
A BILL FOR AN ACT

RELATING TO MIXED MARTIAL ARTS.

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

1 SECTION 1. The Hawaii Revised Statutes is amended by
2 adding a new chapter to be appropriately designated and to read
3 as follows:

4 "CHAPTER

5 MIXED MARTIAL ARTS CONTESTS

6 § -1 Definitions. As used in this chapter, unless the
7 context otherwise requires:

8 "Amateur mixed martial arts contest" means a mixed martial
9 arts contest in which no money, prize, purse, or other form of
10 compensation is offered or given to contestants.

11 "Department" means the department of commerce and consumer
12 affairs.

13 "Director" means the director of commerce and consumer
14 affairs.

15 "Manager" means any person who:

16 (1) Undertakes or has undertaken to represent in any way
17 the interests of any mixed martial arts contestant in
18 procuring, arranging, or conducting any contest in



1 which the mixed martial arts contestant is to
2 participate; provided that "manager" shall not include
3 an attorney licensed to practice in this State in the
4 attorney's legal representation of a mixed martial
5 arts contestant; or

- 6 (2) Directs or controls the mixed martial arts activities
7 of the mixed martial arts contestant.

8 "Mixed martial arts" means unarmed combat involving the
9 use, subject to any applicable limits set forth in this chapter
10 and any rules adopted to implement these limits, of a
11 combination of techniques from different disciplines of martial
12 arts, including grappling, kicking, and striking.

13 "Mixed martial arts contest" or "contest" means a contest
14 or exhibition in a mixed martial arts event in which a mixed
15 martial arts contestant competes with another mixed martial arts
16 contestant, using mixed martial arts, and in which any
17 contestant in the mixed martial arts event receives any money,
18 prize, purse, or other forms of compensation; provided that the
19 term does not include an amateur mixed martial arts contest.

20 "Mixed martial arts contestant" or "contestant" means a
21 person who is trained in mixed martial arts and competes in a
22 mixed martial arts contest.



1 "Mixed martial arts event" or "event" means one or more
2 mixed martial arts contest held at the same location on the same
3 date.

4 "No rules combat, extreme or ultimate fighting, or similar
5 contest" means a contest or exhibition performed in this State
6 in which the contestants are permitted to use, with few or no
7 rules or restrictions, a combination of combative contact
8 techniques, including punches, kicks, chokes, joint locks, and
9 other maneuvers, with or without the use of weapons, that place
10 contestants at an unreasonably high risk of bodily injury or
11 death whether or not for any money, prize, reward, purse, or
12 other compensation, or promise thereof; provided that the term
13 does not include a contest involving the exclusive use of
14 boxing, wrestling, kickboxing, martial arts, or mixed martial
15 arts.

16 "Promoter" means an individual, corporation, joint venture,
17 partnership, limited liability corporation, limited liability
18 partnership, or any other type of business entity that promotes,
19 conducts, holds, or gives a mixed martial arts contest.

20 **§ -2 Assistants.** The director may appoint and remove
21 assistants to assist the director in carrying out the director's
22 activities, duties, and other obligations under this chapter.



1 **§ -3 Authority to subpoena witnesses and administer**
2 **oaths and penalties.** The director may issue subpoenas for the
3 attendance of witnesses, with the same effect as if the
4 subpoenas were issued in an action in the circuit court, and may
5 administer oaths in all matters connected with the
6 administration of this chapter. Disobedience of a subpoena and
7 false swearing before the director shall be attended by the same
8 consequences and be subject to the same penalties as if
9 disobedience or false swearing occurred in an action in the
10 circuit court.

11 **§ -4 Powers and duties of the director.** (a) In
12 addition to any other powers and duties authorized by law, the
13 director shall have the following powers and duties:

14 (1) To adopt, amend, or repeal rules and forms necessary
15 to effectuate this chapter. All rules shall be
16 adopted pursuant to chapter 91 and shall have the
17 force and effect of law. The rules may include, but
18 not be limited to the following:

19 (A) An appropriate method of ensuring that all
20 financial obligations are met by a promoter who
21 conducts, holds, or gives a mixed martial arts
22 contest;



