

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009**

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HOUSE BILL 466

Short Title: Boxing Advisory Commission. (Public)

Sponsors: Representatives Mackey; and Jones.

Referred to: Health, if favorable, Judiciary II.

March 9, 2009

A BILL TO BE ENTITLED
AN ACT CONCERNING APPOINTMENTS OF PHYSICIANS TO THE BOXING
ADVISORY COMMISSION.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 143-652.2(a) reads as rewritten:

"(a) Creation. – The Boxing Advisory Commission is created within the Department of Crime Control and Public Safety to advise the Alcohol Law Enforcement Division of the Department of Crime Control and Public Safety concerning matters regulated by this Article. The Commission shall consist of six voting members and two nonvoting advisory members. All the members shall be residents of North Carolina. The members shall be appointed as follows:

- (1) One voting member shall be appointed by the Governor for an initial term of two years.
- (2) One voting member shall be appointed by the President Pro Tempore of the Senate for an initial term of three years.
- (3) One voting member shall be appointed by the Speaker of the House of Representatives for an initial term of three years.
- (4) One voting member shall be appointed by the Secretary of Crime Control and Public Safety for an initial term of three years.
- (5) One voting member shall be appointed by the Lieutenant Governor for an initial term of two years.
- (6) One voting member shall be appointed by the Tribal Council of the Eastern Band of the Cherokee for an initial term of three years.
- (7) One nonvoting advisory member shall be appointed by the Speaker of the House of Representatives for an initial term of one year, from nominations made by the North Carolina Medical Society, which shall nominate ~~two~~ one or more licensed physicians for the position.
- (8) One nonvoting advisory member shall be appointed by the President Pro Tempore of the Senate for an initial term of one year, from nominations made by the North Carolina Medical Society, which shall nominate ~~two~~ one or more licensed physicians for the position.

Notwithstanding the schedule above in subdivisions (1), (5), (7), and (8) of this subsection, if any former member of the North Carolina Boxing Commission is appointed to the initial membership, that person shall serve an initial term of three years. The member appointed pursuant to subdivision (6) of this subsection may serve on the Commission only if an agreement exists and remains in effect between the Tribal Council of the Eastern Band of the Cherokee and the Commission authorizing the Commission to regulate professional boxing



1 matches within the Cherokee Indian Reservation as provided by the Professional Boxing Safety
2 Act of 1996.

3 The two nonvoting advisory members appointed pursuant to subdivisions (7) and (8) of this
4 subsection shall advise the Commission and the Division on matters concerning the health and
5 physical condition of boxers and health issues relating to the conduct of exhibitions and boxing
6 matches. They may prepare and submit to the Commission for its consideration and to the
7 Division for its approval any rules that in their judgment will safeguard the physical welfare of
8 all participants engaged in boxing.

9 Terms for all members of the Commission except for the initial appointments shall be for
10 three years.

11 The Secretary of Crime Control and Public Safety shall designate which member of the
12 Commission is to serve as chair. A member of the Commission may be removed from office by
13 the Secretary of Crime Control and Public Safety for cause. Members of the Commission are
14 subject to the conflicts of interest requirements of 15 U.S.C. § 6308 (contained in the
15 Professional Boxing Safety Act of 1996, as amended). Each member, before entering upon the
16 duties of a member, shall take and subscribe an oath to perform the duties of the office
17 faithfully, impartially, and justly to the best of the member's ability. A record of these oaths
18 shall be filed in the Department of Crime Control and Public Safety."

19 **SECTION 2.** This act is effective when it becomes law.