular occasion.

“Promoter” means any person, club, corporation, organization or association licensed under the act to conduct, hold or give programs or exhibitions.

“Purse” means the compensation, percentage or other remuneration for which the contestants are competing.

“Recognized boxing association” means an organization recognized by the Commissioner with the concurrence of the Board whose voting membership is composed of representatives of governmental agencies regulating boxing, including, but not limited to, the World Boxing Association, the World Boxing Council, the International Boxing Federation, the North American Boxing Federation, and the United States Boxing Association. The Commissioner may, with the concurrence of the Board, designate any regional, national, or international boxing organization pursuant to this definition.

“Special event” means a boxing card, boxing show, or any other combative sports event which has among its contests a championship elimination match, a pay-per-view or subscription television match, a nationally televised match, or any other match of significance to combative sports in this State as designated by the Commissioner with the concurrence of the Board.

As amended, R.1970 d.35, effective April 8, 1970.

See: 2 N.J.R. 27(a), 2 N.J.R. 44(a).

As amended, R.1982 d.389, effective November 1, 1982.

See: 14 N.J.R. 751(b), 14 N.J.R. 1220(a).

Changed subchapter heading from Boxing Weights and Classes to Definitions.

Deleted definitions of “club”; added definition of “program” and “promoter”.

Amended by R.1985 d.284, effective June 3, 1985.

See: 16 N.J.R. 2962(a), 17 N.J.R. 1432(a).

Added definitions “club contract” and “program.”

Amended by R.1995 d.398, effective July 17, 1995.

See: 27 N.J.R. 1138(a), 27 N.J.R. 1959(a), 27 N.J.R. 2697(a).

SUBCHAPTER 1A. BOXING WEIGHTS AND
CLASSES

13:46-1A.1 Classes of boxers

- (a) Boxers shall be divided into the following classes:

1. Flyweight up to 112 pounds
2. Bantamweight up to 118 pounds
3. Featherweight up to 126 pounds
4. Junior Lightweight up to 130 pounds
5. Lightweight up to 135 pounds

- | | |
|---|---|
| 6. Junior Welterweight up to 140 pounds | As amended, R.1982 d.389, eff. November 1, 1982. |
| 7. Welterweight up to 147 pounds | See: 14 N.J.R. 751(b), 14 N.J.R. 1220(a). |
| 8. Junior Middleweight up to 154 pounds | Recodified from N.J.A.C. 13:46-1.2. |
| 9. Middleweight up to 160 pounds | Amended by R.1985 d.284, effective June 3, 1985. |
| 10. Lighth heavyweight up to 175 pounds | See: 16 N.J.R. 2962(a), 17 N.J.R. 1432(a). |
| 11. Cruiserweight up to 195 pounds | Deleted original (a)8 and inserted new (a)8 and 9. |
| 12. Heavyweight all over 195 pounds | Amended by R.1987 d.53, effective January 20, 1987. |
| | See: 18 N.J.R. 1789(a), 19 N.J.R. 233(a). |

13:46-8.25 Compensation for boxing referees and judges

(a) The compensation to boxing referees and judges shall be paid by the promoter conducting the show and shall be on the following basis:

1. When the gross gate receipts of the show do not exceed \$25,000, the fee for each of the two referees shall be \$250.00 and the fee for each of the three judges shall be \$200.00.

2. When the gross gate receipts of the show are between \$25,000 and \$50,000, the fee for each of the two referees shall be \$300.00 and the fee for each of the three judges shall be \$250.00.

3. When the gross gate receipts of the show are between \$50,000 and \$100,000, the fee for each of the two referees shall be \$350.00 and the fee for each of the three judges shall be \$300.00.

4. When the gross gate receipts of the show are between \$100,000 and \$200,000, the fee for each of the two referees shall be \$400.00 and the fee for each of the three judges shall be \$350.00.

5. When the gross gate receipts of the show are between \$200,000 and \$300,000, the fee for each of the two referees shall be \$500.00 and the fee for each of the three judges shall be \$400.00.