- 1 (B) A public record accounting for the distribution
2 of all tickets provided to the director by a
3 promoter and anything else of value which is
4 provided to the director;
- 5 (C) Clinics or seminars on health and safety for
6 licensees deemed necessary by the director;
- 7 (D) Criteria for a mandatory neurological and eye
8 examination of any mixed martial arts contestant;
- 9 (E) Criteria for and duration of an automatic medical
10 suspension from mixed martial arts contests;
- 11 (F) Procedures to evaluate the professional records
12 and physician's certification of each mixed
13 martial arts contestant participating in a mixed
14 martial arts contest in the State and to deny
15 authorization to a mixed martial arts contestant
16 to fight when the requirements of this chapter
17 are not met;
- 18 (G) Procedures to ensure that no mixed martial arts
19 contestant is permitted to compete while under
20 suspension from any entity that regulates mixed
21 martial arts due to:



- 1 (i) A recent knockout or series of consecutive
- 2 losses;
- 3 (ii) An injury, any required medical procedure,
- 4 or a physician's denial of certification to
- 5 compete;
- 6 (iii) Failure of any drug test; or
- 7 (iv) The use of false aliases or falsifying or
- 8 attempting to falsify official
- 9 identification cards or documents relating
- 10 to mixed martial arts contests;
- 11 (H) Procedures to review a suspension if appealed by
- 12 a mixed martial arts contestant, including an
- 13 opportunity for the contestant to present
- 14 contradictory evidence;
- 15 (I) Procedures to revoke a suspension if a mixed
- 16 martial arts contestant furnishes proof of
- 17 sufficiently improved medical or physical
- 18 condition or furnishes proof that the suspension
- 19 was not, or is no longer, warranted by the facts;
- 20 and



- 1 (J) Procedures to require updated medical and
2 criminal background checks prior to a contest and
3 at license renewal;
- 4 (2) To enforce this chapter and the rules adopted pursuant
5 thereto;
- 6 (3) To discipline a person or entity who violates this
7 chapter or the rules adopted pursuant thereto; and
- 8 (4) To appoint an advisory committee to assist with the
9 implementation of this chapter and the rules adopted
10 pursuant thereto.
- 11 (b) The director may either establish a mixed martial arts
12 registry or data bank on mixed martial arts contestants or use
13 an established registry or data bank that is approved by the
14 director, and issue license cards to mixed martial arts
15 contestants.
- 16 **§ -5 Jurisdiction of director.** (a) The director is
17 vested with the sole jurisdiction, direction, management, and
18 control over all mixed martial arts contests to be conducted,
19 held, or given within the State; provided that this excludes
20 amateur mixed martial arts contests. No mixed martial arts
21 contest shall be conducted, held, or given within the State



1 except in accordance with this chapter and the rules adopted by
2 the director pursuant thereto.

3 (b) No mixed martial arts event shall take place unless
4 the director has granted a permit for the proposed event. In
5 addition, the director shall not allow any mixed martial arts
6 contest unless:

- 7 (1) The contest consists of not more than five rounds of a
8 duration of not more than five minutes each with an
9 interval of at least one minute between each round and
10 the succeeding round;
- 11 (2) Each contestant is at least eighteen years of age, is
12 not disqualified from competing in a similar mixed
13 martial arts contest in another jurisdiction at the
14 time of the contest, and does not use stimulants or
15 banned substances before or during the contest;
- 16 (3) Each mixed martial arts contestant is examined one
17 hour prior to the contest by at least one physician
18 licensed under chapter 453 or 460 who shall certify in
19 writing to the referee of the contest that the
20 contestant is physically fit to engage therein;
- 21 (4) Each contestant furnishes to the director:



- 1 (A) A medical report of a medical examination
2 completed not less than six months before the
3 contest, at the sole expense of the promoter,
4 including the results of HIV and hepatitis
5 testing; and
- 6 (B) Previous fight records that establish the
7 contestant's fitness to compete in the contest;
- 8 (5) The contest is under the control of a licensed referee
9 in the ring who has at least one year of experience in
10 refereeing a match or exhibition involving mixed
11 martial arts and who has passed a physical examination
12 by a physician licensed under chapter 453 or 460,
13 including an eye examination, within two years prior
14 to the contest;
- 15 (6) The promoter has complied with sections -8 and
16 -9; and
- 17 (7) All licensees have complied with the requirements of
18 this chapter and rules adopted in accordance with
19 chapter 91, including any rules or requirements that
20 protect the safety of the contestants to the extent
21 feasible.



