



South Dakota Athletic Commission

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www.dlr.sd.gov/bdcomm/athletic

**South Dakota Athletic Commission
Regular Meeting
Friday, October 2, 2015
12:30 pm (central)/11:30 am (mountain)
Via Teleconference**

Agenda

- 1) Call to Order
- 2) Open Forum: 15 minutes for the public to address the Commission
- 3) Approval of Minutes of September 18, 2015
- 4) Old Business
 - a. Proposed Administrative Rules Changes
- 5) Other Business
- 6) Announcements
- 7) Adjourn



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South Dakota Athletic Commission Regular Meeting Kneip Building, Conference Room #3, Pierre September 18, 2015

Commissioner Mike Kilmer, Chair, called the meeting to order at 11:10 am (central).

Present in person: Commissioners Mike Kilmer and Richard Little, Tom Hart, Deputy Secretary, Department of Labor and Regulation, Executive Secretary Jennifer Stalley and John Anderson. Present via telephone: Commissioners Margaret Gillespie and Lee Lohff, Bobby Wombacher, and Bruce Allen.

Chairman Kilmer asked for any comments from the public. No comments were offered.

Little moved to approve the June 16, 2015 Meeting Minutes. Lohff seconded. The Commission voted on the motion by roll call. Commissioners Kilmer, Lohff, Gillespie and Little voted Yea. Motion carried.

Little moved to approve the FY 2015 Financial Report. Lohff seconded. The Commission voted on the motion by roll call. Commissioners Kilmer, Lohff, and Little voted Yea. Motion carried.

Lohff moved to approve the Financial Report as of August 31, 2105. Little seconded. The Commission voted on the motion by roll call. Commissioners Kilmer, Lohff, and Little voted Yea. Motion carried.

Stalley updated the Commission on the August 3, 2015, August 4, 2015, and August 21, 2015 events.

Stalley informed the Commission that the vacant Commissioner position has not yet been appointed by the Governor.

The Commissioners discussed areas to amend in the administrative rules. The Commission instructed Stalley to prepare amendment language for consideration by the Board for inclusion in the formal rules process.

Kilmer asked the Commissioners to check calendars for possible meetings in 2016 so a meeting schedule can be set at the next meeting.

Hart updated the Commission on the impact of the North Carolina Dental Board court decision. He indicated further guidance will be coming to boards and commission impacted by the decision.

Kilmer asked the Commission about the possibility of the Commission working with future promoters to have a clinic on the Commission's rules as an add-on to upcoming events. The possibility for partnerships will be explored with promoters.

There being no other business before the Commission, Little moved to adjourn the meeting. Lohff seconded. The Commission voted on the motion by roll call. Commissioners Kilmer, Lohff, and Gillespie voted Yea. Motion carried.

Respectfully Submitted,

Commissioner Richard Little
Secretary

draft

1 **20:81:01:03. Contest approval required.** No contest may be held without the approval
2 of the Commission. Requests for approval of a contest must be submitted to the Commission at
3 least ~~fourteen~~ thirty business days prior to the date of the contest. A request for approval must be
4 submitted on a form prescribed by the Commission.

5 **General Authority:** SDCL 42-12-10.

6 **Law Implemented:** SDCL 42-12-10.

7 **20:81:01:10. Safety requirements -- Medical and other safeguards.** No contest may
8 begin or continue without adequate safeguards to protect the health of the contestants competing.
9 Adequate safeguards must include:

10 (1) The presence of emergency medical personnel at the site of the contest;

11 (2) The presence of at least one physician registered by the Commission at ringside at all
12 times during the contest;

13 (3) The presence of an ambulance, dedicated solely to the contestants, at the site of the
14 contest. The ambulance may be released in an emergency, only temporarily, and only with the
15 approval of the ringside physician. The contest must be held in abeyance until the ambulance and
16 the emergency personnel return to the site;

17 (4) The use of rubber or plastic gloves during the contest by all persons, including managers,
18 seconds, physicians, and referees, coming into contact with a contestant during the course of a
19 contest, other than the contestant in the same bout;

20 (5) A stretcher must be kept under the ring or be available as part of the onsite ambulance
21 equipment; and

22 (6) A portable resuscitator with oxygen must be kept under the ring or be available as part
23 of the onsite ambulance equipment.

