

MINUTES

GENERAL BUSINESS MEETING FLORIDA STATE BOXING COMMISSION

TELEPHONE CONFERENCE CALL

**Conference Call Number
888.808.6959
Conference Code 4137430**

March 30, 2010 at 10:00 a.m.

CALL TO ORDER

Mr. Ortiz called the meeting to order March 30, 2010 at 10:00 a.m.

MEMBERS PRESENT

Ramiro Ortiz, Chair
Donald E. Bowen, Vice Chair
Dr. Melody Jurado
Dr. James Stelnicki
Dr. Mark Williams

OTHER PRESENT

Tom Molloy, Executive Director
Christa Patterson, Assistant Executive Director
Mary Horne, Government Analyst II
Donna Cohea, Budget Representative
Tom Barnhart, Assistant Attorney General
Jason White, Prosecuting Attorney
David Garcia, Attorney for Carl Drummond
David Valdes, Attorney for Lion's Den Boxing, Inc.
Rafael DeLeon, Owner of Lion's Den Boxing, Inc.
Leon Margules, Promoter (Warriors)
Bryon Crenshaw, Owner of World Kickboxing Association USA, LLC

REVIEW AND APPROVAL OF THE NOVEMBER 13, 2009 GENERAL BUSINESS MEETING MINUTES

The Commission reviewed the November 13, 2009 minutes and after discussion the following motion was made.

MOTION: Dr. Jurado made a motion to approve the November 13, 2009 minutes.
SECOND: Dr. Stelnicki seconded the motion and it passed unanimously.

DISCUSSION OF THE CARL DRUMMOND AND LION'S DEN BOXING, INC MANAGEMENT/PARTICIPANT CONTRACT

Mr. Ortiz advised those involved that they would have an opportunity to address the Commission regarding the management/participant contract agreement. Mr. Ortiz asked Mr. Garcia, attorney for Mr. Carl Drummond, to address the Commission first.

Mr. Garcia advised the Commission that his client did not receive pay for the \$2,500 signing bonus and that Mr. Drummond did not have a problem with paying his manager the 30%. Mr. Valdes, attorney for Lion's Den Boxing, Inc. stated that the contract on file with the commission was valid and that Mr. Drummond was paid the signing bonus, plus his living expenses, and now wants to turn his back on Mr. DeLeon

After further discuss, Mr. Garcia stated that he would set-aside the 30% designated in the contract for Lion's Den Boxing, Inc. Mr. Molloy suggested that the check be issued to Mr. Garcia and deposited in his trust fund and then Mr. Garcia could issue a check to Lion's Den Boxing, Inc. for the 30% manager share. Both parties agreed to Mr. Molloy's suggestion.

After discussion by the Commission, the following motion was made.

MOTION: Dr. Stelnicki made a motion to approve Mr. Molloy's suggestion to issue the check to Mr. Garcia and for him to issue a check to the Lion's Den Boxing, Inc. for the 30% manager fee.

SECOND: Mr. Bowen seconded the motion and it passed unanimously.

REVIEW, CONSIDERATION, AND APPROVAL OR DENIAL OF AMATEUR SANCTIONING ORGANIZATION APPLICATIONS.

World Kickboxing Association USA, LLC

Mr. Ortiz asked Mr. Molloy if, after his review, he would approve the application. Mr. Molloy advised the Commission that he would recommend approval for kickboxing only. Mr. Crenshaw of the World Kickboxing Association USA, LLC participated by telephone and briefly provided the Commission with an overview of his organization.

After discussion and review of the application, the Commission made the following motion.

MOTION: Dr. Jurado made a motion to approve the application of World Kickboxing Association USA, LLC for an amateur kickboxing sanctioning organization.

SECOND: Dr. Williams seconded the motion and it passed unanimously.

United States Muay Thai Association

Mr. Ortiz asked Mr. Molloy if, after his review, he would approve the application. Mr. Molloy advised the Commission that he would recommend approval for kickboxing only.

After discussion and review of the application, the Commission made the following motion.

MOTION: Dr. Stelnicki made a motion to approve the application of United States

Muay Thai Association for an amateur kickboxing sanctioning organization.

SECOND: Dr. Williams seconded the motion and it passed unanimously.

REVIEW AND CONSIDERATION OF PROPOSED RULE AMENDMENTS

Ms. Patterson advised the Commission that the staff conducted a review of all forms used by the Commission and that there were a number of forms updated by the staff. Ms. Patterson stated that Ms. Cathy Lannon, Commission Counsel, also conducted a review of Chapter 61K1-1, Florida Administrative Code to ensure that the form numbers were current.

