

[CHAPTER 612]

AN ACT

To regulate boxing contests and exhibitions in the District of Columbia, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Boxing Commission for the District of Columbia created by the Act of April 24, 1934 (48 Stat. 608), is hereby abolished and there is hereby created for the District of Columbia the District Boxing Commission, hereinafter referred to as the Commission, to be composed of three members (one of whom shall be a member of the Metropolitan Police Force of the District of Columbia) appointed by the Commissioners of the District of Columbia. No person shall be eligible for appointment to membership on the Commission unless such person at the time of appointment is, and for at least three years prior thereto has been, a resident of the District of Columbia. The Commission first taking office under terms of this Act shall be composed of the same members who immediately prior to the date of approval of this Act constituted the Boxing Commission and who shall hold office as and constitute the Commission created by this Act for the unexpired terms of their respective appointments as members of the Boxing Commission. A successor to a member of the Commission shall be appointed for a term of office expiring three years from the date of the expiration of the term for which his predecessor was appointed, except that any person appointed to fill a vacancy occurring prior to the expiration of the term for which his predecessor was appointed shall be appointed for the remainder of such term. The Commissioners may remove any member for cause appointed pursuant to this Act. The members of the Commission shall be paid compensation at the rate of \$2,400 each per annum effective July 1, 1944. Section 58, title 5, United States Code, shall apply to members and employees of the Commission. The Commissioners of the District of Columbia shall furnish to the Commission such office space as may be necessary. The property, books, and records of the Boxing Commission shall be transferred to and become the property, books, and records of the Commission created by this Act. The rules, regulations, and orders of the Boxing Commission not in conflict with this Act heretofore promulgated shall remain in force and effect as the rules, regulations, and orders of the Commission, unless and until the same shall be repealed or modified in accordance with the provisions of this Act. The Commission shall report annually to the Commissioners of the District of Columbia its official acts during the preceding year and shall make such recommendations as it deems expedient.

SEC. 2. Subject to the approval of the Commissioners of the District of Columbia, the Commission may appoint a secretary and may employ such clerical and administrative personnel, in accordance with rates fixed by the Classification Act of 1923, as amended, and such inspectors, examining physicians, and other personnel, whose compensation shall be fixed by the Commission, as may be necessary to administer this Act. Compensation of members of the Commission and its employees and all expenses of the Commission shall be paid from the trust fund created by section 10 of this Act.

SEC. 3. The Commission shall have power (1) to supervise and regulate boxing contests and training exhibitions in connection therewith, for prizes or purses, or where an admission fee is charged or received, within the District of Columbia; (2) subject to approval of the Commissioners of the District of Columbia, to make and amend such rules and regulations as may be necessary to carry out the pur-

December 20, 1944
[H. R. 4327]
[Public Law 507]

Regulation of boxing, D. C.

D. C. Code §§ 2-1201 to 2-1208.
District Boxing Commission, creation.

Eligibility for appointment.

Continuance of present members of Boxing Commission.

Appointment of successors.

Removal for cause.
Compensation.

Transfer of property.

Rules, regulations, and orders.

Annual report.

Secretary and other personnel.

42 Stat. 1488.
5 U. S. C. § 661;
Supp. III, § 661 et seq.

Post, p. 825.

Powers of Commission.

