

OREGON STATE ATHLETIC COMMISSION

PROMOTERS GUIDE TO UNARMED COMBAT SPORTS
EVENTS

OREGON STATE ATHLETIC COMMISSION

ENTERTAINMENT WRESTLING

Promoter Guide

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Rules and Statutes

It is very important when one considers application for a promoter license, to take the time to familiarize oneself with the laws and rules of Oregon pertaining to unarmed combat sports.

Oregon State Athletic Commission statutory authority is contained in Oregon Revised Statutes (ORS) Chapter 463 – Unarmed Combat Sports and Entertainment Wrestling, these laws can be found online at: https://www.oregonlegislature.gov/bills_laws/ors/ors463.html

Oregon Administrative Rules (OAR) is the official compilation of rules and regulations having the force of law in Oregon. These are the regulatory and administrative corollary to the Oregon Revised Statutes, and can be found at: http://arcweb.sos.state.or.us/pages/rules/oars_200/oar_230/230_020.html

Pre- Event Preparation

STEP 1: Submit at least 30 days prior to event

Check✓ Submit:	Requirements:
<input type="checkbox"/>	Event Application

Event applications should be submitted a minimum of 30 days prior to the event date. Upon submission of the event application, OSAC staff will immediately place the event on the calendar as (TENTATIVE) until approval has been issued. Once approval has been issued, OSAC will email the promoter an official event approval. This approval will provide event details including date, time and location of event. Please take the time to review the details to avoid any issues as the event date approaches.

Entertainment Wrestling Event Application
https://www-auth.oregon.egov.com/osp/OSAC/Documents/a_901_1_Promoter_Event_Application_Wrestling.pdf

Private Security

Private Security Services – Anyone hired as primary responsibility for crowd management or guest services.

Means the performance of at least one of the following activities:

- (a) Observing and reporting unlawful activity;
- (b) Preventing or detecting theft or misappropriation of any goods, money or other items of value;
- (c) Protecting individuals or property, including, but not limited to proprietary information, from harm or misappropriation;
- (d) Controlling access to premises being protected or, with respect to a licensee of the Oregon Liquor Control Commission, controlling access to premises at an entry to the premises or any portion of the premises where minors are prohibited;
- (e) Securely moving prisoners;
- (f) Taking enforcement action by detaining persons or placing persons under arrest under ORS 133.225; or
- (g) Providing canine services for guarding premises or for the detection of unlawful devices or substances.

Definitions:

"Private Security Professional" means an individual who performs, as the individual's primary responsibility, private security services for consideration, regardless of whether the individual, while performing private security services, is armed or unarmed or wears a uniform or plain clothes, and regardless of whether the individual is employed part-time or full-time to perform private security services.

"Executive Manager" means a person:

- (a) Who is authorized to act on behalf of a company or business in matters of licensure and certification;
- (b) Who is authorized to hire and terminate personnel;
- (c) Whose primary responsibility is the management of certified private security professionals; and
- (d) Who has final responsibility for a company's or business's compliance with the ORS 181A.840 to 181.995.

Each business, employer or entity with private security professional staff of at least one person must designate an individual to perform the duties of an executive manager as described in these rules. This provision applies to any business, employer or entity that provides private security services within this state, regardless of whether the business, employer or entity is located in or out of this state.

"Supervisory Manager" means an employee of, or a person supervised by, an executive manager who has as a primary responsibility the supervision of certified private security professionals.

You may contact the DPSST with any private security questions – Private Security at 503-378-5831 for information or check the website at <http://www.oregon.gov/DPSST/PS/pages/index.aspx>

Exemptions

259-060-0010

(11) "Crowd Management or Guest Services" means duties performed during an organized event, including pre-event assembly and post-event departure activities relating to the organized event that involve:

- (a) Directing people attending an organized event;
- (b) Allowing entry into or exit out of an organized event or any area within the established confines of an organized event that requires authorized access; or
- (c) Screening individuals for entry into an organized event. Screening does not include physical pat-down searches.