24 Smoking and alcoholic beverages are prohibited at official ringside tables.

25 The placement of camera and media people ringside is allowed only in neutral corners. Such
26 persons must have a pass to sit ringside and must be approved by the promoter before they receive
27 passes.

28 **General Authority:** SDCL 42-12-10.

29 **Law Implemented:** SDCL 42-12-10.

30 **20:81:02:03. Contest fees.** For each approved contest, the promoter shall pay a fee of ~~one~~
31 three thousand dollars or five percent of the gross revenue of the contest, whichever is greater. At

1 the time of application to register a contest, the promoter applying for registration shall submit a
2 fee of one thousand dollars. The fee is refundable if the application is denied. If the application is
3 approved, the submitted fee shall be applied to ~~any~~ the remaining contest fee owed to the
4 Commission.

5 The Commission shall provide forms for the calculation and payment of contest fees due the
6 Commission based on the gross revenue of the contest as set forth in § 20:81:07:05.

7 ~~If, following the contest, the gross revenue of the contest requires the~~ The promoter to shall
8 ~~pay an additional amount, the promoter shall submit such additional fee~~ the remaining contest fee
9 due to the Commission within ten thirty days of the event.

10 **General Authority:** SDCL 42-12-10.

11 **Law Implemented:** SDCL 42-12-10.

12 **20:81:03:01. Terms and conditions of registration -- Boxers and kickboxers.** All
13 boxers and kickboxers who apply for registration with the Commission are subject to the following
14 terms and conditions:

15 (1) All boxers and kickboxers who participate in a bout or contest must be registered with
16 the Commission, unless specifically exempted;

17 (2) The applicant must provide proof of a Boxers Federal Identification Card, or submit an
18 application and required fee for an identification card and meet the eligibility requirements to be
19 issued such a card pursuant to § 20:81:03:02;

20 (3) The applicant must submit verification of a physical within the previous twelve months
21 from a physician licensed as a doctor of medicine or doctor of osteopathy, physician's assistant or
22 nurse practitioner;

23 (4) The applicant must submit verification of a dilated eye exam within the previous twelve
24 months from a licensed optometrist or ophthalmologist;

25 (5) The applicant must provide proof the applicant has been administered a test by a
26 laboratory in the United States that possess a certificate number under the Clinical Laboratory
27 Improvement Act (42 U.S.C. 263a) to detect the presence of HIV, Hepatitis B, Hepatitis C, and
28 other blood borne pathogens as identified by the Commission, within six months prior to the
29 application and that the results are negative;

30 (6) The applicant must disclose any serious bodily injuries, any serious head injuries, any
31 surgeries, and whether the applicant is taking any medications;

1 (7) If the Commission determines that a question exists as to the medical condition of an
2 applicant, the Commission may require the applicant to complete a physical by a physician
3 approved by the Commission. Upon completion of the physical, the physician shall submit the
4 report of the results directly to the Commission. The report must affirmatively state the physician's
5 opinion as to the advisability of the applicant fighting. The physical performed must address the
6 question raised about the applicant's health and include such testing as a prudent physician would
7 perform to determine the health and fitness of an individual to engage in the sport of boxing. The
8 results of all required examinations must be made a part of the applicant's permanent medical
9 record maintained by the Commission. The costs of all examinations required by this section shall
10 be paid by the applicant; and

11 (8) The applicant must demonstrate financial responsibility, experience, character, and
12 general fitness of the applicant are such that the participation of such applicant are consistent with
13 the public interest, convenience, or necessity and the safety of contestants and with the best
14 interests of the sport, generally.

15 Failure to meet any of these terms or conditions may result in the denial of the application
16 for registration.

17 A boxer or kickboxer registered with the Commission has an ongoing obligation to meet the
18 requirements of registration and is subject to disciplinary action for failing to maintain any of these
19 requirements following registration. For the first infraction of any provisions of this rule, the
20 Commission may issue a verbal warning. Following a second violation of any provision of this
21 rule, a written warning may be issued. Following a third infraction of any provision of this rule,
22 the boxer or kickboxer may be suspended for up to six months. The Commission may suspend any
23 boxer or kickboxer for any period of time for any serious violation of this rule without warning.

24 **General Authority:** SDCL 42-12-10.

25 **Law Implemented:** SDCL 42-12-10.