- poses of this Act; and (3) to cooperate with organizations engaged in the promotion and control of amateur and collegiate boxing. The said funds shall be available to pay for boxing equipment, such as gloves, head guards, mouthpieces, trunks, boxing shoes, boxing rings and mats therefor, timkeepers' bells and hammers, and trophies for members of organizations engaged in the promotion and control of amateur and collegiate boxing; and when deemed necessary by the Commission, it may furnish personnel to conduct instruction and boxing contests for such organizations, and pay for same from such funds. In the event that the authorities in charge shall notify the Commission that they do not desire its supervision, then the provisions of this Act shall not apply in any way to any amateur boxing contest conducted by or participated in exclusively by any school, college, or university, as defined in this Act, or by any association or organization composed exclusively of such schools, colleges, or universities when each contestant in any such contest is a student regularly enrolled for not less than one-half time in a school, college, or university as herein defined. As used in this Act, "school, college, or university" includes every school, college, or university supported in whole or in part from public funds and every other school, college, or university supported in whole or in part by a religious, charitable, scientific, literary, educational, or fraternal organization which is not operated for profit and no part of the net earnings of which inures to the benefit of any private shareholder or individual.
- Boxing equipment, etc.**
- Amateur boxing contests by schools, etc.**
- "School, college, or university."**
- Permits.** SEC. 4. No person shall hold or conduct a boxing contest or training exhibition in connection therewith in the District of Columbia without a permit from the Commission. Each such permit shall be limited to a period of one day, except that in case of any interscholastic or intercollegiate meet a permit may be issued for the duration of such meet, and for training exhibitions in connection with boxing contests where an admission fee is charged or received, a permit may be issued for the duration of the training period. No permit as described in this section shall be issued to any person unless such person agrees to accord to the Commission the right to examine the books of accounts and other records of such person relating to the boxing contest or exhibition for which such permit is issued, and such permit shall so state on its face. A permit may be revoked at any time in the discretion of the Commission.
- Conditions for issuance.**
- Revocation.**
- Licenses.** SEC. 5. No person shall participate as contestant, second, manager of professional contestant, matchmaker, promoter, referee, judge, timekeeper, or announcer, in any boxing contest, or training exhibition in connection therewith, in the District of Columbia without a license from the Commission. Such license shall entitle the licensee to participate or engage in boxing contests, or training exhibitions in connection therewith, in the District of Columbia in the capacity named in the license for the period specified therein, and the Commission may suspend or revoke any such license at any time for violation by the licensee of any order, rule, or regulation of the Commission, or for other cause.
- Conformity to rules.** SEC. 6. Any permit or license issued by the Commission shall not be valid for the purpose of holding or engaging in any boxing contest, or training exhibition in connection therewith, which does not conform to the rules established by the Commission.
- Fees.** SEC. 7. The Commission is authorized to issue licenses and renewals thereof and permits, and to fix and collect fees therefor, as follows:
 For professional contestants and seconds, not to exceed \$5 per annum.
 For managers of professional contestants, not to exceed \$15 per annum.

For promoters, not to exceed \$25 per annum, and, in addition, not to exceed \$10 for each show.

For amateur contestants, not to exceed \$1 per annum.

For referees, not to exceed \$10 per annum, and for such other occupations as the Commission may by regulation prescribe, not to exceed \$10 per annum.

SEC. 8. Applications for licenses shall be accompanied by the required license fee, payable in advance, and shall be made on such forms and contain such information as may be required by the Commission. Licenses shall expire one year from date of issue unless sooner revoked and may be renewed annually. Before a license shall be granted to a promoter, he shall execute and file with the Commission a bond in the sum of \$2,000 or 10 per centum of the estimated receipts, whichever is the larger, to be approved as to form and sufficiency of sureties by the Commissioners of the District of Columbia, or by such official as they may designate, or in lieu thereof cash or certified check in equal amount, conditioned for the faithful performance by said promoter of the provisions of this Act and the rules and regulations promulgated thereunder, the fulfillment of his contracts with contestants or their managers, and the payment of license and permit fees and taxes on gross receipts. In case of default in such performance, recovery may be had on such bond in the same manner as other penalties are recovered by law.

SEC. 9. Every person holding or conducting any boxing contest, for which an admission fee is charged or received, shall notify the Commission not less than five days in advance of the holding of such contest, and after the holding of such contest shall pay forthwith to the Commission a sum, hereby designated as a "gate tax", which shall be an amount equal to 10 per centum of the gross receipts, exclusive of any Federal taxes thereon. Payments of money required by this section shall be accompanied by reports in such form as shall be prescribed by the Commission. All tickets of admission to any such boxing contest shall bear clearly upon the face thereof the purchase price of same.