1 (c) No person shall promote, conduct, hold, give, or
2 participate in any no rules combat, extreme or ultimate
3 fighting, or similar contests. The director shall enforce the
4 prohibition on no rules combat, extreme or ultimate fighting, or
5 similar contests, and may adopt rules, pursuant to chapter 91,
6 to enforce the prohibition. In addition to any applicable
7 judicial remedy, a person who violates this subsection shall be
8 subject to the penalties, fines, and other disciplinary
9 provisions of this chapter.

10 § -6 Licenses; promoters. (a) A promoter may apply to
11 the director for a license that shall be required to promote,
12 conduct, hold, or give mixed martial arts contests. The
13 application shall be in writing, on a form prescribed by the
14 director, and signed by the applicant, and shall include the
15 following:

- 16 (1) Evidence of financial integrity in accordance with
17 rules adopted by the director pursuant to chapter 91;
18 and
19 (2) Proof that the applicant has currently satisfied all
20 of the applicable requirements of the department's
21 business registration division.



1 (b) The application shall contain a recital of the facts
2 as may be specified by the director for the director to
3 determine whether or not the applicant possesses the necessary
4 physical, mental, moral, and financial qualifications to entitle
5 the applicant to a license.

6 (c) The director shall not issue any license to conduct,
7 hold, or give mixed martial arts contests unless the director is
8 satisfied that the applicant has complied with the conditions of
9 this chapter, possesses the necessary qualifications for a
10 license, and is the real party in interest, and intends to
11 conduct, hold, or give the mixed martial arts contest itself.
12 The director shall not issue a promoter's license to an
13 applicant if the applicant or any of the applicant's officers,
14 directors, partners, members, or associates has been convicted
15 of any crime related to gambling or a crime that is directly
16 related to the person's performance in the sport of mixed
17 martial arts.

18 (d) A license may be revoked at any time if the director
19 finds after a hearing that:

20 (1) The licensee is not the real party in interest or has
21 not complied with this chapter or the rules of the
22 director; or



1 (2) The licensee or any of the licensee's officers,
2 directors, partners, members, or associates have been
3 convicted of any crime related to gambling or a crime
4 that is directly related to the person's performance
5 in the sport of mixed martial arts.

6 (e) Every license shall be subject to this chapter and the
7 rules of the director.

8 (f) The application for a license to promote mixed martial
9 arts contests shall be accompanied by a fee as provided in rules
10 adopted by the director pursuant to chapter 91.

11 **§ -7 Permit required to hold each mixed martial arts**

12 **event.** (a) No mixed martial arts event shall be held unless
13 the director issues a permit for the event. To obtain a permit
14 to conduct, hold, or give a mixed martial arts event, a promoter
15 shall:

16 (1) Provide proof of medical insurance for mixed martial
17 arts contestants in accordance with rules adopted by
18 the director. All promoters shall be responsible for
19 paying any deductible amount of the medical insurance
20 policy;

21 (2) Submit all contracts with managers, mixed martial arts
22 contestants, and venues, including any agreement of



1 pre-contest training funds advanced to any contestant
2 either by the promoter or manager or any party of
3 interest, to the director for the director's review
4 and approval;

5 (3) Submit to the director, for the director's review and
6 approval, all ring records of all mixed martial arts
7 contestants scheduled to participate in the event;

8 (4) Provide cashier's or certified checks made payable to
9 each mixed martial arts contestant for the amount due
10 the contestant or the contestant's manager, as the
11 case may be, in accordance with the contracts approved
12 by the director;

13 (5) Provide to the director written confirmation that an
14 ambulance with paramedics and appropriate security
15 have been obtained and will be present at all times at
16 the venue of the mixed martial arts event;

17 (6) Provide evidence to the director that security
18 personnel and resources will be present in sufficient
19 number and force to exercise crowd control and to
20 protect spectators at the mixed martial arts event;



1 (7) Provide to the director evidence that the mixed
2 martial arts event will be conducted in compliance
3 with municipal fire codes; and

4 (8) Maintain sanitary conditions at the site of the mixed
5 martial arts event.

