



DEPARTMENT OF CONSUMER AFFAIRS
BUSINESS, CONSUMER SERVICES, AND HOUSING AGENCY • GOVERNOR EDMUND G. BROWN JR.

CALIFORNIA STATE ATHLETIC COMMISSION
2005 Evergreen Street, Suite 2010 | Sacramento, CA 95815
Phone: (916) 263-2195 | Fax: (916) 263-2197
Website: www.dca.ca.gov/csac | Email: csac@dca.ca.gov



Members of the Commission

John Carvelli, Chair
Mary Lehman, Vice Chair
John Frierson
Martha Shen-Urquidez
Van Gordon Sauter
Vernon Williams, MD
Luis Ayala

**Agenda items may be taken out of order the
agenda except public comment.
Action may be taken on any item listed on**

CALIFORNIA STATE ATHLETIC COMMISSION

MEETING MINUTES

Monday, April 25, 2016

10:00 a.m. - Conclusion of Business

Location:

OC Fair & Event Center
OC Conference Room, Administration Building
88 Fair Drive
Costa Mesa, CA 92626

Commissioners Present

Chair John Carvelli
Vice-Chair Mary Lehman
Commissioner Martha Shen-Urquidez
Commissioner Van Gordon Sauter
Commissioner Vernon Williams,
MDCommissioner Luis Ayala

Staff Present

Andy Foster, Executive Officer
Sophia Cornejo, Assistant Executive Officer
Gary Duke, Legal Counsel
Heather Jackson, Staff

Commissioners Absent

Commissioner John Frierson

OPEN SESSION

Agenda Item 1 – Call the meeting to Order/Roll Call/Pledge of Allegiance/Establishment of a Quorum

The meeting was called to order at 10:00 a.m. and a quorum was present.

Agenda Item 2 –Welcome - Chairman’s Opening Remarks

Chairman Carvelli welcomed everyone to the Orange County Fairgrounds for the meeting. He mentioned that Commissioner John Frierson is getting better and should be at the next scheduled Commission Meeting.

Agenda Item 3 – Approval of the February 2, 2016, Commission Meeting Minutes

Commissioner Shen-Urquidez motioned to approve the February 2, 2016, Commission Meeting minutes as presented.

Commissioner Van Gordon Sauter seconded the motion.

The motion passed 6-0 by roll call vote.

Agenda Item 5 – Discussion and possible action regarding delegation of amateur boxing to USA Boxing

CONFIRMATION OF NOT-FOR-PROFIT ORGANIZATION

Commissioner Martha Shen-Urquidez motioned to confirm that based on information attained from the Secretary of State Office, USA Boxing is in fact a domestic not-for-profit organization. Vice-Chair Mary Lehman seconded the motion.

The motion passed 6-0 by roll call vote.

APPROVAL OF REVISIONS TO BY-LAWS

Commissioner Martha Shen-Urquidez motioned to approve revisions to USA Boxing's by-laws. Vice-Chair Mary Lehman seconded the motion.

The motion passed 6-0 by roll call vote.

SAFETY STANDARDS MEET OR EXCEED CSAC

Commissioner Martha Shen-Urquidez motioned to confirm that the safety and fairness standards in the USA Boxing by-laws that were submitted do in fact meet or exceeds those of the Commission's rulebook. Vice-Chair Mary Lehman seconded the motion.

The motion passed 6-0 by roll call vote.

OFFICIAL DELEGATION

Commissioner Martha Shen-Urquidez motioned to adopt the delegated agreement to USA Boxing. Commissioner Luis Ayala seconded the motion.

Commissioner Martha Shen-Urquidez revised her motion to include revisions as discussed. Vice-Chair Mary Lehman seconded the motion.

The motion passed 6-0 by roll call vote.

Agenda Item 5 – Executive Officers Report

Budget Update

Executive Officer (EO) Andy Foster reported that the Commission's revenue continues to be strong and should only increase as more events are requested in summer months.

He further reported that as of March 31, 2016, the Commission has deposited \$1,279,211 and spent \$1,085,118. The fund balance has increased to \$957,346. The Commission has \$385,885 dollars left in appropriation for the three remaining months of fiscal year 15/16.

Report on Pending and Proposed Regulations and Legislation

"Definitions, Prohibited Substances and Methods, Therapeutic Use Exemptions, Transgender Athletes" regulation is pending final review and approval at Business, Consumer Services and Housing Agency.

"Examination of Boxer Applicants and Neurological Assessment" regulatory proposal is pending Legal Counsel's review and approval.

"Payment to Contestants" regulatory proposal is pending Legal Counsel's review and approval.

