

DECLARATION OF EMERGENCY

Office of the Governor Boxing and Wrestling Commission

Boxing and Wrestling Standards
(LAC 46:XI.Chapter 5)

The Louisiana State Boxing and Wrestling Commission does hereby exercise the emergency provisions of the Administrative Procedure Act R.S. 49:953(B) in order to comply with House Bill 502 enacted during the 2018 Regular Session. This Emergency Rule is effective as of January 7, 2018 and will remain in effect for a period of 120 days.

Title 46

PROFESSIONAL AND OCCUPATIONAL STANDARDS

Part XI. Boxing and Wrestling

Chapter 5. Professional Wrestling

§529. Wrestling Promoters Class "B" Licensing

A. There is hereby created a class "B" wrestling license to permit promoters to promote wrestling events where the venue is 400 or fewer persons in attendance.

B. There shall be no more than five class "B" wrestling licenses issued per calendar year;

C. Class "B" licenses will only be issued to persons in good standing with the commission, who have the requisite level of trustworthiness, knowledge and experience necessary to conduct class "B" events;

D. Once a promoter has obtained a class "B" wrestling license, he shall be limited to promoting only class "B" events.

E. Under no circumstances will the holder of a class "B" wrestling license be permitted to promote a show for any other person.

F. The cost for a class "B" wrestling promoter's license shall be \$250.

AUTHORITY NOTE: Promulgated in accordance with R.S.4:64, 4:65, and 4:83

HISTORICAL NOTE: Promulgated by the Office of the Governor, Boxing and Wrestling Commission LR 44:

§531. Submission of Documents for Class "B" Licenses

A. There shall be a Form 528(A); 528(B) 528(C) created by the commission and posted on the commission website for the submission of requests for class "B" shows.

B. Along with the completed Form 528(A) each promoter shall submit the following:

1. one of the following:
 - a. a document from the fire marshal indicating that the venue is 400 persons or less or;
 - b. Form 528(B) signed by an appropriate official from the primary or secondary school where the event is to be held;
2. one of the following:
 - a. an insurance policy indicating that the promoter has secured a commercial liability policy in the amount of \$100,000 which will be in effect for the event; or
 - b. Form 528(C) indicating that the venue provides a commercial liability policy in the amount of \$100,000 which will be in effect for the event;
3. current documentation evidencing that the individual is certified in infant/child/adult CPR;

4. for each wrestler listed as participating in the event, up to date medical testing results pursuant to medical requirements of the general rules of this title, and

5. for each wrestler who has never been licensed by the commission, either:

a. a copy of a wrestling license issued by another state or jurisdiction; or

b. Form 529(I) verifying the wrestler has been cleared to participate in the event as set forth under Section 529.

C. Form 528(A) along with all documents set forth above shall be submitted to the commission no less than 15 days prior to the event, there shall be no exceptions to this 15 day deadline;

D. At the time of the submission of Form 528(A) the promoter shall submit a check payable to the commission for the sum of \$50 to pay for expenses of the examination and verification of the documents and forms.

AUTHORITY NOTE: Promulgated in accordance with R.S.4:64, 4:65, and 4:83

HISTORICAL NOTE: Promulgated by the Office of the Governor, Boxing and Wrestling Commission LR 44:

§533. Participants

A. No person, who has not previously been licensed as a professional wrestler in the state of Louisiana, or other state or recognized jurisdiction, shall be entitled to participate in any event under this Chapter;

B. A person, who has not previously been licensed as a professional wrestling in the state of Louisiana, or other State or recognized jurisdiction, can obtain clearance to participate in an event under this Chapter by doing the following:

1. submitting Form 529(I) to arrange an examination by the commission, which will be set at a reasonable place and time to be arranged through the commission;

a. at the examination, the commission shall determine that the applicant has the physical ability, skill and training to participate in an event under R.S. 4:83(B);

b. if the applicant is successful, the commission shall complete Form 529(I) and issue a copy of same to the applicant;

c. if the applicant is unsuccessful, he may, within three months, apply for re-examination;

2. at the time of the submission of the 529(I) form to the commission, the applicant shall include a cashier's check or money order in the amount of \$50 to secure the attendance of the deputy commissioner at the examination;

3. in no event shall the applicant be entitled to participate in a show within 15 days of his successful examination.

C. The commission declares that the participation of any contestant not listed on Form 528(A) is a danger to the public health, welfare and safety pursuant to R.S. 49:961 requiring immediate action, and the commission may summarily suspend a promoter or wrestler's license pending a hearing, if such a violation has been committed.

AUTHORITY NOTE: Promulgated in accordance with R.S.4:64, 4:65, and 4:83

HISTORICAL NOTE: Promulgated by the Office of the Governor, Boxing and Wrestling Commission LR 44:

§535. Promoter's Obligations

A. The promoter is obligated to the commission, the public and the participants to insure all rules and regulations of the commission are followed, except those specifically excluded by R.S. 4:83(B). In addition, the promoter shall,

within 15 days of his event, sent a report the commission which shall contain the following:

1.a. injuries suffered by any of the contestants, including but not limited to

- i. cuts requiring stitches
- ii. broken bones
- iii. injuries requiring emergency medical treatment or hospitalization;

b. it shall be the duty of the promoter to include the name of the injured contestant as well as all other relevant information concerning the person's treatment, etc.,

2. injuries suffered by any of the spectators;
3. number of persons attending the event;
4. a list of any violations of the rules and regulation set forth under this title, including the name of the perpetrator(s) and the specific violation(s) committed;

5. if a promoter fails to submit this report within 15 days after the event, no approval for a new event shall be granted except by application submitted directly to the commission at one of its regular monthly meetings, at which time the promoter shall also explain the reason for his failure to timely submit his report. Multiple failure to submit timely reports may lead to suspension.

6. the commission declares that the promoter's failure to operate his event in compliance with this title, and the rules and regulation of the commission, is a potential danger to the public health, welfare and safety pursuant to R.S. 49: 961 requiring immediate action, and the commission may summarily suspend a promoter license pending a hearing, if such a violation has been committed

AUTHORITY NOTE: Promulgated in accordance with R.S.4:64, 4:65, and 4:83

HISTORICAL NOTE: Promulgated by the Office of the Governor, Boxing and Wrestling Commission LR 44:

Anthony "Buddy" Embanato
Chairman