

# H.B. 128

## CONSUMER TICKET PROTECTION MODIFICATIONS

Representative **Stephen G. Handy** proposes the following amendments:

1. *Page 4, Lines 92 through 116:*

92            ~~{(6)(a) "Face value" means:~~

93            ~~—— (i) the dollar amount for which the primary ticket seller sells a ticket; or~~

94            ~~—— (ii) for a complimentary ticket, the dollar amount the primary ticket seller would have~~  
95 ~~charged for a ticket to the event with equivalent seating priority.~~

96            ~~—— (b) "Face value" does not include any specified amounts added by the primary ticket~~  
97 ~~seller, including fees or taxes.}~~

98            ~~{(7)}~~     (6) "Person" does not include a government entity.

99            ~~{(8)}~~     (7) "Primary ticket seller" means the person who first sells a particular ticket.

100           ~~{(9)}~~     (8) (a) "Reseller" means a person who sells or offers for sale a ticket after it is sold by a  
101 primary ticket seller.

102           (b) "Reseller" includes a ~~{primary ticket seller after the primary ticket seller initially~~  
103 ~~sells the ticket}~~     person who engages in conduct described in Subsection (8)(a), regardless of whether  
the person is also the primary ticket seller of the ticket or the primary ticket seller of another ticket to  
the same event .

104           (c) "Reseller" does not include a person who transfers a ticket to another person  
105 without reimbursement or consideration.

106           ~~{(10)}~~     (9) "Ticket" means evidence of an individual's right of entry to an event.

107           ~~{(11)}~~     (10) "Ticket aggregator" means a person who aggregates the prices for which other  
108 persons offer tickets for sale or resale.

109           ~~{(12)}~~     (11) "Ticket website" means:

110           (a) with respect to a reseller, a website on which the reseller sells or offers for sale or  
111 resale one or more tickets; or

112           (b) with respect to a ticket aggregator, a website on which the ticket aggregator  
113 aggregates the prices for which other persons offer tickets for sale or resale.

114           ~~{(13)}~~     (12) "Top-level domain" includes .com, .net, and .org.

115           ~~{(14)}~~     (13) "URL" means the uniform resource locator for a website on the Internet.

116           ~~{(15)}~~     (14) (a) "Venue" means real property located in the state where one or more persons

2. *Page 5, Lines 148 through 149:*

148           (b) There is a rebuttable presumption that a person violates Subsection (1)(a) if the

149 person includes ~~{the name of an event participant}~~     either of the following in the domain of the

person's ticket website { } :

**(i) the name of an event, unless the person has written authorization from an agent of the event;**

**or**

**(ii) the name of an event participant, unless the person has written authorization from the event participant or an agent of the event participant.**