"Headgear" emergency regulation package was submitted to OAL on April 11, 2016, and is currently being reviewed by their attorneys.

"Weighing Time, Time for Physical Examinations, and Dehydration and Rehydration" emergency regulation package is on today's agenda for action.

Status Update of Delegated Entities

CAMO - Amateur Mixed Martial Arts

EO Foster introduced Mr. JT Steele to the Commissioners. Mr. Steele echoed the words from Mr. Frank and Mr. Fossum that they are doing their best to work and collaborate together to improve communication. He stated that the three of them may meet later today to discuss further how they can all streamline the process for their athletes.

Mr. Steele also explained that CAMO was having difficulty implementing the body caliper testing and is requesting that the program be discontinued. Instead, Mr. Steele suggests the need to purchase bioelectric impedance scales.

Commissioner Van Gordon Sauter suggested that CAMO reach out to NCAA, local high schools and colleges to borrow/share the cost of scales.

Mr. JT Steele presented the Commission with a slight fee change in the official's licensing fee to allow reimbursement of air horns for Timekeepers.

USA Boxing- Amateur Boxing

EO Foster reported that USA Boxing has regulated 27 sanctioned events in the first quarter of 2016 and gave a brief summary of their membership stats.

USFL- Youth Pankration

EO Foster introduced Mr. John Frank to the Commissioners. John Frank reported that USFL had two co-events with CAMO in March 2016. They are still working on a platform that tracks injuries that is HIPPA compliant. Andrew's Institute, backed by Dr. James Andrew's Institute of Education, a leading orthopedic youth sports foundation (non-profit) is trying to find a sponsor to pay for the platform.

Commissioner Shen-Urquidez asked if Mr. Frank has provided the EO USFL's financials. Mr. Frank responded that he did provide his financials to the EO.

Vice Chair Lehman asked how working with CAMO has been. Mr. Frank stated that it has been beneficial because of the Inspectors that already have the experience. There has also been

consistency with the process for the kids that are turning 18 and moving on to CAMO. The Promoters are also more professional.

IKF - Amateur Kickboxing

EO Foster introduced Mr. Steve Fossum to the Commissioners. Mr. Fossum reported that IKF continues to regulate events and that everything is going well. Commissioner Shen-Urquidez thanked Mr. Fossum for working with the Commission on updating their web site and providing the injury reports and financials to the Commission.

EO Foster stated that there is a large Glory kickboxing event coming up on May 13, 2016, and Mr. Fossum is working closely with the Commission and the Promoters on this event since it will be amateur and professional.

d. Neurological Fund Update

EO Foster reported that the fund balance of the Neurological Fund as of FM 09 is \$621,000.

e. Pension Fund Update

EO Foster reported that the Pension investment account balance is \$5,151,186.82 as of March 31, 2016.

Chairman Carvelli created a Pension Fund Outreach Subcommittee by appointing Commissioner Luis Ayala and Vice Chair Mary Lehman, as well as members four volunteers; Dr. Lou Moret, Roy Englebrecht, Ray Corona, and Tony Crebs.

Agenda Item 6 – Subcommittee Updates

a. Large Event Promotion – Commissioner Shen-Urquidez gave an update; she stated that promoting large events entails branding the Commission, developing a great product, health and safety, and improving the Commission's profile. Commissioner Shen-Urquidez also reported on the efforts of the commission, including, a potential international neurological conference on neurological issues in 2017, with a focus on concussive sports, which Shen-Urquidez is working on with Commissioner Dr. Williams. Also, Commissioner Shen-Urquidez reported on efforts for an event/gala with the International Women's Boxing Hall of Fame, also in 2017.

b. Officials Training – Commissioner Shen-Urquidez gave an update on the status of officials training. She reported that there has been a significant increase in participation with the POD Index training component, and that most officials are compliant. However, there are some who have yet to begin at all despite being notified more than once. Andy is to send out another notification since they have until the end of the fiscal year.

Also, Commissioner Shen-Urquidez reported a test run of an evaluation system with Sports Board, which is used to evaluate officials by the NBA, the MLB and the Women's Soccer. It was tested during the Ward fight at the Oracle Center.

c. Instant Replay – Commissioner Shen-Urquidez provided the Commission with an overview of the option to use instant replay and her results from interviews with key industry stakeholders. Her survey concluded that, with the exception of one person, all of those who were interviewed were in favor of Instant replay. The Commission discussed

obstacles to implementation, which include how the assigned commission member will have access to the feed as it would not be appropriate for the cable network to determine what replay for the arbiter to watch.