6. When the gross gate receipts of the show are in excess of \$300,000 the fee for the referees and judges shall be set by the Commissioner.

(b) In the event one of the two referees assigned to a boxing show becomes incapacitated, or in an emergency situation where only one of the two referees is available, the remaining referee shall referee the remaining contests of the program and, at the discretion of the Commissioner, may be compensated in an amount up to twice the amount of the fee established under (a) above. In such a situation, the compensation to be paid to the incapacitated or unavailable referee shall be reduced accordingly.

(c) The compensation schedule set forth in (a) above shall not apply in a sanctioned championship bout. The Commission shall set the compensation to be paid to boxing referees and judges officiating at sanctioned championship bouts. In making this determination, the Commissioner may consider any determinations, standards or recommendations made by a recognized boxing association. Nevertheless, the Commissioner shall retain full authority to set the compensation schedule for boxing referees and judges in championship bouts irrespective of a determination or a recommendation by such an association.

Amended by R.1985 d.284, effective June 3, 1985.
See: 16 N.J.R. 2962(a), 17 N.J.R. 1432(a).

Substantially amended.

Amended by R.1987 d.50, effective January 20, 1987.
See: 18 N.J.R. 1925(a), 19 N.J.R. 234(a).

Substantially amended.

Amended by R.1995 d.398, effective July 17, 1995.
See: 27 N.J.R. 1138(a), 27 N.J.R. 1959(a), 27 N.J.R. 2697(a).

13:46-8.26 Verbal or physical abuse of referee or judge

Any licensee who verbally or physically abuses a referee or judge shall be suspended indefinitely and his license may be revoked.

Amended by R.1985 d.284, effective June 3, 1985.
See: 16 N.J.R. 2962(a), 17 N.J.R. 1432(a).

"or judge" added; "may be permanently discarded at the discretion of the Commissioner" deleted and new text added.

13:46-8.27 Low blow; referee's notice

Whenever the referee shall observe a blow delivered below the belt, he shall, as a means of notice to the fans and the offender, step between the boxers and with his free hand make a sweeping motion upwards from the floor as a warning to the offender to raise his punches and to refrain from delivering any other blows.

13:46-8.28 Knocked out boxer; treatment by physician

A boxer who is knocked out must not be touched or moved by anyone except the ringside physician. The physician shall determine the methods of resuscitation.

Amended by R.1985 d.284, effective June 3, 1985.
See: 16 N.J.R. 2962(a), 17 N.J.R. 1432(a).

"ringside" substituted for "club".

13:46-8.29 Persistent fouling

Persistent fouling by a boxer in spite of the referee's warnings, and in violation of clean sportsmanship, may, in the judgment of the referee, result in disqualification of the offender.

13:46-8.30 Change of decision by Commissioner

The Commissioner may in his discretion change a referee's decision if in his judgment a palpable and self-evident error has been committed.

13:46-8.31 (Reserved)

Repealed by R.1985 d.284, effective June 3, 1985.
See: 16 N.J.R. 2962(a), 17 N.J.R. 1432(a).

Section originally "Accident insurance; premium payment".

13:46-8.32 (Reserved)

Repealed by R.1985 d.284, effective June 3, 1985.
See: 16 N.J.R. 2962(a), 17 N.J.R. 2432(a).

Section originally "Judges, majority vote".

13:46-8.33 Substitution of judge

(a) In the event a judge becomes incapacitated and is unable to finish scoring a boxing contest, time out should be called and the alternative referee shall immediately be assigned to score the same.

(b) It shall be mandatory for the alternative referee to continue scoring on the scorecard used by the incapacitated judge.

(c) The alternative referee must start the round from the beginning from the time of his substitution for the incapacitated judge.

Amended by R.1985 d.284, effective June 3, 1985.
See: 16 N.J.R. 2962(a), 17 N.J.R. 1432(a).
"judge" substituted for "referee".