26 **20:81:03:03. Terms and conditions of registration -- Mixed martial artists.** All mixed
27 martial artists applying for registration with the Commission are subject to the following terms
28 and conditions:

29 (1) All mixed martial artists participating in a bout or contest must be registered with the
30 Commission, unless specifically exempted;

31 (2) The applicant must provide a complete record of competitions;

1 (3) The applicant must provide acceptable photo identification;

2 (4) The applicant must disclose whether the applicant is, or has been, under suspension in
3 any jurisdiction in the preceding twelve months;

4 (5) The applicant must submit verification of a physical within the previous twelve months
5 from a physician licensed as a doctor of medicine or doctor of osteopathy, physician's assistant or
6 nurse practitioner;

7 (6) The applicant must submit verification of a dilated eye exam within the previous twelve
8 months from a licensed optometrist or ophthalmologist;

9 (7) The applicant must provide proof the applicant has been administered a test by a
10 laboratory in the United States that possesses a certificate number under the Clinical Laboratory
11 Improvement Act (42 U.S.C. 263a) to detect the presence of HIV, Hepatitis B, Hepatitis C, and
12 other blood borne pathogens as identified by the Commission, within six months prior to the
13 application and that the results are negative;

14 (8) The applicant must disclose any serious bodily injuries, any serious head injuries, any
15 surgeries, and whether the applicant is taking any medications;

16 (9) If the Commission determines that a question exists as to the medical condition of an
17 applicant, the Commission may require the applicant to complete a physical by a physician
18 approved by the Commission. Upon completion of the physical, the physician shall submit the
19 report of the results directly to the Commission. The report must affirmatively state the physician's
20 opinion as to the advisability of the applicant fighting. The physical performed must address the
21 question raised about the applicant's health and include such testing as a prudent physician would
22 perform to determine the health and fitness of an individual to engage in the sport of mixed martial
23 arts. The results of all required examinations must be made a part of the applicant's permanent
24 medical record maintained by the Commission. The costs of all examinations required by this
25 section shall be paid by the applicant; and

26 (10) The applicant must demonstrate financial responsibility, experience, character, and
27 general fitness of the applicant are such that the participation of such applicant are consistent with
28 the public interest, convenience, or necessity and the safety of contestants and with the best
29 interests of the sport, generally.

30 Failure to meet any of these terms or conditions may result in the denial of the application
31 for registration.

1 A mixed martial artist registered with the Commission has an ongoing obligation to meet
2 the requirements of registration and is subject to disciplinary action for failing to maintain any of
3 these requirements following registration. For the first infraction of any provisions of this rule, the
4 Commission may issue a verbal warning. Following a second violation of any provision of this
5 rule, a written warning may be issued. Following a third infraction of any provision of this rule,
6 the mixed martial artist may be suspended for up to six months. The Commission may suspend
7 any mixed martial artist for any period of time for any serious violation of this rule without
8 warning.

9 **General Authority:** SDCL 42-12-10.

10 **Law Implemented:** SDCL 42-12-10.

11 **20:81:03:04. Terms and conditions of license -- Promoters.** All promoters are subject
12 to the following terms and conditions:

13 (1) All persons, clubs, corporations, associations, or entities acting as a promoter of a boxing,
14 kickboxing, or mixed martial arts bout or contest must be licensed by the Commission;

15 (2) The applicant must demonstrate financial responsibility, experience, character, and
16 general fitness of the applicant, including in the case of corporations, its officers and stakeholders,
17 are such that the applicant will be consistent with the public interest, convenience, or necessity and
18 the safety of contestants, and with the best interests of the sport, generally;

19 (3) If a promoter is acting as a matchmaker, the promoter is responsible for working with
20 the Commission, or its designee, while the contest is in progress and must be available at all times
21 to the Commission, or its designee;

22 (4) Any person, party, or organization acting as a promoter of a bout or contest must obtain
23 approval of the Commission at least ~~fourteen~~ thirty business days prior to the date of the
24 competition or exhibition. The promoter shall request approval on a form prescribed by the
25 Commission;

26 (5) The promoter shall ensure that all events are conducted in a safe and orderly manner
27 and is responsible for ensuring the maintenance of adequate public safety at all contests;

28 (6) The promoter shall comply with all applicable state, city, municipal, and county laws
29 and regulations including, but not limited to, any applicable fire and health laws. The promoter
30 shall also comply with any directives from any governing state, municipal, city, or county law
31 enforcement or regulatory agency or entity. Failure to abide by the provisions of this rule or to