6 (b) Failure, refusal, or neglect of any licensed promoter
7 to comply with this section shall result in the automatic denial
8 of a permit to hold the mixed martial arts event.

9 (c) Licensed promoters may engage in promotions with other
10 licensed promoters as long as each promoter holds a valid,
11 unexpired license and has received the written approval of the
12 director prior to the promotion.

13 (d) In addition to the payment of other fees and moneys
14 due under this chapter, a licensed promoter shall pay:

15 (1) A license fee of three per cent of the first \$50,000
16 of the total gross receipts from admission fees to an
17 event, exclusive of federal, state, and local taxes;

18 (2) A license fee of two per cent of the total gross
19 receipts over \$50,000 from admission fees to an event,
20 exclusive of federal, state, and local taxes;

21 (3) Two per cent of the gross sales price for the sale,
22 lease, or other exploitation of broadcasting,



1 television, Internet, and motion picture rights for an
2 event, without any deductions for commission,
3 brokerage fee, distribution fees, advertising,
4 contestants' purses, or any other expenses or charges,
5 including federal, state, or local taxes; and

6 (4) Two per cent of the gross receipts from subscription
7 or admission fees, exclusive of federal, state, and
8 local taxes, charged for viewing within the State of a
9 simultaneous telecast of an event;

10 provided that payments under this subsection shall be deposited
11 into a separate account in the compliance resolution fund and
12 shall be used to cover the costs of administering this chapter.

13 (e) Within seven calendar days following a mixed martial
14 arts contest, the promoter shall provide the director with an
15 unedited video record of the contest in a format prescribed by
16 the director.

17 (f) No mixed martial arts event shall be commenced without
18 a permit from the director pursuant to this section.

19 **§ -8 Licenses, participants.** (a) Any person may apply
20 to the director for a license to act as a physician, referee,
21 judge, manager, second, or mixed martial arts contestant to
22 participate, either directly or indirectly, in any mixed martial



1 arts contest. The application shall be in writing, on a form
2 prescribed by the director, and signed by the applicant. The
3 application shall contain a recital of facts as specified by the
4 director for the director to determine whether or not the
5 applicant possesses the necessary licensure and physical,
6 mental, and moral qualifications to entitle the applicant to a
7 license. The director shall adopt rules for licensure in
8 accordance with chapter 91.

9 (b) In addition, the applicant for a referee, judge,
10 manager, or second license shall take and pass an examination or
11 evaluation as provided by the director. The director may exempt
12 an applicant for a manager, referee, judge, or second license
13 from taking the examination or evaluation, if the applicant
14 holds a valid manager, referee, judge, or second license in
15 another jurisdiction with comparable mixed martial arts
16 regulations.

17 (c) Any license to act as a physician, referee, judge,
18 manager, second, or mixed martial arts contestant may be
19 suspended or revoked, or the person otherwise disciplined by the
20 director after a contested case hearing held in accordance with
21 chapter 91.



1 (d) No license shall be granted to a contestant or
2 promoter unless the contestant and promoter have authorized the
3 Hawaii criminal data justice center to release a criminal
4 history record check on the contestant and promoter to the
5 director and the director has received the criminal history
6 record information.

7 **§ -9 License fees.** License fees shall be paid
8 biennially to the State by every applicant to whom a license is
9 issued to participate in the conduct of mixed martial arts in
10 any of the following capacities set forth in this chapter:
11 promoter, physician, referee, judge, manager, second, and mixed
12 martial arts contestant. The charge for a duplicate license and
13 all fees required by this chapter shall be as provided in rules
14 adopted by the director pursuant to chapter 91 and shall be
15 deposited with the director to the credit of the compliance
16 resolution fund.

17 **§ -10 Licenses, limitations, renewals.** (a) No mixed
18 martial arts contest shall be conducted, held, or given unless
19 all the parties participating, as designated in this chapter,
20 are licensed by the director, and it shall be unlawful for any
21 individual or promoter to participate in a contest in any



1 capacity designated in this chapter unless the person is
2 licensed to do so.

3 (b) The director may limit the number of licenses issued
4 for any purpose as specified in this chapter and may limit the
5 number of mixed martial arts contests conducted, held, or given
6 in any county.