13:46-8.34 (Reserved)

R.1972 d.62, effective March 22, 1972.
See: 4 N.J.R. 76(d).
Repealed by R.1984 d.611, effective January 7, 1984.
See: 16 N.J.R. 2241(a), 17 N.J.R. 103(a).
Section was previously "Extension of championship bout".

13:46-8.35 Incapacitation of referee

In the event a referee becomes incapacitated time out shall be called and the other referee assigned to the show will assume the duties of the incapacitated referee.

New Rule, R.1985 d.284, effective June 3, 1985.
See: 16 N.J.R. 3962(a), 17 N.J.R. 1432(a).

SUBCHAPTER 9. INSPECTORS

13:46-9.1 Qualification and duties

(a) In order to be appointed and licensed as an inspector, an individual must indicate to the satisfaction of the Commissioner that he is capable of determining the appropriate amount of taxes and insurance premiums to be paid by a promoter for an event. Inspectors must be able to compose a payroll of ring officials and must be conversant with the rules and regulations of the Board.

(b) Inspectors shall be in charge of shows for the purpose of:

1. Determining that contestants and all other participants are licensed according to the requirements of the rules of this chapter;
2. Collecting taxes;
3. Composing a list of the identities of fight officials to be used as a payroll by the Office of the Commissioner;
4. Supervising gate entrances;
5. Submitting an insurance premium report to the Commissioner and collecting a check from the promoter for payment of the insurance premiums. The report and premium shall be forwarded by the Commissioner to the insurance carrier.

(c) Inspectors are at-will employees of the Board and, notwithstanding the procedure enumerated in N.J.A.C. 13:46-4.14, may have their licenses revoked or their renewal application denied without the benefit of a hearing before the Board.

Amended by R.1985 d.284, effective June 3, 1985.

See: 16 N.J.R. 2962(a), 17 N.J.R. 1432(a).

Section originally "Qualification and duties".

Amended by R.1995 d.400, effective July 17, 1995.

See: 27 N.J.R. 1141(a), 27 N.J.R. 1959(a), 27 N.J.R. 2698(a).

13:46-9.2 Attendance at weigh-in

Inspectors assigned to boxing shows must attend the weigh-in as well as the performances.

13:46-9.3 Report; payment of taxes and fees

(a) The inspector-in-charge at every show, boxing or wrestling, must submit or mail to the Commissioner within 24 hours a completed inspector's report on a form provided by the State Athletic Commission.

(b) Payment of all taxes and other fees must be made to the State Athletic Commission forthwith under penalty of suspension.

Amended by R.1985 d.284, effective June 3, 1985.

See: 16 N.J.R. 2962(a), 17 N.J.R. 1432(a).

Text deleted "and which, on . . . examination report".

13:46-9.4 Receipt book

(a) Each inspector shall carry with him at all times his receipt book for license fees or other collections.

(b) Receipts are made out in triplicate; one copy for the person paying the fee, one copy for the inspector to forward to the Commission office together with his report and the third copy to remain in the book.

(c) When each receipt book is completed the inspector must return it to the office immediately and any failure will result in suspension by the Commissioner and the inspector may be subject to discharge.

13:46-9.5 Forwarding of scorecards

Inspectors at boxing shows must obtain the judges' scorecards and forward same to the Commissioner in addition to other required reports.

Amended by R.1985 d.284, effective June 3, 1985.

See: 16 N.J.R. 2962(a), 17 N.J.R. 1432(a).

"referee's" replaced "judges".

13:46-9.6 Payment of referees, judges, timekeepers, announcers, and physicians

Promoters shall be liable for the compensation of all referees, judges, timekeepers, announcers, and physicians. Promoters shall not make any payments of compensation and/or expenses directly to referees, judges, timekeepers, announcers or physicians. The promoter shall write a check to the State of New Jersey in an amount authorized and determined by the chief inspector. The number of referees, judges, timekeepers, announcers, and physicians appointed to any combative sport show shall be determined by the Commissioner. The check shall be given to the chief inspector at the fight and should be given to the Commissioner by the chief inspector. The funds will be disbursed by the Board to the referees, judges, timekeepers, announcers or physicians.