SEC. 10. All funds, whether in cash or other form derived from license fees, permit fees, taxes on gross receipts, penalties, and receipts of whatever nature collected or due under the Act of April 24, 1934, remaining unexpended or unobligated on the effective date of this Act or provided for by this Act shall be paid to the collector of taxes of the District of Columbia and deposited into the Treasury of the United States to the credit of the account "Miscellaneous trust-fund deposits, District of Columbia Boxing Commission", and shall be disbursed in the same manner as other trust funds are disbursed by the District of Columbia. The said trust fund shall be available to pay compensation of members and employees of the Commission and reasonable and necessary expenses, including office supplies, furniture and fixtures, postage, official badges, ring equipment, trophies, and actual and necessary traveling expenses of members of the Commission or employees thereof incurred in the performance of their official duties. The said fund shall not be available to pay compensation to members of the Commission unless the same is sufficient to pay the secretary and other employees of the Commission their accrued compensation. If, on the last day of any fiscal year—that is to say, June 30—after the payment, or provision made for payment, of all lawful obligations and of all then accrued compensation of members and employees of the Commission, the said trust fund shall exceed the sum of \$15,000, such excess shall be deposited to the credit of the District of Columbia as miscellaneous revenues. The disbursing officer of the District of Columbia is authorized to advance to the Commission, upon requisi-

Applications for licenses.

Expiration and renewal.
Bond.

"Gate tax" payments.

Purchase price on face of ticket.

Trust fund.

48 Stat. 608.
D. C. Code §§ 2-1201
to 2-1208.

Salaries and expenses.

Advances to Commission.

tions previously approved by the auditor of the District of Columbia, sums of money not to exceed \$500 at any one time, to be used for office and sundry expenses of the Commission and for payment of compensation of inspectors, referees, judges, timekeepers, and examining physicians.

Audit of accounts.

SEC. 11. It shall be the duty of the auditor of the District of Columbia to audit the accounts of the Commission quarterly and make reports thereof to the Commissioners of the District of Columbia. The auditor shall have free access to all books of accounts, records, and papers of the said Commission.

Powers of members.

SEC. 12. Each member of the Commission shall have the power to administer oaths and affirmations and examine witnesses concerning any matters within the jurisdiction of the Commission. The Commission shall be vested with the same powers to issue subpoenas as to matters within its jurisdiction as are vested in trial boards of the Metropolitan Police and Fire Departments; false swearing on the part of any witness before said Commission shall be punishable in the same manner as false swearing before said trial boards, and obedience to any subpoena issued by the Commission may be compelled in the same manner as obedience is compelled to subpoenas issued by said trial boards, as set forth in the Act approved April 16, 1932 (47 Stat. 86).

Subpoenas.

False swearing.

D. C. Code §§ 4-601 to 4-604.

No personal liability.

SEC. 13. The members of the Boxing Commission of the District of Columbia shall not be personally liable in damages or for court costs for any official action of the said Commission performed in good faith in which the said members participate.

Penalties.

SEC. 14. Any person who (1) holds any boxing contest in the District of Columbia without a permit valid and effective at the time, or (2) engages or participates in any boxing contest in the District of Columbia without a license valid and effective at the time, or (3) violates any lawful order, rule, or regulation of the Commission shall, upon conviction thereof, be fined not more than \$1,000 or imprisoned not more than one year, or both.

Prosecutions.

SEC. 15. Prosecutions for violations of the provisions of this Act, or of any rule or regulation made under the authority thereof, shall be on information in the municipal court for the District of Columbia by the corporation counsel of the District of Columbia or any of his assistants.

"Person."

SEC. 16. The term "person", as used in this Act, includes individuals, partnerships, corporations, and associations.

Repeals.
D. C. Code §§ 2-1201 to 2-1209.

SEC. 17. The Acts of April 24, 1934 (48 Stat. 608), and June 15, 1938 (52 Stat. 691), are hereby repealed.

Approved December 20, 1944.

[CHAPTER 613]

AN ACT

To extend the health regulations of the District of Columbia to Government restaurants within the District of Columbia.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the regulations now or hereafter adopted or promulgated by the Commissioners of the District of Columbia for the protection of health, including the penalty provisions of such regulations, shall extend and apply to all restaurants, coffee shops, cafeterias, short-order cafes, luncheonettes, soda fountains, and all other eating and drinking establishments, operated within the District of Columbia on premises owned or held under lease by the Government of the United States or any Federal department or agency, irrespective of whether such establishments are operated by the United States or any Federal department or

December 20, 1944
[H. R. 4867]
[Public Law 506]

Health regulations,
D. C.
Extension to Gov-
ernment restaurants.