

HB 2397

# WEST VIRGINIA LEGISLATURE

FIRST REGULAR SESSION, 1999



# ENROLLED

## House Bill No. 2397

(By Delegate Modesitt)



Passed March 2, 1999

In Effect Ninety Days from Passage

OFFICE OF THE CLERK OF THE HOUSE OF DELEGATES  
STATE OF WEST VIRGINIA  
MARTINSBURG, WEST VIRGINIA

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**H. B. 2397**

(BY DELEGATE MODESITT)

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[Passed March 2, 1999; in effect ninety days from passage.]

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AN ACT to amend and reenact sections one, six and twenty, article five-a, chapter twenty-nine of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the state athletic commission; increasing the membership; raising fees to be paid to officials at athletic commission boxing events; and raising license fees for professional contestants, trainers, inspectors, referees and professional managers.

*Be it enacted by the Legislature of West Virginia:*

That sections one, six and twenty, article five-a, chapter twenty-nine of the code of West Virginia, one thousand nine hundred thirty-one, be amended and reenacted to read as follows:

**ARTICLE 5A. STATE ATHLETIC COMMISSION.**

**§29-5A-1. Creation of commission; members; officers; seal and rules.**

1       The state boxing commission, heretofore created, is hereby  
2 continued and renamed the state athletic commission. The  
3 commission shall consist of five persons appointed by the  
4 governor, by and with the consent of the Senate, no more than  
5 three of whom shall belong to the same political party and no

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6 two of whom shall be residents of the same county at the same  
7 time. The members shall serve without pay. The present  
8 members and terms of the members of the state boxing com-  
9 mission shall continue as the state athletic commission. At the  
10 expiration of the term of each member, his or her successor  
11 shall be appointed by the governor for a term of four years. In  
12 the event of a vacancy in said board, said vacancy shall likewise  
13 be filled by appointment by the governor and the governor shall  
14 likewise have the power to remove any commissioner at his or  
15 her pleasure. Any three members of the commission shall  
16 constitute a quorum for the exercise of the power or authority  
17 conferred upon it. The members of the commission shall at the  
18 first meeting after their appointment elect one of their number  
19 chairman of the commission, and another of their number  
20 secretary of the commission, shall adopt a seal for the commis-  
21 sion, and shall make such rules for the administration of their  
22 office, not inconsistent herewith, as they may deem expedient;  
23 and they may hereafter amend or abrogate such rules. The  
24 concurrence of at least three commissioners shall be necessary  
25 to render a choice or decision of the commission.

**§29-5A-6. Payment of official in charge.**

1 The deputy, inspector or other officials designated by the  
2 commission to be in charge of a boxing event shall be paid by  
3 the promoter at a rate of seventy-five dollars for each weigh-in  
4 ceremony and seventy-five dollars for each day of bouts. If a  
5 weigh-in occurs within three hours before the boxing bouts are  
6 scheduled to begin, the deputy, inspector or other officials will  
7 be paid only seventy-five dollars once for that particular night  
8 or day's events. Judges, timekeepers and inspectors shall be  
9 paid by the promoter at a rate of fifty dollars per day. Referees  
10 shall be paid by the promoter at a rate of seventy-five dollars  
11 per day.

**§29-5A-20. Licenses for contestants, referees and managers.**

1 No professional contestant, trainer, inspector, referee or  
2 professional manager is permitted to take part in any boxing  
3 contest or exhibition unless holding a license from the state,  
4 said license to be issued by the commission upon payment of

5 ten dollars a year. Such fees shall accompany the application  
6 and shall be in the form of a certified check or money order and  
7 shall be issued to the treasurer of the state of West Virginia to  
8 be deposited in the general fund. Should such license not be  
9 granted, the treasurer shall refund the full amount.

*[Faint, illegible handwritten text]*

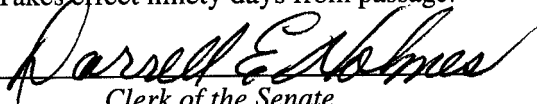
That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

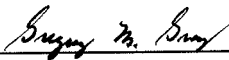
  
Chairman Senate Committee


  
Chairman House Committee

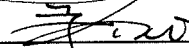
Originating in the House.

Takes effect ninety days from passage.

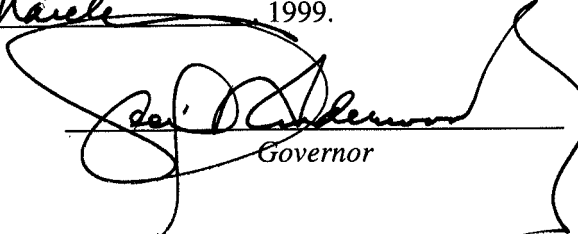
  
Clerk of the Senate

  
Clerk of the House of Delegates

  
President of the Senate

  
Speaker of the House of Delegates

The within approved this the 12<sup>th</sup>  
day of March 1999.

  
Governor

PRESENTED TO THE

GOVERNOR

Date 3/10/99

Time 9:35 am