Amended by R.1985 d.284, effective June 3, 1985.

See: 16 N.J.R. 2962(a), 17 N.J.R. 1432(a).

(a) substantially amended; (b) deleted.

13:46-11.9 Wrestling

(a) A timekeeper at wrestling exhibitions shall take his cue to commence time from the nod of the referee and shall sound the gong simultaneously with the referee's call of "time".

(b) At the termination of each five-minute period of any wrestling exhibition, the timekeeper shall call out the time that the participants have been wrestling, sufficiently loud for the referee to hear, such as "five minutes" or "ten minutes".

(c) In time limit exhibitions the timekeeper shall sound the gong at the end of the designated time limit to indicate the end of the exhibition.

(d) When an exhibition is terminated in less than the scheduled time limit, the timekeeper shall give the referee the elapsed time.

13:46-11.10 Compensation for combative sports timekeepers

(a) The compensation to boxing timekeepers shall be paid by the promoter conducting the show and shall be on the following basis:

1. When the gross gate receipts of the show do not exceed \$25,000, the fee for the timekeeper shall be \$200.00.

2. When the gross gate receipts of the show are between \$25,000 and \$50,000, the fee for the timekeeper shall be \$250.00.

3. When the gross gate receipts of the show are between \$50,000 and \$100,000, the fee for the timekeeper shall be \$300.00.

4. When the gross gate receipts of the show are between \$100,000 and \$200,000, the fee for the timekeeper shall be \$350.00.

5. When the gross gate receipts of the show are between \$200,000 and \$300,000, the fee for the timekeeper shall be \$400.00.

6. When the gross gate receipts of the show are in excess of \$300,000, the fee for the timekeeper shall be set by the Commissioner.

(b) The compensation set forth in (a) above shall not apply in a sanctioned championship boxing bout or special event. The Commissioner shall set the compensation to be paid to timekeepers officiating at sanctioned championship boxing bouts and special events. In making this determination, the Commissioner may consider any determinations, standards or recommendations made by a recognized boxing

association. Nevertheless, the Commissioner shall retain full authority to set the compensation schedule for timekeepers in championship boxing bouts and special events irrespective of a determination or a recommendation by such an association.

New Rule, R.1987 d.50, effective January 20, 1987.

See: 18 N.J.R. 1925(a), 19 N.J.R. 234(a).

Amended by R.1995, d.400, effective July 17, 1995.

See: 27 N.J.R. 1141(a), 27 N.J.R. 1959(a), 27 N.J.R. 2698(a).

SUBCHAPTER 12. RULES TO SAFEGUARD HEALTH

13:46-12.1 Pre-licensure medical examinations

(a) A boxer, as a condition to licensure or to the renewal of licensure by the State Athletic Control Board shall undergo a thorough medical examination by a physician or physicians appointed by the State Athletic Control Board, one of whom is certified in neurology or neurosurgery, to establish his physical and mental fitness for competition.

(b) An examination within the meaning of (a) above shall include a complete history of the applicant (medical and ring record) and any or all of the following laboratory procedures at the discretion of the Commissioner and the physician: chest X-ray, skull X-ray, flat abdominal X-ray, complete blood count for bleeding and coagulation time, serological examination for syphilis and any other test which might be indicated by the past record or present condition of the applicant. In all cases, the examination shall include the administration of an electrocardiogram and electroencephalogram, a urinalysis, a test for the detection of the HIV virus conducted no earlier than 14 days prior to licensure, and the conduct of a thorough ophthalmological examination. In appropriate cases upon the recommendation of the examining neurologist, a computerized tomography or any other test shall be administered and the results thereof and the recommendation of the examining neurologist forwarded to the Commissioner.

(c) An examination shall be made no earlier than 30 days but no later than one day prior to licensure or the renewal thereof except for the HIV test referred to in (b) above, which must be conducted no earlier than 14 days prior to licensure.

