
A BILL FOR AN ACT

RELATING TO NO RULES COMBAT.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. As evidenced by thirteen deaths nationwide
2 since 1981 and six cases of serious injury since 1980, no rules,
3 extreme or ultimate fighting is very dangerous behavior and not
4 an activity that should be viewed as a sport. Of equal or
5 greater concern is the negative impact the activity has on the
6 children in our community. It sets a bad example to young
7 people when a person can be rewarded monetarily for causing harm
8 and, in many cases, permanent injury to another person.
9 Instilling violence in the mind-set of a youth is an injury to
10 our youth and to our community.

11 It was recently reported that a fourteen-year-old youth was
12 allowed to enter into a fight at the Dole Cannery Ballroom with
13 a thirty-two-year-old man in a professional tournament. There
14 is no justification for this type of conduct.

15 The purpose of this Act is to reinstate the ban on no
16 rules, extreme or ultimate fighting.



1 SECTION 2. Chapter 440D, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§440D- No rules combat, extreme or ultimate fighting,
5 or similar contests prohibited. (a) No person shall hold,
6 promote, or participate as a contestant in no rules combat,
7 extreme or ultimate fighting, or similar contests.

8 (b) In addition to any other applicable judicial remedy, a
9 person who violates this section shall be subject to section
10 436B-26.5 and a fine of not more than \$10,000 for each offense.
11 Each day's violation or failure to comply shall be deemed a
12 separate offense. The fines shall be levied and collected by
13 the department.

14 (c) As used in this section, "no rules combat, extreme or
15 ultimate fighting, or similar contest" means a match or
16 exhibition performed in this State, in which the contestants:

17 (1) Are permitted to use a combination of combative
18 contact techniques, including punches, kicks, chokes,
19 joint locks, and other maneuvers, with or without the
20 use of weapons, that place contestants at an
21 unreasonably high risk of bodily injury or death; and



1 (2) Have received, directly or indirectly, any money,
2 prize, reward, purse, or other compensation, or
3 promise thereof, for the expenses of training, for
4 taking part in the contest, or for winning the
5 contest.

6 The term does not include a contest involving the exclusive use
7 of boxing, wrestling, kickboxing, or martial arts.

8 (d) In any proceeding before the department involving a
9 violation of this section, there shall be a rebuttable
10 presumption that a violation has occurred and a promoter or
11 contestant shall have the burden of overcoming the presumption.

12 (e) For the purposes of this section, "department" means
13 the department of commerce and consumer affairs."

14 SECTION 3. Sections 440D-1, 440D-2, 440D-3, and 440D-4,
15 Hawaii Revised Statutes, are repealed.

16 ~~["**[S440D-1] Definitions.** As used in this chapter:~~

17 ~~"Department" means the department of commerce and consumer~~
18 ~~affairs.~~

19 ~~"Director" means the director of commerce and consumer~~
20 ~~affairs.~~



1 ~~"No rules combat, extreme or ultimate fighting" means a~~
2 ~~match or exhibition performed in this State, in which the~~
3 ~~contestants:~~

4 ~~(1) Are permitted to use a combination of combative~~
5 ~~contact techniques, including punches, kicks, chokes,~~
6 ~~joint locks, and other maneuvers, with or without the~~
7 ~~use of weapons; and~~

8 ~~(2) Have received or are to receive, directly or~~
9 ~~indirectly, any money, prize, reward, purse, or other~~
10 ~~compensation, or promise thereof, for the expenses of~~
11 ~~training, for taking part in the contest, or for~~
12 ~~winning the contest.~~

13 ~~The term does not include a match or exhibition involving the~~
14 ~~exclusive use of boxing, wrestling, kickboxing, or martial arts.~~

15 ~~**[\$440D-2] No rules combat, extreme or ultimate fighting,**~~
16 ~~**and other similar competitions prohibited; exemption.** (a) No~~
17 ~~person shall hold, promote, or participate as a contestant in~~
18 ~~any no rules combat, extreme or ultimate fighting, or other~~
19 ~~similar competition.~~

20 ~~(b) No rules combat, extreme or ultimate fighting, and~~
21 ~~other similar competitions shall not be prohibited if the match~~
22 ~~or exhibition is scheduled or held:~~



- 1 ~~(1) Between medically fit and adult contestants who are~~
2 ~~not disqualified from competing in another~~
3 ~~jurisdiction at the time of the match or exhibition;~~
- 4 ~~(2) Pursuant to the promoter's rules or restrictions for~~
5 ~~the match or exhibition that protect the safety of~~
6 ~~contestants;~~
- 7 ~~(3) Under the direction and control of an adult referee in~~
8 ~~the ring who has at least one year's experience in~~
9 ~~refereeing a match or exhibition involving a~~
10 ~~combination of combative techniques and who has passed~~
11 ~~a physical examination by a licensed physician,~~
12 ~~including an eye examination, within two years prior~~
13 ~~to the match or exhibition;~~
- 14 ~~(4) Under the medical supervision of a physician licensed~~
15 ~~pursuant to chapter 453 or 460 who is present at~~
16 ~~ringside; and~~
- 17 ~~(5) In a manner that will promote maximum safety for the~~
18 ~~contestants, to the extent feasible.~~

19 ~~**[§440D-3] Exemption.** (a) At least thirty days prior to a~~
20 ~~match or exhibition, a promoter shall provide to the department~~
21 ~~information and documents, as prescribed by the department,~~
22 ~~together with a review and enforcement fee of \$500, to establish~~



1 ~~that the match or exhibition is not prohibited by this chapter.~~
2 ~~If the department determines prior to the match or exhibition~~
3 ~~that the match or exhibition is prohibited by this chapter, the~~
4 ~~department shall refund the \$500 review and enforcement fee to~~
5 ~~the promoter.~~

6 ~~(b) Within seven days following a match or exhibition that~~
7 ~~is not prohibited by this chapter, the promoter of the match or~~
8 ~~exhibition shall provide the department with an unedited video~~
9 ~~record of the match or exhibition in a format prescribed by the~~
10 ~~department.~~

11 ~~**[\$440D-4] Violation and penalty; rebuttable presumption.**~~

12 ~~(a) In addition to any other applicable remedy, a person who~~
13 ~~violates this chapter shall be subject to a fine of not more~~
14 ~~than \$10,000 for each offense. Each day's violation or failure~~
15 ~~to comply shall be deemed a separate offense. The fines shall~~
16 ~~be levied and collected by the department.~~

17 ~~(b) The submission of false information or documents by a~~
18 ~~promoter to the department under this chapter shall constitute a~~
19 ~~violation of this chapter.~~

20 ~~(c) In any proceeding involving an allegation of a~~
21 ~~violation of this chapter by a promoter or contestant, there~~
22 ~~shall be a rebuttable presumption that a violation has occurred,~~



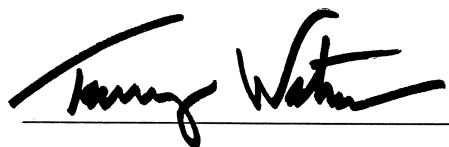

1 ~~and the promoter or contestant shall have the burden of~~
2 ~~overcoming the presumption."]~~

3 SECTION 4. Statutory material to be repealed is bracketed
4 and stricken. New statutory material is underscored.

5 SECTION 5. This Act shall take effect upon its approval.

6

INTRODUCED BY:

JAN 20 2006



HB 1963

Report Title:

No Rules Combat

Description:

Prohibits no rules, extreme, or ultimate combat.