7 (c) All licenses shall be for a period of not more than
8 two years and all licenses shall expire on June 30 of each
9 odd-numbered year.

10 (d) The director, at the director's discretion and upon
11 application and payment of fees by the licensee, may renew a
12 license for the following biennium. Failure to timely apply for
13 renewal of any license shall result in the automatic forfeiture
14 of the license. Any applicant whose license has been forfeited
15 shall file an application for a new license and meet all current
16 requirements, including successful passage of the examination,
17 as the case may be, for the license.

18 (e) Every individual or promoter licensed under this
19 chapter shall be subject to the rules adopted by the director.

20 **§ -11 Receipts and reports from promoters.** (a) Within
21 three business days after the conclusion of every contest for
22 which admission fees are charged and received, every promoter



1 holding a license to conduct, hold, or give mixed martial arts
2 contests, shall furnish to the director a written report, duly
3 verified, showing the number of tickets sold for the contest,
4 the amount of the gross receipts or proceeds thereof, and other
5 matters as the director prescribes in rules adopted in
6 accordance with chapter 91.

7 (b) For purposes of this chapter, "gross receipts"
8 includes income received from the sale of print, internet,
9 broadcasting, television, and motion picture rights.

10 **§ -12 Failure to report receipts.** Whenever any promoter
11 holding a license to conduct, hold, or give mixed martial arts
12 contests fails to timely submit a report of any contest or
13 comply with the requirements of this chapter, or whenever the
14 report is unsatisfactory to the director, the director at the
15 licensee's expense, may examine or cause to be examined, the
16 books and records of the promoter.

17 **§ -13 Admission tickets.** All tickets of admission to
18 any mixed martial arts contest for which admission fees are
19 charged and received shall have printed clearly upon the face
20 thereof the purchase price of same, and no ticket shall be sold
21 for more than the price as printed thereon.



1 **§ -14 Inspectors; duties.** The director shall appoint
2 inspectors, each of whom shall receive from the director a card
3 or badge authorizing the person to act as inspector whenever the
4 director may designate the person to so act.

5 **§ -15 Judges; duties.** The director, in the director's
6 discretion may appoint two licensed judges to act with the
7 referee in rendering a decision, or three licensed judges to act
8 with a nonvoting referee in rendering a decision.

9 **§ -16 Physician; duties.** Every promoter holding a
10 license to conduct, hold, or give mixed martial arts contests
11 shall have in attendance at every contest at least two
12 physicians licensed to practice medicine in the State under
13 chapter 453 or 460, who shall observe the physical condition of
14 the mixed martial arts contestants and advise the referee with
15 regard thereto and, one hour before each contestant enters the
16 ring, certify in writing as to the physical condition of the
17 contestant to engage in the contest. A report of the medical
18 examination shall be filed with the director not later than
19 forty-eight hours after the conclusion of the contest. If a
20 contestant is knocked down or severely injured during a contest,
21 or for such other reasons as provided in rules adopted by the
22 director pursuant to chapter 91, at least one physician shall



1 immediately examine the contestant and file a written medical
2 opinion with the director within forty-eight hours of the
3 contest.

4 **§ -17 Referees; duties.** (a) At each mixed martial arts
5 contest there shall be in attendance a duly licensed referee
6 designated by the director, who shall direct and control the
7 contest. The referee shall render a decision for each contest,
8 except as otherwise provided under this section.

9 (b) The referee may recommend and the director, in the
10 director's discretion, may terminate the mixed martial arts
11 contest or order the forfeiture of any prize, purse, or
12 remuneration, or any part thereof, to which one or both of the
13 mixed martial arts contestants may be entitled, or any part of
14 the gate receipts for which the contestants are competing, if in
15 the director's judgment one or both of the contestants are not
16 honestly competing.

17 (c) Each referee shall warn contestants of the referee's
18 power to terminate the contest or to recommend the forfeiture of
19 any purse or purses, should there be any violation of contest
20 rules.