(d) In addition to the examination required by (a) above, the Commissioner at his discretion may order such additional examinations of a boxer at any time for the purpose of determining his continued fitness and qualification to engage in a boxing contest.

(e) No applicant shall be granted a license unless the physician appointed by the State Athletic Control Board has certified his fitness to engage in a boxing contest.

Amended by R.1986 d.302, effective July 21, 1986.

See: 18 N.J.R. 617(a), 18 N.J.R. 1484(a).

Substituted "State Athletic Board" for "Commissioner".

Amended by R.1996 d.373, effective August 5, 1996.

See: 28 N.J.R. 2325(a), 28 N.J.R. 3806(b).

In (b) and (c) provided for HIV tests.

13:46-12.2 Pre-fight medical examinations

(a) All boxers in all bouts must be given a medical examination by a physician appointed by the Commissioner on the day of the bout, both at the weighing-in and in the evening, a short while before the boxing program commences. All such examinations shall be conducted privately with no other persons present besides the physician and the boxer. This physical examination shall include as many of the procedures outlined in N.J.A.C. 13:46-12.1(b) as the examining physician may decide are necessary. In all cases, the examination shall include the administration of a thorough ophthalmological and neurological examination and a urinalysis. In all cases, the boxer shall present to the physician the results of a test for the HIV virus. Such HIV test shall be administered no earlier than 14 days prior to the boxing match. Any boxer who fails to produce the results of such a test, or who produces a test result showing that the boxer is infected with the HIV virus, shall not be permitted to box in this State. The examination shall include a pregnancy test for all female boxers. Any contestant determined to be pregnant shall not be permitted to box in this State.

(b) No boxer shall be permitted to enter the ring unless the physician appointed by the Commissioner has certified his fitness to engage in a boxing contest. The physician's decision that a boxer is not fit to engage in a boxing contest shall not be subject to change by any other official. A boxer may be disqualified for any medical reason.

(c) No boxer shall be permitted to enter the ring for a boxing contest in this State if he has left or been discharged from an in-patient or residential drug or alcohol rehabilitation facility or program within the 60-day period preceding the contest. Any boxer who competes, or any promoter, manager, or second who knowingly allows a boxer to compete within 60 days of the boxer leaving or being discharged from an in-patient or residential drug or alcohol rehabilitation program or facility shall be subject to discipline by the Commissioner.

Amended by R.1996 d.373, effective August 5, 1996.

See: 28 N.J.R. 2325(a), 28 N.J.R. 3806(b).

In (a) provided for HIV tests.

Amended by R.1997 d.227, effective June 2, 1997.

See: 29 N.J.R. 413(a), 29 N.J.R. 2567(a).

In (a), added the last two sentences.

Amended by R.1998 d.329, effective July 6, 1998.

See: 29 N.J.R. 2623(a), 30 N.J.R. 2510(a).

Added (c).

Case Notes

Medical examinations of boxers cited in support of finding that breathalyzer and urine tests, as required by regulation, are not unique to jockeys. *Shoemaker v. Handel*, 608 F.Supp. 1151 (D.N.J.1985).

13:46-12.3 All drugs prohibited; drug testing

(a) The use of any drug, narcotic, stimulant, depressant, or analgesic of any description, or alcohol substance, by a boxer either before or during a match, shall result in the immediate disqualification of the boxer from the match and indefinite suspension from boxing.

(b) The boxer must submit to any prefight or postfight urinalysis or other laboratory procedure ordered by the physician appointed by the Commissioner to detect the presence of any drug. Refusal to submit to such testing shall result in the immediate disqualification of the boxer from the match and an indefinite suspension from boxing.

(c) The application of Monsel's solution or any of its derivatives or any similar drug or compound, on the body of a boxer before a fight is prohibited.

Case Notes

Defeated boxer entitled to preliminary injunction ordering private organization sponsoring fight to disqualify other boxer for having tested positive for steroids. *Schulz v. U.S. Boxing Ass'n, C.A.3 (N.J.) 1997*, 105 F.3d 127.

