

HOUSE SUBSTITUTE AMENDMENT NO. _____

for

HOUSE _____ AMENDMENT NO. _____

Offered By

AMEND House Committee Substitute for Senate Bill No. 833, Page 10, Section 381.058, Line 32,
by inserting after all of said section and line the following:

"407.1850. 1. As used in this section, the following terms shall mean:

(1) "Event", any concert, theatrical performance, sporting event, exhibition, show, or similar
scheduled activity taking place in this state that is open to the general public and for or which an
admission fee is charged;

(2) "Primary ticket sales platform", a marketplace operated by or on behalf of a ticket issuer
for the use of consumers for the initial purchase of event tickets from the ticket issuer;

(3) "Resale", any form of transfer or alienation, or offering for transfer or alienation, or
possession or entitlement to possession of an event ticket from one ticket seller to a person, with or
without consideration, whether in person or by means of a telephone or mail, delivery service,
facsimile, internet, electronic mail, or other electronic means. "Resale" shall not include the initial
sale of an event ticket by the ticket issuer;

(4) "Secondary ticket exchange", an electronic marketplace that enables a consumer to sell
and purchase event tickets, including, but not limited to, at resale;

(5) "Ticket", any physical, electronic, or other form of a certificate, document, voucher,
token, or other evidence indicating that the bearer, possessor, or person entitled to possession
through purchase or otherwise has a revocable or irrevocable right, privilege, or license to enter an
event venue or occupy a particular seat or area in an event venue with respect to one or more events,
or an entitlement to purchase such right, privilege, or license with respect to one or more future
events;

(6) "Ticket issuer", any person that makes tickets available, directly or indirectly, to an
event, and may include the operator of a venue; the sponsor or promoter of an event; a sports team
participating in an event or a league whose teams are participating in an event; a theater company,
musical group, or similar participant in an event; or an agent of any such person;

(7) "Ticket seller", any natural person, partnership, corporation, association, or other legal
entity engaged in the sale or resale of tickets;

(8) "Venue", a theater, stadium, field, hall, or other facility or area where an entertainment
event takes place.

2. A ticket issuer, primary ticket sales platform, or secondary ticket exchange shall not:

(1) Penalize or discriminate against a ticket holder who transfers, resells, or offers to resell

Standing Action Taken _____ Date _____

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1 his or her ticket;

2 (2) Penalize, discriminate against, or deny access to a ticket holder solely on the grounds
3 that, or the channel through which, the ticket was resold;

4 (3) Prohibit or restrict the resale or transfer of any tickets; or

5 (4) Use any delivery techniques or technological means including, but not limited to,
6 electronic delivery delays, that have the effect of precluding or hindering consumers from reselling
7 or transferring tickets on a platform or exchange of their choice.

8 3. A person shall not knowingly use or sell software to circumvent, thwart, interfere with, or
9 evade a security measure, access control system, or other control or measure on a primary ticket
10 sales platform or a secondary ticket exchange."; and

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12 Further amend said bill by amending the title, enacting clause, and intersectional references
13 accordingly.

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15 This amendment is a substitute for 5460H02.04H
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