259-060-0145

Crowd Management, Event or Guest Services

(1) Individuals who are performing crowd management or guest services, as defined in OAR 259-060-0010 and meet all the requirements of the exemption found in OAR 259-060-0015, are not required to be certified as a private security provider.

(2) Managers, contractors, or employers who employ individuals to provide crowd management or guest services must:

- (a) Provide one certified private security professional on-site for every 10 or fewer crowd management or guest services staff;
- (b) Ensure all crowd management or guest services staff have the ability to communicate with a certified private security professional at all times; and
- (c) Provide documentation confirming the appropriate staffing ratio and communication ability to the Department upon request or to any other person upon reasonable request.

(3) Civil penalties may be assessed for violation of these rules in accordance with OAR 259-060-0450.

Compliance

(1) The Department may cause administrative proceedings or court action to be initiated to enforce compliance with the Act and these rules.

(2) Violations. The Department may find violation and recommend assessment of civil penalties upon finding that a private security provider, individual, business or entity has previously engaged in or is currently engaging in any of the following acts:

- (a) Providing private security services without valid certification or licensure or Temporary Work Permit;
- (b) Failure to submit properly completed forms or documentation in a time frame as designated by the Department;
- (c) The falsification of any documents submitted to the Department;
- (d) Failure to cease providing private security services upon issuance of a cease and desist order, expiration of certification or licensure, notice of termination, suspension, denial or revocation;
- (e) Failure to complete required training as prescribed in OAR 259-060-0060;
- (f) Failure to report criminal charges as required in ORS 181.885;
- (g) Providing training without a valid certification;
- (h) Failure of a private security instructor to instruct the full Department-approved curriculum;
- (i) Failure to terminate employment as a private security provider of an individual whose application has been terminated, or whose certification or licensure has been suspended, denied or revoked, upon notice from the Department to do so;
- (j) Employing private security providers who have not completed the training and application process required under the Act and these rules;
- (k) Failure to employ a licensed executive manager;
- (l) Failure to provide technological communication or visibility of a certified security professional to crowd management staff;
- (m) Failure to provide documentation of one certified security professional to ten crowd management staff;
- (n) Expecting crowd management staff to perform security services duties other than the duties incidental to crowd management; or
- (o) Any other violation of requirements of the Act or these rules.

Post Event Requirements

STEP 6: Post Event (within 5 days of event end)

Check/Submit:	Tasks:
<input type="checkbox"/>	Submit Ticket Sales and Gross Receipts Form
<input type="checkbox"/>	Submit 6% Gross Tax on Receipts Calculated on "Ticket Sales and Gross Receipts Form"

TICKET SALES / GROSS RECEIPTS

ORS 463.015

(5) "Gross receipts" means the consideration, including money, credits, rights or other items of value, received from the sale of tickets or other admissions indicia or rights, without any deduction from the total value of the consideration.

ORS 463.320

(1) For the privilege of engaging in unarmed combat sports or entertainment wrestling, a tax is imposed upon the gross receipts from the sale of tickets or other fees charged for admission to an unarmed combat sports or entertainment wrestling event held in this state. The amount of the tax is six percent of the total gross receipts not to exceed \$50,000 per event.

Promoter's Ticket Sales and Total Gross Receipts Tax Report
https://www-auth.oregon.egov.com/osp/OSAC/Documents/a_901_4_Ticket_Sales_and_Gross_Receipts.pdf

Event financial information must be retained for a period of no less than 5 years.

Ticket stubs are to be kept for 6 months, each event stored separately, and available for review at the request of the commission.

Event records are to be kept and available for review for 5 years, and available for review at the request of the commission.

Disclaimer: This promoter checklist is merely a tool to assist in the promoter's event planning process. It does not replace any governing rules or statutes set forth by the Oregon State Athletic Commission to regulate professional boxing, mixed martial arts, or entertainment wrestling. There is no substitute for familiarizing yourself with the governing rules and statutes.