21 (d) In any case where the referee decides that the
22 contestants are not honestly competing and that under the law



1 the contest should be terminated or that the prize, purse, or
2 remuneration of one or both of the contestants should be
3 forfeited, the contest shall be stopped before the end of the
4 last round, and no decision shall be given. A contestant earns
5 nothing and shall not be paid for a contest in which there is
6 stalling, faking, dishonesty, or collusion. The director,
7 independently of the referee or the referee's decision, may
8 determine the merits of any contest and take whatever action the
9 director considers proper. In any case, the director may order
10 the purse of the contestant violating any rules or statutes held
11 up for investigation and action.

12 (e) The referee shall stop the contest when, in the
13 referee's judgment, either of the contestants shows a marked
14 superiority or is apparently outclassed.

15 **§ -18 Drug test; withholding of wages; penalty.** (a) On
16 the advice of one or both of the physicians in attendance at
17 every contest, a post-contest drug test may be administered to
18 any contestant, at the sole expense of the promoter, to
19 determine whether the contestant has consumed any illegal drugs
20 or drugs banned by the director.

21 (b) Any money, prize, purse, or other form of compensation
22 due to a contestant shall be withheld by the director until the



1 director, in consultation with the two attending physicians, is
2 satisfied that the contestant did not have the presence of any
3 illegal or banned drugs in the contestant's system.

4 (c) Any contestant who fails a drug test shall have the
5 contestant's license suspended by the director for not less than
6 twelve months from the date of the offense and, in the
7 discretion of the director, may have the contestant's license
8 permanently revoked.

9 **§ -19 Sham mixed martial arts contest; forfeiture of**
10 **license.** Any promoter who conducts, holds, gives, or
11 participates in any sham or fake mixed martial arts contest,
12 knowing the same to be a sham or fake, shall forfeit the license
13 issued in accordance with this chapter, and the license shall be
14 automatically terminated by the director. The promoter and any
15 officers, partners, or members of the promoter shall not
16 thereafter be entitled to receive and shall not be given another
17 license.

18 **§ -20 Sham mixed martial arts contest; penalty against**
19 **contestant.** The license of any mixed martial arts contestant
20 who knowingly participates in any sham or false mixed martial
21 arts contest shall be automatically suspended and the mixed
22 martial arts contestant shall be suspended from further



1 participation in any contest held or given under this chapter
2 for not less than twelve months from the date of the offense and
3 may be permanently disqualified from further participation in
4 any contest held or given under this chapter.

5 **§ -21 Financial interest in mixed martial arts**

6 **contestant prohibited.** (a) The director shall not receive any
7 compensation from any person who sanctions, arranges, promotes,
8 conducts, holds, or gives mixed martial arts contests; nor shall
9 the director have, either directly or indirectly, any financial
10 interest in any contestant competing in any mixed martial arts
11 contest.

12 (b) For the purposes of this section, "compensation" shall
13 not include funds held in escrow for payment to another person
14 in connection with a mixed martial arts contest. The
15 prohibition set forth in this section shall not apply to any
16 contract entered into, or any reasonable compensation received,
17 by the director to supervise a mixed martial arts contest in
18 this State or another state.

19 **§ -22 Wages of contestant; prepayment prohibited.** All
20 moneys paid to a mixed martial arts contestant for services, as
21 money prize, reward, compensation, or otherwise, shall be
22 considered wages. No contestant shall be paid for services



1 before a mixed martial arts contest; provided that with the
2 approval of the director, a promoter may advance sums of money
3 for training purposes.

4 **§ -23 Disposition of receipts.** Except as otherwise
5 provided for in this chapter, all fees and other moneys received
6 by the director shall be deposited into the compliance
7 resolution fund.

8 **§ -24 Summary disciplinary action.** The director may
9 fine, withhold purse money or fees, and issue immediate
10 temporary suspensions of not more than sixty days against a
11 licensee for violations of this chapter or rules adopted
12 pursuant thereto. The director shall notify the licensee in
13 writing of any temporary suspension, fine, or withholding of
14 purse money within five days of the director's action. The
15 licensee shall have a right to a hearing in accordance with
16 chapter 91; provided that the licensee notifies the director in
17 writing of the request for a hearing within thirty days after
18 the director notifies the licensee in writing, by mail or
19 personal service, of the director's order.

