

1st Sub. H.B. 128

CONSUMER TICKET PROTECTION MODIFICATIONS

Representative **Michael K. McKell** proposes the following amendments:

1. Page 7, Line 208 through Page 8, Line 214:

208 ~~{ (b) There is a rebuttable presumption that a person violates Subsection (1)(a) if the~~
209 ~~person includes either of the following in the domain of the person's ticket website:~~
210 ~~—— (i) the name of an event, unless the person has written authorization from an agent of~~
211 ~~the event; or~~
212 ~~—— (ii) the name of an event participant, unless the person has written authorization from~~
213 ~~the event participant or an agent of the event participant. }~~

(b) If a presiding officer or court determines appropriate after considering other relevant factors, the following actions by a person who is not a primary ticket seller establish a presumption that the person is representing that the person is a primary ticket seller in violation of Subsection (1)(a):

(i) using the name of an event in the domain of the person's ticket website, unless the person has written authorization from an agent of the event;

(ii) using the name of an event participant in the domain of the person's ticket website, unless the person has written authorization from the event participant or an agent of the event participant; or

(iii) using, in paid search results, the name of an event or event participant in a manner described in Subsection (1)(b)(i) or (ii).

214 (2) It is unlawful for a person to fail to comply with a provision of Section 13-54-201.