Medical examinations of boxers cited in support of finding that breathalyzer and urine tests, as required by regulation, are not unique to jockeys. *Shoemaker v. Handel*, 608 F.Supp. 1151 (D.N.J.1985).

13:46-12.4 Duties of ringside physician

(a) Ringside physicians shall be appointed by the Commissioner. No boxing bout or wrestling exhibition may commence or proceed unless the ringside physician is present and seated at ringside.

(b) The ringside physician must terminate any boxing bout if in the opinion of such physician any contestant has received severe punishment or is in danger of serious physical injury. In the event of any serious injury, such physician shall immediately render any emergency treatment necessary, order further treatment or hospitalization if required, and fully report the entire matter to the Commissioner within 24 hours and subsequently thereafter, if necessary. Such physician may also require that the injured boxer and his manager remain in the ring or on the premises or report to a hospital after the contest for such period of time as such physician deems advisable. Any boxer, manager or second refusing to comply with the physician's orders regarding hospitalization may be suspended by the Commissioner in the absence of good cause shown to the contrary.

(c) The ringside physician may not enter the ring during the progress of a bout unless expressly requested to do so by the referee, after the referee has ordered punching to stop and has separated the contestants. The ringside physician may enter the ring between the rounds of a boxing match. The ringside physician shall have the authority, after examining a boxer, to terminate any boxing bout to prevent severe punishment or serious physical injury to a contestant.

(d) The Commissioner shall assign a minimum of two physicians to each boxing program.

Amended by R.1987 d.53, effective January 20, 1987.

See: 18 N.J.R. 1789(a), 19 N.J.R. 233(a).

Subsection (d) added.

Amended by R.1997 d.121, effective March 17, 1997.

See: 28 N.J.R. 4862(a), 29 N.J.R. 901(a).

Substantially amended (c).

13:46-12.5 Post-fight medical examinations

(a) All boxers in all bouts must be given a physical examination by a physician appointed by the Commissioner immediately following the bout. This physical examination shall include as many of the procedures outlined in N.J.A.C. 13:46-12.1(b) as the examining physician may decide are necessary. In all cases, the examination shall include the administration of a thorough ophthalmological and neurological examination.

(b) Any boxer refusing to submit to a post-fight medical examination shall be immediately suspended for an indefinite period.

13:46-12.6 Medical examination of boxer after severe injury or actual knockout

(a) Any boxer who has sustained any severe injury or actual knockout in a bout shall within 24 hours be thorough-

ly examined by a physician appointed by the State Athletic Control Board. Such examination shall include any or all of the procedures as provided in N.J.A.C. 13:46-12.1(b) as the examining physician may decide are necessary. In all cases, the examination shall include the administration of an electrocardiogram and electroencephalogram and the conduct of a thorough ophthalmological examination and a neurological examination.

(b) Any boxer who is knocked out in a boxing match shall be suspended from boxing for a 60-day period. Upon the physician's order, the Commissioner shall extend the suspension already imposed.

1. A boxer who is knocked out in a boxing match shall not be permitted to enter the ring again until a thorough medical examination of the type required by N.J.A.C. 13:46-12.1(b) has been performed by a physician appointed by the State Athletic Control Board and said physician has certified the boxer's fitness to engage in a boxing contest.

(c) Any boxer who is technically knocked out in a boxing match shall be suspended from boxing for a 30-day period. Upon the physician's order, the Commissioner shall extend the suspension already imposed.

1. The attending physician shall determine the nature and extent of any medical examinations which a boxer, who is technically knocked out in a boxing match, must undergo as a pre-condition to entering the ring again. Any medical examinations which are ordered must be performed by a physician appointed by the State Athletic Control Board. The boxer shall not be permitted to enter the ring again until the medical examinations ordered by the attending physician have been completed and a physician appointed by the State Athletic Control Board has certified the boxer's fitness to engage in a boxing contest.