After discussion, Commissioners requested follow-up, which included more interviews with boxers, and thoughts regarding how Instant Replay might advance the California Commission's efforts.

Agenda Item 7 - Discussion and possible action regarding the Advisory Committee on Medical and Safety Standard's suggestion of free pregnancy testing kits that preserve fighter's privacy rights

The EO presented the Commission with a policy recommendation to consider providing, at no cost to the athletes, pregnancy testing kits in the restrooms at all weigh-ins. These tests would be totally voluntary and no request to take the test would be required or asked for by the Commission.

Vice Chair Lehman motioned to approve Commission staff to place pregnancy testing kits in the bathrooms at weigh-ins and to add the advisory statement of the dangers while fighting pregnant to the pre-bout medical questionnaire. Commission Shen-Urquidez seconded the motion.

The motion passed 6-0 by roll call vote.

Agenda Item 8 - Discussion and possible adoption of amendments to proposed emergency regulations sections 297 "Weighing Time" and 300 "Time for Physical Examinations" and section 299 "Dehydration and Rehydration", of Article 6 of Division 2, of Title 4 of the California Code of Regulations

The EO presented the Commission with a summary of this agenda. He provided an explanation that the emergency regulation language was coming back to the Commission for vote because during the review process of the initial language, the DCA Director and Executive Staff had concerns with section 297(a), further stating that it was unnecessary, considering that Ringside Physicians already have the authority in the law. Additionally, it was agreed to totally ban intravenous (IV) therapies with no exception. If an athlete requires IV therapy 24 hours before competing in a combat sporting event, the Ringside Physicians do not believe fighting is prudent.

The EO recommended approving the new regulatory emergency language proposed at the meeting.

Commissioner Ayala motioned to approve the proposed emergency language and authorize Commission staff to proceed with the emergency rulemaking process; Vice Chair Lehman seconded the motion.

The motion passed 6-0 by roll call vote.

Agenda Item 9 - Discussion and possible action regarding the State Athletic Commission Neurological Examination Account and C3 Logix testing.

The EO withdrew the memorandum that was provided in the Commission meeting materials and presented the Commissioners a memorandum from Melinda McClain, DCA Deputy Director of Legislative & Regulatory Review. The memorandum served to memorialize the DCA's correction regarding the Commission's interpretation, as presented in the meeting materials for this

meeting, of Business & Professions Code 18711(d) which specifies what the Commissions spending authority shall be from the Neurological Examination Account. Historically, the Commission's spending authority was 30 percent of it's appropriation. However, the interpretation of this statute by DCA's Budget Officer, Taylor Schick, is the Commission is able to spend up to the full 30% of the entire fund balance. A Budget Change Proposal would be the correct course of action to increase the current appropriation amount, should the Commission so choose.

The EO recommend the Commission vote to direct the EO to purchase C3 Logix testing program that will provide a neurological baseline on all athletes, thereby establishing a record that can be measured after future injuries.

Commission Shen-Urquidez motioned to direct staff to purchase C3 Logix testing program for Neurological testing of athletes.

Public Comment: Roy Englebrecht asked if this test would be a requirement of licensure to replace the existing Neurological test that is already required. The EO responded that this test will not be an additional requirement of licensure.

Commissioner Ayala seconded the motion.

The motion passed 6-0 by roll call vote.

Agenda Item 10 – Consideration of proposed policy and procedure delineating Chair and Commissions' authority to speak on behalf of the Commission.

The EO and Legal Counsel presented to the Commissioners a policy to establish a foundation for accurate communications regarding the Commission's activities, including statements to the news media.

The EO speaks to the media about day to day issues of already established policy. This policy is for speaking for the Commission regarding something the Commission has not taken a formal position on that is not ministerial or administrative in nature.

Commissioner Ayala motioned to approve the policy presented to delineate the Chairman's and Commissioners' authority to speak on behalf of the Commission. Vice Chair Lehman seconded the motion.

The motion passed 6-0 by roll call vote.

Agenda Item 11 – Business and Professions Code section 18640.5 allows the Commission to invite stakeholder testimony at Commission meetings in order to identify actions that may lead to greater opportunities for licensees to participate in major professional boxing contests.

There were no comments for this Agenda Item.

Agenda Item 12 – Public Comment on items not on the Agenda

There were no comments for this Agenda Item.

CLOSED SESSION

Agenda Item 13 – Pursuant to Government Code Section 11126(a)(1) the Commission will meet in closed session to conduct an evaluation of the Executive Officer.

N/A

OPEN SESSION

Agenda Item 14 – Next Meeting Scheduled for June 28, 2016, in Los Angeles, CA.

ADJOURNMENT