Ms. Patterson asked the Commission to review and approve the form revisions and to also approve the proposed rule amendments.

The Commission thanked the staff for making the effort to ensure that the forms are clear and current to laws and rules.

Ms Patterson advised the Commission that Cathy Lannon officially retired that that Mr. Tom Barnhart, present on the phone, has been assigned to the Commission as their Counsel. Mr. Ortiz, on behalf of the Commission, welcomed Mr. Barnhart.

Ms Patterson advised the Commission that Mr. Barnhart would provide an overview of the forms and rule amendments.

Mr. Barnhart conducted a review and the following motions were made.

61K1-1.003 F.A.C. – Licenses, Permit; Requirement, Procedure and Period, Fee

MOTION: Dr. Stelnicki made a motion to approve the changes to the rule.

SECOND: Dr. Williams seconded the motion and it passed unanimously.

61K1-1.004 F.A.C. – Weight classes; Weigh-In; Pre-Match Physical of Participant and Referee

MOTION: Dr. Stelnicki made a motion to approve the changes to the rule.

SECOND: Dr. Williams seconded the motion and it passed unanimously.

61K1-1.005 F.A.C. – Promoter and Matchmaker; Licensing and Bond; Duties and Conduct

MOTION: Dr. Stelnicki made a motion to approve the changes to the rule.

SECOND: Dr. Williams seconded the motion and it passed unanimously.

61K1-1.0055 F.A.C. – Concessionaire; License; Bond

MOTION: Dr. Stelnicki made a motion to approve the changes to the rule.

SECOND: Dr. Jurado seconded the motion and it passed unanimously.

61K1-1.010 F.A.C. – Physician; License and Duties; Authority

MOTION: Dr. Stelnicki made a motion to approve the changes to the rule.
SECOND: Mr. Bowen seconded the motion and it passed unanimously.

61K1-1.011 F.A.C. – Manager; License; Contract between Manager and Participant

MOTION: Dr. Stelnicki made a motion to approve the changes to the rule.
SECOND: Dr. Williams seconded the motion and it passed unanimously.

61K1-1.013 F.A.C. – Judge; License and Duties

MOTION: Dr. Stelnicki made a motion to approve the changes to the rule.
SECOND: Dr. Williams seconded the motion and it passed unanimously.

61K1-1.040 F.A.C. – Post-Match Reports required to be Filed; Penalty for Late Filing

MOTION: Dr. Stelnicki made a motion to approve the changes to the rule.
SECOND: Dr. Williams seconded the motion and it passed unanimously.

Form BPR-0009-450: Application for License

MOTION: Dr. Stelnicki made a motion to approve the changes to the form.
SECOND: Dr. Williams seconded the motion and it passed unanimously.

Form BPR-0009-480: Pro Debut Information Sheet

MOTION: Dr. Stelnicki made a motion to approve the changes to the form.
SECOND: Dr. Williams seconded the motion and it passed unanimously.

Form BPR-0009-454: Application for Permit

MOTION: Dr. Stelnicki made a motion to approve the changes to the form.
SECOND: Dr. Williams seconded the motion and it passed unanimously.

Form BPR-0009-465: Surety Bond for Promoter

MOTION: Dr. Stelnicki made a motion to approve the changes to the form.
SECOND: Dr. Williams seconded the motion and it passed unanimously.

Form BPR-08-468: Security In Lieu Of Bond for Promoter

MOTION: Dr. Stelnicki made a motion to approve the changes to the form.
SECOND: Dr. Williams seconded the motion and it passed unanimously.

Form BPR-08-471: Additional Security In Lieu Of Bond for Promoter

MOTION: Dr. Stelnicki made a motion to approve the changes to the form.
SECOND: Dr. Williams seconded the motion and it passed unanimously.

Form BPR-0009-472: Additional Surety Bond for Promoter

MOTION: Dr. Stelnicki made a motion to approve the changes to the form.
SECOND: Dr. Williams seconded the motion and it passed unanimously.

Form BPR-0009-456: Proposed Fight Card

MOTION: Dr. Stelnicki made a motion to approve the changes to the form.
SECOND: Dr. Jurado seconded the motion and it passed unanimously.

Form BPR-0009-466: Letter of Agreement between Promoter and Participant

MOTION: Dr. Stelnicki made a motion to approve the changes to the form.
SECOND: Dr. Williams seconded the motion and it passed unanimously.