Amended by R.1986 d.302, effective July 21, 1986.

See: 18 N.J.R. 617(a), 18 N.J.R. 1484(a).

(b)1 added; old (c) deleted and new (c) added.

13:46-12.7 Mandatory medical examinations of contestant losing six consecutive fights; inactivity for one year

(a) Any contestant who has lost six consecutive fights shall be automatically suspended from boxing. The boxer shall not be reinstated until he has submitted to a medical examination, of the type specified by N.J.A.C. 13:46-12.1(b), conducted by a physician appointed by the Commissioner.

(b) Any boxer who has not been active for one year or more shall be suspended from boxing until such time that he has submitted to a medical examination of the type specified by N.J.A.C. 13:46-12.1(b), conducted by a physician appointed by the Commissioner.

13:46-12.8 Medical examination of judges and referees

(a) Annual medical examinations must be given to all licensed judges and referees by a physician appointed by the Commissioner and such examinations shall be of the same type and thoroughness as specified by N.J.A.C. 13:46-12.1(b).

(b) All referees must also submit to a pre-fight medical examination, by a physician appointed by the Commissioner on the day of the bout, of the type specified by N.J.A.C. 13:46-12.2(a).

(c) No referee shall be permitted to enter the ring unless the physician appointed by the Commissioner has certified his fitness to perform his duties during the boxing contest.

13:46-12.9 Inability to perform contract due to injury or illness

(a) Whenever a licensed boxer considers himself unable by reason of injury or illness to participate in a bout for which he is under contract, he shall immediately notify the Commissioner of this fact and, before entering the ring again, the boxer must submit to a medical examination performed by a physician appointed by the Commissioner of the type specified by N.J.A.C. 13:46-12.1(b).

(b) In the event that a boxer is treated for any serious injury or disabling illness, or has been hospitalized, by his personal physician for any reason, he or his manager shall immediately notify the Commissioner, who will refer the matter to a physician appointed by the Commissioner for review. The boxer, thereafter, must submit to such medical examination as may be ordered in the discretion of the physician appointed by the Commissioner before engaging in any boxing contest.

(c) Any boxer or manager failing to immediately report an illness or injury to the Commissioner as required by (a) and (b) above shall be immediately suspended for an indefinite period.

13:46-12.10 Medical reports

(a) The physician appointed by the Commissioner shall make a detailed written record of each and every medical examination performed by him under this Subchapter, N.J.A.C. 13:46-12.1 et seq., on forms provided by the Commissioner or on such other forms as may be necessary. The original of all such records shall be filed with the Commissioner within 24 hours of each such examination.

(b) The Commissioner shall provide copies of all medical records pertaining to an individual boxer to the physician appointed by the Commissioner who is assigned to that boxer's next bout, at least one day in advance of said bout. No boxer shall be permitted to engage in a boxing contest unless the physician appointed by the Commissioner who is assigned to that contest has the boxer's complete medical history in his possession prior to the pre-fight examination.

(c) Physicians appointed by the Commissioner must fill out and return to the Commissioner immediately after a boxing show a printed injury insurance form, reporting serious injuries.

13:46-12.11 Suspension notices

(a) The Commissioner shall maintain a current listing of all boxers who are under suspension in this State and in any other boxing jurisdiction. The Commissioner shall provide a copy of the suspension list to each attending physician at each boxing contest conducted in this State and shall promptly transmit a current copy of the suspension list to every other boxing jurisdiction. Under no circumstances shall a boxer on the suspension list be permitted to participate in a boxing contest.

(b) The Commissioner, upon placing a boxer on the suspension list, shall immediately mail a written suspension notice to the boxer and his licensed manager at their last known addresses, specifying the nature of the suspension, the reason therefor, and the length of the suspension, where known.

(c) Any boxer who participates in a boxing contest during the period of his suspension shall have his license revoked.

Any licensed manager of a boxer on the suspension list who participates in a boxing contest shall have his license revoked. Any licensed promoter of a boxing show in which a boxer on the suspension list participates shall have his license revoked.