1 ensure adequate public safety may result in cancellation of a contest, discipline against a promoter's
2 license, and denial of future contest permits by the Commission;

3 (7) The promoter shall provide all materials necessary to conduct the contest, such as a ring,
4 stools, water buckets, ~~bell, buzzer or whistle, timer,~~ gloves, gauze, and tape for hand wraps, and
5 ~~adequate scales.~~ The promoter shall ensure that all the required equipment is in its place;

6 (8) Prior to ~~approval of a~~ an approved contest, the promoter must file with the Commission
7 proof of adequate insurance for the protection of the contestants, officials, and the attending public
8 in an amount of at least one million dollars;

9 ~~The~~ Prior to an approved contest, the promoter must provide proof of health insurance
10 for each contestant to provide coverage for any injuries sustained in the competition or exhibition.
11 The minimum benefit shall be ten thousand dollars for health and ten thousand dollars in accidental
12 death benefits. The promoter is responsible to pay any deductibles necessary, including the
13 deductible of the contestant's primary insurance, if applicable;

14 (10) The promoter shall submit a completed notification of contest form to the Commission
15 at least five days before an approved event;

16 (11) The promoter must submit any change or substitution in the announced or advertised
17 programs for any main event bout at least forty-eight hours before the weigh-in time of the contest.
18 Such change or substitution must be approved by the Commission. Notices of such change or
19 substitution must also be included in any public announcement or advertisement relating to the
20 contest and must be conspicuously posted at all box offices on the premises and announced from
21 the ring before the opening contest. The promoter shall obtain prior approval from the Commission
22 for any change to the date or time of an approved contest;

23 (12) If requested, the promoter must provide the Commission with a surety bond payable
24 to the State of South Dakota in the amount of at least twenty thousand dollars or an irrevocable
25 letter of credit in at least the same amount from a lending institution approved to do business in
26 the United States to guarantee payment of all fees and state taxes. The irrevocable letter of credit
27 may only be released upon written approval of the Commission. An additional bond or irrevocable
28 letter of credit may be required in the amount specified by the Commission where it may be
29 reasonably expected that the twenty thousand dollars bond or irrevocable letter of credit will not
30 provide sufficient protection to the state. It is the duty of each promoter to maintain all required
31 bonds on a current status. All surety bonds or irrevocable letters of credit must be valid until the

1 promoter's license expiration date. The Commission may require the bond to pay unpaid fees for
2 officials and purses based on the amounts stated in bout contracts;

3 (13) The promoter must provide proof of ability to pay the entire purse of the contest and
4 all assigned officials at weigh-in;

5 (14) The promoter shall submit ticket information along with a financial report to the
6 Commission on a form prescribed by the Commission within ~~ten~~ thirty days of the contest, along
7 with any contest fee due;

8 (15) The promoter is responsible for making all financial arrangements with all event
9 officials, except the Commission or its designee. The Commission shall approve and assign all
10 officials;

11 (16) The promoter must file all contracts between the promoter and the contestants with the
12 Commission prior to the weigh-in. The Commission, or its designee, shall review all contracts to
13 ensure compliance with applicable laws and rules; and

14 (17) Prior to an approved contest, the promoter shall provide the Commission with a plan
15 for security adequate to ensure the safety of the public, contestants and officials attending the
16 event.

17 Failure to timely file any required report or form may result in the denial of a future contest.

18 Failure to meet any of these terms or conditions may result in the denial of the application
19 for licensure.

20 A promoter licensed by the Commission has an ongoing obligation to meet the requirements
21 of registration and is subject to disciplinary action for failing to maintain any of these requirements.
22 The first infraction of any provisions of this rule, the Commission may issue a verbal warning.
23 Following a second violation of any provision of this rule, a written warning may be issued.
24 Following a third infraction of any provision of this rule, the promoter may be suspended for up
25 to six months. The Commission may suspend any promoter for any period of time for any serious
26 violation of this rule without warning.

27 The lack of timely payments to any contestant, official, or the Commission is cause for
28 revocation of a promoter's license, denial of the renewal of a license, or denial of approval for a
29 future event.

30 **General Authority:** SDCL 42-12-10.

31 **Law Implemented:** SDCL 42-12-10.

