

# State of South Dakota

EIGHTY-FOURTH SESSION  
LEGISLATIVE ASSEMBLY, 2009

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## HOUSE BILL NO. 1239

Introduced by: Representatives Schrempp, Blake, Burg, Dennert, Elliott, Engels, Fargen, Feickert, Gibson, Hoffman, Iron Cloud III, Killer, Kirschman, Lange, Lucas, Nygaard, Olson (Betty), Schlekeway, Solberg, Sorenson, Street, Thompson, Vanderlinde, Verchio, and Wink and Senators Howie, Abdallah, Bradford, Fryslie, Hanson (Gary), Kloucek, Maher, Miles, and Peterson

1 FOR AN ACT ENTITLED, An Act to create the South Dakota Boxing Commission and to  
2 provide for the supervision of boxing, kickboxing, and mixed martial arts competitions and  
3 sparring exhibitions in the state.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

5 Section 1. There is hereby created the South Dakota Boxing Commission consisting of five  
6 members appointed by the Governor. Not all of the members may be of the same political party.  
7 The initial members to be appointed shall draw lots to determine who will hold the two  
8 three-year terms, the two two-year terms, and the one one-year term. Thereafter, each member  
9 shall serve terms of three years, but no member may serve more than three consecutive terms.

10 Section 2. The commission shall supervise all boxing, kickboxing, and mixed martial arts  
11 competitions and sparring exhibitions held in the state and shall promulgate rules pursuant to  
12 chapter 1-26 to:

13 (1) Govern the conduct of boxing, kickboxing, and mixed martial arts competitions, and



1 sparring exhibitions;

2 (2) Establish license fees for all boxers, kickboxers, mixed martial artists, boxing,  
3 kickboxing, and mixed martial arts promoters, managers, judges, timekeepers,  
4 cornerpersons, knockdown counters, matchmakers, and referees or other participants;  
5 and

6 (3) Establish a fee based on the percentage of gross revenues from any boxing,  
7 kickboxing, or mixed martial arts competition or sparring exhibition held in the state  
8 to pay for the expenses of the South Dakota Boxing Commission. However, no fee  
9 established pursuant to this subdivision may exceed one percent of the gross revenues  
10 of the competition or exhibition from any and all sources including cable television  
11 and pay-per-view telecasts of the event, exclusive of any federal tax thereon.

12 Section 3. All fees collected pursuant to this Act shall be placed in the boxing commission  
13 fund that is hereby established in the state treasury. All money deposited in the fund is  
14 continuously appropriated to pay for the administration of this Act and for the compensation and  
15 expenses of members of the South Dakota Boxing Commission.

16 Section 4. Boxing, kickboxing, or mixed martial arts competitions or sparring exhibitions  
17 held in any city in this state shall be held in conformity to the ordinances of that city, in addition  
18 to the requirements of this Act. No boxing, kickboxing, or mixed martial arts competition or  
19 sparring exhibition may be held in a city where such contests or exhibitions are prohibited by  
20 ordinance.

21 Section 5. All boxing, kickboxing, or mixed martial arts or sparring exhibitions conducted  
22 by bona fide educational institutions or by national amateur boxing, kickboxing, or mixed  
23 martial arts associations or their local affiliates are exempt from this Act.