13-56-101 Title.
This chapter is known as the "Ticket Transferability Act."

Enacted by Chapter 423, 2019 General Session

13-56-102 Definitions.
As used in this section:
(1) "Division" means the Division of Consumer Protection in the Department of Commerce.
(2) "Event" means a single, specific occurrence of one of the following, that takes place at a venue:
   (a) a concert;
   (b) a game;
   (c) a performance;
   (d) a show; or
   (e) an occasion similar to the occasions described in Subsections (2)(a) through (d).
(3) "Exempt entity" means:
   (a) a Division I college postseason basketball tournament;
   (b) a nonprofit organization that:
      (i) is exempt from federal income taxation under Section 501(c)(3), Internal Revenue Code;
      (ii) is domiciled in the state; and
      (iii) produces an annual international film festival in the state; or
   (c) a public or private postsecondary institution that is located in the state.
(4) "Restricted ticket" means a ticket to an event that is subject to a restriction that prohibits the purchaser from reselling or otherwise transferring the ticket by any lawful method.
(5) "Transferrable ticket" means a ticket to an event that a person issues using a delivery method that enables the purchaser to lawfully resell the ticket independent of the person who issued the ticket or the person's agent or operator.
(6)
   (a) "Venue" means real property located in the state where one or more persons host a concert, game, performance, show, or similar occasion.
   (b) "Venue" includes an arena, a stadium, a theater, a concert hall, an amphitheater, a fairground, a club, a convention center, a public assembly facility, or a mass gathering location.
(7) "Venue operator" means a person who operates a venue.

Enacted by Chapter 423, 2019 General Session

13-56-103 Scope.
(1) This chapter does not apply to an event or venue of an exempt entity.
(2) Nothing in this chapter prohibits a venue operator from maintaining and enforcing one or more policies regarding conduct or behavior at or in connection with the venue.
Part 2
Ticket Resale Restrictions

13-56-201 Limitations on ticket resale restrictions -- Disclosures.
(1) Except as provided in Subsection (2), each ticket issued for an event shall be a transferrable ticket.

(2)
(a) Up to 10% of the total number of tickets issued for an event may be restricted tickets.
   (i) The total number of tickets described in Subsection (2)(a)(i):
      (A) includes each ticket that provides access to the event, regardless of whether the ticket is made available for sale; and
      (B) does not include a ticket that is part of a youth basketball program associated with a professional sports team where tickets are donated or issued at a reduced rate.
   (b) Notwithstanding Subsection (2)(a), each calendar year, an unlimited number of restricted tickets may be issued for up to 10% of the total concert and theater events held at the same venue during the calendar year.

(3) A person who issues a restricted ticket shall provide the purchaser a clear and conspicuous written notice that states the ticket may not be resold or transferred.

(4) A person may not discriminate against an individual or deny an individual admission to an event solely because the individual:
   (a) resold a ticket to the event independent of the person who issued the ticket or the person's agent or operator; or
   (b) purchased a resold ticket to the event independent of the person who issued the ticket or the person's agent or operator.

Part 3
Enforcement and Reporting

13-56-301 Enforcement powers -- Penalty.
(1) The division may enforce the provisions of this chapter in accordance with Chapter 2, Division of Consumer Protection.

(2) A person who violates a provision of this chapter is subject to a fine of up to $250 per violation.

13-56-302 Reporting.
(1) As used in this section, "reporting period" means:
   (a) for a report submitted under this section in compliance with a July 15 deadline, January 1 through June 30 of the calendar year in which the report is submitted; or
(b) for a report submitted under this section in compliance with a January 15 deadline, July 1 through December 31 of the calendar year immediately preceding the calendar year in which the report is submitted.

(2) On or before July 15, 2020, and July 15 of each year thereafter, a venue operator shall submit a report described in Subsection (4) to the division, if there was an event scheduled at the venue during the reporting period for which a person issued one or more restricted tickets.

(3) On or before January 15, 2021, and January 15 of each year thereafter, a venue operator shall submit a report described in Subsection (4) to the division, if there was an event scheduled at the venue during the reporting period for which a person issued one or more restricted tickets.

(4) A report submitted in accordance with this section shall contain the following information:

(a) for each event scheduled at the venue during the reporting period and for which a person issued a restricted ticket:
   (i) the total number of tickets issued for the event;
   (ii) the number of restricted tickets issued for the event;
   (iii) the date of the event; and
   (iv) the type of event;

(b) for a report submitted in compliance with a July 15 deadline, the number of concert or theater events scheduled at the venue during the reporting period; or
   (i) for a report submitted in compliance with a January 15 deadline, the number of concert or theater events scheduled at the venue during the preceding calendar year; and
(c) the number of concert or theater events scheduled at the venue during the reporting period for which a person issued a restricted ticket under Subsection 13-56-201(2)(b).

Enacted by Chapter 423, 2019 General Session