13:46-12.12 Compensation for physicians

(a) The compensation to physicians shall be paid by the promoter conducting the show and shall be on the following basis:

1. Each physician assigned by the Commissioner to perform duties at the pre-fight weigh-in at a boxing show shall receive a fee of \$100.00.

2. Each physician assigned by the Commissioner to perform ringside duties at a boxing or wrestling show shall receive a fee of \$150.00.

(b) The compensation schedule set forth in (a) above shall not apply in a sanctioned championship boxing bout. The Commissioner shall set the compensation to be paid to physicians assigned to perform pre-fight or ringside duties at sanctioned championship boxing bouts. In making this determination, the Commissioner may consider any determinations, standards or recommendations made by a nationally recognized boxing association whose voting membership is composed of representatives of governmental agencies regulating boxing. A nationally recognized boxing association shall include, but not be limited to, the World Boxing Council, the North American Boxing Federation and the United States Boxing Association. Nevertheless, the Commissioner shall retain full authority to set the compensation schedule for physicians in championship boxing bouts irrespective of a determination or a recommendation by such an association.

New Rule, R.1987 d.386, effective September 21, 1987.
See: 19 N.J.R. 1179(b), 19 N.J.R. 1745(a).

13:46-12.13 Hygienic gloves for seconds, referees, ringside physicians and inspectors

(a) The Commissioner shall provide, at each professional boxing show, an adequate supply of latex, disposable hygienic laboratory gloves of a type approved by the Commissioner, to be worn by Seconds, Referees, Ringside Physicians and Inspectors while involved with the boxing show.

(b) The Commissioner shall provide, during the medical examination phase of the weigh-in, an adequate supply of latex, disposable hygienic laboratory gloves to be worn by Ringside Physicians and Inspectors.

(c) No Boxing Referee shall be permitted to enter the ring unless the Referee is wearing the hygienic gloves specified in (a) above.

(d) No Second shall be permitted to work in that capacity during a boxing show unless the Second is wearing the hygienic gloves specified in (a) above.

(e) No Ringside Physician shall be permitted to examine or medically treat a boxer during a boxing show unless the Ringside Physician is wearing the hygienic gloves specified in (b) above. Exceptions shall be permitted if the treatment is considered an emergency, or the nature of treatment or examination makes the wearing of hygienic gloves impractical during the procedure.

(f) No inspector shall be permitted to perform his assigned duties during a boxing show, unless the Inspector is wearing the hygienic gloves specified in (b) above, except as the Commissioner in his discretion may authorize for Inspectors on certain assignments.

New Rule, R.1988 d.8, effective January 4, 1988.
See: 19 N.J.R. 1886(b), 20 N.J.R. 103(c).

SUBCHAPTER 13. TELEVISION

13:46-13.1 Tax

(a) Every person who shall hold any boxing, wrestling or sparring exhibition or performance shall pay to the Commissioner, in addition to the gross receipts tax imposed by N.J.S.A. 5:2A-20(c)(1), a tax on the gross receipts derived from the lease or sale of television, moving picture or radio rights in connection with any such exhibition or performance. The rate of tax shall be in accordance with N.J.S.A. 5:2A-20(c)(2).

(b) The Commissioner shall forthwith pay the tax into the State Treasury.

Amended by R.1995 d.399, effective July 17, 1995.
See: 27 N.J.R. 1139(a), 27 N.J.R. 1959(a), 27 N.J.R. 2697(b).

13:46-13.2 Forms

Special forms to accompany the payment of the television tax shall be provided by the Commission to promoters whose shows are televised.

13:46-13.3 Sanction and approval of Commissioner

No promoter shall enter into any television agreement, either with a sponsor or a television station, without first obtaining the Commissioner's sanction and approval.

13:46-13.4 Copy of agreement furnished to Commissioner

(a) The Commissioner must be furnished with true copies, properly notarized, of any and all agreements between promoters and television sponsors or between promoters and television stations.