



General Assembly

Substitute Bill No. 5228

February Session, 2010

* _____HB05228GL_____031610_____*

AN ACT CONCERNING THE SALES OF EVENT TICKETS ON THE SECONDARY MARKET.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2010*) (a) No operator of a place
2 of entertainment, who offers subscription or season ticket packages for
3 sale, shall restrict by any means the resale of any tickets included in
4 such subscription or season ticket package as a condition of purchase,
5 as a condition to retain such tickets for the duration of a subscription
6 or season ticket package agreement, or as a condition to retain any
7 contractually agreed upon rights to purchase future subscription or
8 season ticket packages.

9 (b) No operator of a place of entertainment shall deny access to a
10 ticket holder who possesses a resold subscription or season ticket
11 based solely on the grounds that such ticket has been resold.

12 (c) Nothing in this section shall be construed to prohibit an operator
13 of an entertainment event from maintaining and enforcing policies
14 regarding conduct or behavior at or in connection with such operator's
15 venue. An operator may revoke or restrict a ticket for reasons relating
16 to a violation of written venue policies reasonably related to the
17 protection of the safety of patrons or to address fraud or misconduct in
18 connection with the sale or use of such ticket.

19 Sec. 2. (NEW) (*Effective October 1, 2010*) Each owner, lessee, operator
20 or manager of a venue having seating for more than three thousand
21 persons shall release the following information to the general public
22 for each entertainment event, including, but not limited to, a sporting
23 event, concert or theatrical or operatic performance, for which tickets
24 are offered for sale to the general public: (1) The total number of tickets
25 available for the event, (2) the number of tickets released by such
26 owner, lessee, operator or manager for sale to the public, and (3) the
27 number of tickets for the event that are unavailable for purchase due to
28 stage design or maintenance or other issues that prevent the use of
29 seats in the venue. For purposes of this section, tickets available only
30 through fan club purchases shall be considered offered for sale to the
31 general public. Information required to be released pursuant to this
32 section shall be released not later than two days after tickets are first
33 offered for sale to the public by the venue owner, lessee, operator or
34 manager. Such information may be posted on the venue owner's,
35 lessee's, operator's or manager's main Internet web site page upon
36 which tickets for the entertainment event are offered for sale to the
37 general public.

38 Sec. 3. (NEW) (*Effective October 1, 2010*) (a) No person shall
39 intentionally use or sell software to circumvent a security measure, an
40 access control system or a control or measure used to ensure an
41 equitable ticket purchasing process on a ticket seller's Internet web site.
42 For purposes of this subsection, "software" means a computer program
43 that is primarily designed or produced for the purpose of interfering
44 with the operation of any person who sells admission tickets to
45 entertainment events, including, but not limited to, sporting events,
46 concerts or theatrical or operatic performances.

47 (b) Any person who violates the provisions of subsection (a) of this
48 section shall be guilty of a class D felony.

<p>This act shall take effect as follows and shall amend the following sections:</p>
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Section 1	<i>October 1, 2010</i>	New section
Sec. 2	<i>October 1, 2010</i>	New section
Sec. 3	<i>October 1, 2010</i>	New section

GL *Joint Favorable Subst.*