20 **§ -25 Chapter does not apply to active duty armed**
21 **forces, national guard, armed forces reserve, or Police**
22 **Activities League.** This chapter shall not apply to any mixed



1 martial arts contest held as a recreational activity by active
2 duty armed forces, armed forces reserve, or national guard
3 personnel, or the Police Activities League, when the contest is
4 held under the supervision of a recreational officer of the
5 active duty armed forces, armed forces reserve, national guard,
6 or a Police Activities League staff member.

7 **§ -26 Revocation; suspension.** (a) In addition to any
8 other acts or conditions provided by law, the director may
9 refuse to renew, reinstate, or restore or may deny, revoke,
10 suspend, fine, reprimand, or condition in any manner, the
11 license of any person or entity issued for this chapter, for any
12 cause authorized by law, including but not limited to the
13 following:

- 14 (1) Violation of any provision of this chapter or the
15 rules adopted by the director, or any other law or
16 rule that applies to those persons licensed under this
17 chapter;
- 18 (2) Manifest incapacity, professional misconduct, or
19 unethical conduct;
- 20 (3) Making any false representations or promises through
21 advertising or other dissemination of information;



- 1 (4) Any fraudulent, dishonest, or deceitful act in
2 connection with the licensing of any promoter under
3 this chapter or in connection with any mixed martial
4 arts contest;
- 5 (5) Making any false or misleading statement in any
6 application or document submitted or required to be
7 filed under this chapter;
- 8 (6) Revocation or suspension of a license or other
9 disciplinary action against the licensee by any other
10 regulatory entity over mixed martial arts contests;
- 11 (7) Failure to report any disciplinary action, including
12 medical and mandatory suspensions, or revocation or
13 suspension of a license in another jurisdiction not
14 less than fifteen calendar days preceding any mixed
15 martial arts match in which the licensee participates
16 or within thirty calendar days following the
17 disciplinary decision, whichever is earlier; or
- 18 (8) Participation in any sham or false mixed martial arts
19 contest.
- 20 (b) A manager may be held responsible for all violations
21 of this chapter by a mixed martial arts contestant whom the
22 manager manages and may be subject to license revocation or



1 suspension, or a fine, or any combination thereof, irrespective
2 of whether any disciplinary action is taken against the mixed
3 martial arts contestant.

4 **§ -27 Penalties.** (a) Any person in violation of this
5 chapter or the rules adopted pursuant thereto shall be fined not
6 more than \$5,000 for each violation. Each day's violation or
7 failure to comply shall be deemed a separate offense.

8 (b) In addition to the penalties provided in this chapter,
9 any person in violation of this chapter may be prohibited from
10 engaging in any mixed martial arts activities in the State for a
11 period in conformity with that set forth in section 92-17.

12 **§ -28 Cumulative penalties.** Unless otherwise expressly
13 provided, the remedies or penalties provided by this chapter are
14 cumulative to each other and to the remedies or penalties
15 available under all other laws of this State.

16 **§ -29 Injunctive relief.** The director may, in addition
17 to any other remedies available, bring an action in any court of
18 this State to enjoin a person from continuing any violation of
19 this chapter or doing any acts in furtherance thereof, and for
20 any other relief that the court deems appropriate."

21 SECTION 2. Chapter 440D, Hawaii Revised Statutes, is
22 repealed.



1 SECTION 3. There is appropriated out of the general
2 revenues of the State of Hawaii the sum of \$130,000 or so much
3 thereof as may be necessary for fiscal year 2007-2008 and the
4 sum of \$205,000 or so much thereof as may be necessary for
5 fiscal year 2008-2009 to fund the operational and administrative
6 expenses in implementing this Act and regulating mixed martial
7 arts contests.

8 The sums appropriated shall be expended by the department
9 of commerce and consumer affairs for the purposes of this Act,
10 which shall include the hiring of a regulatory boards and
11 commissions administrative assistant, secretary, and clerks.

12 SECTION 4. This Act does not affect rights and duties that
13 matured, penalties that were incurred, and proceedings that were
14 begun, before its effective date.

15 SECTION 5. This Act shall take effect on July 1, 2020.



Report Title:

Mixed Martial Arts; Prohibition on No Rules Combat

Description:

Gives the director of commerce and consumer affairs licensing authority over mixed martial arts contests. Prohibits no rules combat, extreme or ultimate fighting, or similar contests.

(SD1)