1 **20:81:03:07. Terms and conditions of registration -- Referees.** All referees are subject
2 to the following terms and conditions:

3 (1) All referees designated by the Commission must be registered with the Commission;

4 (2) An applicant for registration must demonstrate knowledge of boxing, kickboxing, or
5 mixed martial arts and safety measures sufficient to oversee a bout or contest;

6 (3) A referee may not officiate more than ~~thirty-two~~ thirty-five scheduled rounds in any one
7 scheduled contest;

8 (4) The referee must have a physical examination within one hundred and eighty days before
9 acting in a referee's capacity. The physical examination may be done at either
10 the official weigh-in or before the contest begins by the ringside physician. ~~A~~The ringside
11 physician's approval must be given to the Commission prior to the referee entering the ring;

12 (5) The referee shall exercise immediate authority, direction, and control over the bout for
13 which the referee has been designated, and it is the referee's responsibility to enforce all rules;

14 (6) Before starting a contest, the referee shall ascertain from each contestant the name of
15 the contestant's chief second, and shall gather them together for final instructions;

16 (7) Pursuant to the Commission's rules, the referee may stop the bout and make a decision
17 during any stage of the bout, if the referee determines that the contestants have become partial, or
18 if a contestant is in such condition that if such contestant continues fighting, the contestant is likely
19 to suffer serious injury;

20 (8) If a contestant suffers a cut or wound that is considered dangerous, the referee has the
21 authority to stop the fight. In these cases, the referee shall consult the head physician appointed to
22 attend the fight regarding the necessity of stopping the fight;

23 (9) The referee is responsible for deciding whether an injury has been done by a legal or
24 illegal blow, intentional or accidental, and must notify the judges immediately;

25 (10) When, for whatever reason, a contestant loses a mouthpiece, the referee will proceed
26 to return the mouthpiece when there is a lull in the action. The referee will exercise full authority
27 to avoid a contestant ejecting the mouthpiece intentionally by deducting a point as a result of this
28 behavior or disqualifying the contestant;

29 (11) A referee is prohibited from using alcoholic beverages twelve hours prior to the fight
30 and until the referee's assigned duties are completed;

1 (12) If a referee becomes incapacitated and is unable to complete the entire contest, a timeout
2 shall be called by the Commission, or its designee, shall immediately assign an alternate referee to
3 assume the duties; and

4 (13) A referee must inform the Commission, or its designee, how a fight was stopped.

5 The Commission is under no obligation to designate a registered referee to act as an official
6 for a bout or contest.

7 **General Authority:** SDCL 42-12-10.

8 **Law Implemented:** SDCL 42-12-10.

9 **20:81:03:08. Terms and conditions of registration -- Judges.** All judges are subject to
10 the following terms and conditions;

11 (1) All judges designated by the Commission must be registered with the Commission;

12 (2) An applicant for registration must demonstrate knowledge of boxing, kickboxing, or
13 mixed martial arts and sufficient to judge a contest;

14 (3) Each of the three judges must be seated midway between the ring posts and the ring, but
15 not on the same side as another judge, and must have an unimpaired view of the ring;

16 (4) Judges shall indicate the winner of each round on the scorecard provided by the
17 Commission by marking and signing the scorecard in ink. Judges must be discreet at all times. The
18 judge should have no discussion with anyone except the Commission, or its designee, during the
19 contest;

20 (5) A judge is prohibited from using alcoholic beverages twelve hours prior to the fight and
21 until the ~~referee's~~ judge's assigned duties are completed; and

22 (6) If a judge becomes incapacitated and is unable to complete the entire contest, a timeout
23 shall be called by the Commission, or its designee, and the Commission, or its designee, shall
24 immediately assign an alternate judge to assume the duties from the point at which the judge
25 became incapacitated.

26 The Commission is under no obligation to designate a registered judge to act as an official
27 for a bout or contest.

28 A decision that is rendered by the judges at the termination of a contest may not be changed
29 without a hearing before the Commission, unless it is determined that the computation of the
30 scorecards show a clerical or mathematical error giving the decision to the wrong contestant, in
31 which case such clerical or mathematical error may be corrected by the judges.

1 **General Authority:** SDCL 42-12-10.

2 **Law Implemented:** SDCL 42-12-10.

3 **20:81:04:12. Weigh-ins.** The time and place of the official weigh-in for a contest must be
4 approved by the Commission. Unless otherwise arranged, the contestant must be weighed at least
5 eight hours but not more than ~~twenty-four~~ thirty hours before the contest. The contestants must be
6 weighed in the presence of the public, the opponent, a representative of the Commission, and
7 representative of the promoter, on scales approved by the Commission. A representative of the
8 Commission shall conduct the weigh-in and shall inform all contestants of the process for the
9 weigh-in.