Form BPR-0009-457: Official Scorecard

MOTION: Dr. Stelnicki made a motion to approve the changes to the form.
SECOND: Dr. Williams seconded the motion and it passed unanimously.

Form BPR-0009-453: Post-Event Tax Report for Live Event

MOTION: Dr. Stelnicki made a motion to approve the changes to the form.
SECOND: Dr. Williams seconded the motion and it passed unanimously.

Form BPR-0009-665: Dilated Ophthalmological Exam

MOTION: Dr. Stelnicki made a motion to approve the changes to the form.
SECOND: Dr. Williams seconded the motion and it passed unanimously.

Form BPR-0009-455: Participant Information and Medical Sheet

MOTION: Dr. Williams made a motion to approve the changes to the form.
SECOND: Dr. Jurado seconded the motion and it passed unanimously.

Form BPR-0009-458: Post-Match Physical Examination Report

MOTION: Dr. Stelnicki made a motion to approve the changes to the form.
SECOND: Dr. Williams seconded the motion and it passed unanimously.

Form BPR-0009-451: Letter of Agreement between Participant and Manager

MOTION: Dr. Jurado made a motion to approve the changes to the form.
SECOND: Dr. Stelnicki seconded the motion and it passed unanimously.

Form BPR-FSBC-AMMAPP: Amateur Sanctioning Organization Application

MOTION: Dr. Stelnicki made a motion to approve the changes to the form.
SECOND: Dr. Jurado seconded the motion and it passed unanimously.

NEW/OLD BUSINESS

Ms. Patterson advised the commission that rule amendments to increase the licensure fees and HIV testing were approved by the Joint Administrative Procedure Committee with an effective date of March 15, 2010. Ms. Patterson stated that the majority of the licensees were unaware of these changes and would suggest that the Commission consider an implementation date. The commission agreed.

Mr. Molloy suggested that the Commission implement an effective date of July 1, 2010 to allow time for notification to the promoters, matchmakers and participants. Ms. Patterson stated that an implantation date of July 1st would provide staff sufficient time to notify all involved.

The rules affected are:

61K1-1.003 F.A.C. – Licenses, Permits; Requirement, Procedure and Period, Fee

61K1-1.0031 F.A.C. – Application Approval, Application Denial, and Disciplinary Action for Amateur Sanctioning Organizations

61K1-1.004 F.A.C. – Weigh Classes; Weigh-In; Pre-Match Physical of Participant and Referee

After discussion by the Commission, the following motion was made.

MOTION: Dr. Jurado made a motion to approve an implementation date of July 1, 2010.

SECOND: Dr. Williams seconded the motion and it passed unanimously.

Ms. Cohea from the Budget Office was in attendance and asked if the Commission had any questions regarding the financial statements that were included in their agenda materials. The Commission did not have any questions.

Ms. Patterson provided the Commission with an update of the Boxing Commission's 2010 proposed legislation.

Ms. Patterson stated that the Cease/Desist proposal was the only proposed legislation approved during the session. Mr. Ortiz asked if the proposal to change the permit fee was included in the package. Ms. Patterson stated that the Department had limited space for legislative requests and the Cease/Desist they felt was more crucial, due to the health, safety and welfare of the participant. Mr. Ortiz stated the permit fee is very important to the small town promoters. Dr. Jurado stated that Senator Aaronburg was interested in helping the Commission in the next Legislative session. Ms. Patterson advised the Commission that she had a copy of the proposed legislative language to decrease the permit fee and that she would provide the Commission with a copy.

Ms. Patterson advised the Commission that following the November 2009 general business meeting in Tampa, the promoter San-Do, the three participant competition, had not contacted Mr. Molloy with additional information requested at the meeting and that the promoters has not submitted a permit to schedule an event.

Mr. Molloy reported that he has been very pleased with the performance and conduct of the event officials and office staff. Mr. Molloy advised the Commission that the office staff would continue to strive for excellence.

Mr. Jason White, Prosecuting Attorney, was present at the meeting and advised the Commission that he did not have any thing to report.

Dr. Jurado shared her concerns with the intoxication of the ring card girls at the events. Mr. Molloy stated he would draft a letter to promoters with regards to the issue. Dr. Jurado asked if the Commission had any recourse action that could be taken. Mr. Molloy mentioned maybe attach a fine to the promoter. Mr. Molloy stated he would look into the matter further and ask for legal guidance.

There being no other business the meeting adjourned at 12:00 p.m.