10 Only those contestants who have been approved for the contest may be weighed during the
11 official weigh-in.

12 A contestant who has contracted at a given weight class may not be permitted to compete if
13 the contestant's weight exceeds that class unless the contract provides for the opposing contestant
14 to agree to a weight differential. Under no circumstances may the weight differential exceed the
15 weight differential allowed for a weight class as provided by § 20:81:04:11.

16 If any contestant fails to reach the weight limit determined in the applicable category, at the
17 indicated date and time for the official weigh-in, and even if the opposing contestant does not agree
18 with the weight differential, each contestant, or both, shall have two additional hours to make the
19 prescribed weight, provided that weight loss in excess of two pounds is not permitted for a
20 contestant who weighs less than one hundred forty-five pounds and weight loss in excess of three
21 pounds is not permitted for a contestant who weighs over one hundred forty-five pounds.

22 If the contestants fail to make weight after the two-hour period, the bout may be cancelled.

23 **General Authority:** 42-12-10.

24 **Law Implemented:** 42-12-10.

25 **20:81:04:13. Scales.** The scales to be used during the official weigh-in must be available
26 to all contestants at least two hours before the official weigh-in at the place of the official weigh-
27 in. ~~The promoter must arrange for and provide the scales.~~ For a title fight, there must be two scales;
28 one for the official weigh-in and one for the contestants' use. For any title fight, the official scale
29 must be certified and calibrated.

30 **General Authority:** 42-12-10.

31 **Law Implemented:** 42-12-10.

1 **20:81:05:05. Weigh-ins.** The time and place of the official weigh-in for a contest must be
2 approved by the Commission. Unless otherwise arranged, the contestant must be weighed at least
3 eight hours but not more than ~~twenty-four~~ thirty hours before the contest. The contestants must be
4 weighed in the presence of the public, the opponent, a representative of the Commission, and a
5 representative of the promoter, on scales approved by the Commission. A representative of the
6 Commission shall conduct the weigh-in and shall inform all contestants of the process for the
7 weigh-in.

8 Only those contestants who have been approved for the contest may be weighed during the
9 official weigh-in.

10 A contestant who has contracted at a given weight class may not be permitted to compete if
11 the contestant's weight exceeds that class unless the contract provides for the opposing contestant
12 to agree to a weight differential. Under no circumstances may the weight differential exceed ten
13 percent above the originally scheduled weight class.

14 If any contestant fails to reach the weight limit determined in the applicable category, at the
15 indicated date and time for the official weigh-in, and even if the opposing contestant does not agree
16 with the weight differential, each contestant, or both, has two additional hours to make the
17 prescribed weight, provided that weight loss in excess of two pounds is not permitted for a
18 contestant who weighs less than one hundred forty-five pounds and weight loss in excess of three
19 pounds is not permitted for a contestant who weighs over one hundred forty-five pounds.

20 If the contestants fail to make weight after the two-hour period, the bout may be cancelled.

21 **General Authority:** 42-12-10.

22 **Law Implemented:** 42-12-10.

23 **20:81:05:06. Scales.** The scales to be used during the official weigh-in must be available
24 to all contestants at least two hours before the official weigh-in at the place of the official weigh-
25 in. ~~The promoter must arrange for and provide the scales.~~ For a title fight, there must be two scales:
26 one for the official weigh-in and one for the contestants' use. For a title fight, the official scale
27 must be certified and calibrated.

28 **General Authority:** 42-12-10.

29 **Law Implemented:** 42-12-10.

30 **20:81:05:09. Bandage and glove requirements.** In a mixed martial arts contest, the
31 following bandage and glove requirements apply:

1 (1) The gloves will be approved at the weigh-in by the Commission, or its designee. The
2 gloves will be examined by the Commission, or its designee, to make sure they are whole, clean,
3 and in sanitary condition. The padding may not be misplaced or lumpy. No breaking, roughing, or
4 twisting of gloves is permitted;

5 (2) The gloves for every bout that is designed as a main event or title fight must be new,
6 furnished by the promoter, and made to fit the hands of the contestant;

7 (3) The gloves of each contestant must be put on in the dressing room under the supervision
8 of a Commission designee and examined in the ring by the referee. If a glove is found to be unfit,
9 it must be replaced with a glove that meets the requirements of this section;

10 (4) The contestants must wear gloves that weigh not less than four ounces and not more
11 than eight ounces;

12 (5) The bandages may not exceed one winding of surgeon's adhesive tape, not over one and
13 one-half inches wide, and placed directly on the hand to protect the part of the hand near the wrist.
14 The tape may cross the back of the hand twice, but may not extend within three-fourths of an inch
15 of the knuckles when the hand is clenched to make a fist;

16 (6) Each contestant shall use a soft surgical bandage not over two inches wide, held in place
17 by not more than six feet of surgeon's adhesive tape for each hand. No more than one 15-yard roll
18 of the bandage may be used to complete the wrappings on each hand. Strips of tape may be used
19 between the fingers to hold down the bandage. Bandages must be applied and adjusted in the
20 presence of the Commission or its designee; and

21 (7) The use of water or any other liquid or material on the tape is prohibited.

22 **General Authority:** 42-12-10.

23 **Law Implemented:** 42-12-10.

24 **20:81:05:11. Ringside equipment.** The promoter shall provide the following items which
25 must be available for use as needed by the corner:

26 (1) Two buckets; ~~and~~

27 (2) Chairs and stools; and

28 (3) Rubber gloves.

29 **General Authority:** 42-12-10.

30 **Law Implemented:** 42-12-10.

1 **20:81:07:04. Inventory of tickets required.** The promoter of a contest shall prepare an
2 inventory that identifies all tickets that were printed for the contest and that accounts for any tickets
3 that are overprints, changes or extras, or complimentary. The promoter shall sign the inventory
4 acknowledging that the inventory is true and correct and send the inventory to the Commission
5 within ~~ten~~ thirty days of the contest, competition, or exhibition. The inventory must accompany a
6 form prescribed by the Commission for determining the contest fee set forth in § 20:81:02:03.

7 The inventory provided by the promoter is subject to audit by the Commission. The promoter
8 shall maintain the inventory and any documentation necessary to prepare the inventory for a period
9 of not less than three years.

10 **General Authority:** SDCL 42-12-10.

11 **Law Implemented:** SDCL 42-12-10.

12 **20:81:07:05. Gross revenue.** Gross revenues from a bout or contest means any and all
13 revenues, from whatever source derived or received by any promoter, or other principal, on
14 account of any particular bout or contest, including any revenues received from any advance ticket
15 sales, gate receipts, promotional or advertising consideration, and from any internet, television, or
16 pay-per-view telecasts of such bout or contest, exclusive of any federal tax thereon.

17 Each promoter, or other principal, liable for the gross revenue fee shall provide an accounting
18 to the Commission on a form prescribed by the Commission not later than ~~ten~~ thirty days from the
19 date of the bout or contest, prepared by the promoter or by a certified public accountant on behalf
20 of the promoter using generally accepted accounting principles, which detail the source and
21 amount of each component of gross revenues and contains a calculation showing the amount owed
22 to the Commission. Any source documents or records used by the promoter or the certified public
23 accountant in preparing the accounting must be made immediately available to the Commission,
24 upon request, for verification.

25 The gross revenue fee due thereon must be remitted to the Commission not later than ~~ten~~
26 thirty days from the date of the bout or contest. Any promoter or other principals involved in the
27 receipt of moneys or the staging of the contest are jointly and severally liable for the gross revenue
28 fee provided for by this section.

29 Any promoter who fails to calculate or remit the gross revenue fee, as required, is subject to
30 an immediate suspension of the promoter's license until the delinquent accounting or fee is

1 submitted to the Commission or until a hearing requested by the promoter is conducted and
2 concluded by the Commission.

3 The accounting provided by the promoter is subject to audit by the Commission. The
4 promoter shall maintain the accounting and any documentation necessary to prepare the
5 accounting for a period of not less than three years.

6 **General Authority:** SDCL 42-12-10.

7 **Law Implemented:** SDCL 42-12-10.

8 **20:81:07:06. Promoter liable for applicable sales tax.** The promoter is liable for any
9 applicable sales tax related to the bout or contest. The promoter shall pay such sales tax within ~~ten~~
10 thirty days of the bout or contest or within two days of the promoter's next scheduled contest,
11 competition, or exhibition, whichever occurs first.

12 **General Authority:** SDCL 42-12-10.

13 **Law Implemented:** SDCL 42-12-10.