

HOUSE BILL 98

I3

(PRE-FILED)

4r0693
CF SB 154

By: **Delegate Arora**

Requested: October 22, 2013

Introduced and read first time: January 8, 2014

Assigned to: Economic Matters

Committee Report: Favorable

House action: Adopted

Read second time: February 5, 2014

CHAPTER _____

1 AN ACT concerning

2 **Commercial Law – Interference With Internet Ticket Sales – Prohibition**

3 FOR the purpose of prohibiting a person from intentionally selling or using certain
4 software to circumvent a security measure, an access control system, or any
5 other control or measure on a certain Web site that is used to ensure an
6 equitable ticket buying process; providing that a violation of this Act is an
7 unfair or deceptive trade practice under the Maryland Consumer Protection Act
8 and is subject to certain enforcement and penalty provisions; defining certain
9 terms; and generally relating to ticket sales on the Internet.

10 BY adding to

11 Article – Commercial Law

12 Section 14–4001 through 14–4003 to be under the new subtitle “Subtitle 40.
13 Interference With Internet Ticket Sales”

14 Annotated Code of Maryland

15 (2013 Replacement Volume)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
17 MARYLAND, That the Laws of Maryland read as follows:

18 **Article – Commercial Law**

19 **SUBTITLE 40. INTERFERENCE WITH INTERNET TICKET SALES.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 **14-4001.**

2 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS
3 INDICATED.

4 (B) (1) "ENTERTAINMENT EVENT" MEANS:

5 (I) A PERFORMANCE;

6 (II) A RECREATION;

7 (III) AN AMUSEMENT;

8 (IV) A DIVERSION;

9 (V) A SPECTACLE;

10 (VI) A SHOW; OR

11 (VII) ANY SIMILAR EVENT.

12 (2) "ENTERTAINMENT EVENT" INCLUDES:

13 (I) A THEATRICAL OR MUSICAL PERFORMANCE;

14 (II) A CONCERT;

15 (III) A FILM;

16 (IV) A GAME;

17 (V) A RIDE; AND

18 (VI) A SPORTING EVENT.

19 (C) "TICKET" MEANS A TICKET FOR ADMISSION TO AN ENTERTAINMENT
20 EVENT.

21 **14-4002.**

22 A PERSON MAY NOT INTENTIONALLY SELL OR USE SOFTWARE TO
23 CIRCUMVENT A SECURITY MEASURE, AN ACCESS CONTROL SYSTEM, OR ANY

1 OTHER CONTROL OR MEASURE ON A TICKET SELLER'S WEB SITE THAT IS USED
2 TO ENSURE AN EQUITABLE TICKET BUYING PROCESS.

3 14-4003.

4 A VIOLATION OF THIS SUBTITLE IS:

5 (1) AN UNFAIR OR DECEPTIVE TRADE PRACTICE WITHIN THE
6 MEANING OF TITLE 13 OF THIS ARTICLE; AND

7 (2) SUBJECT TO THE ENFORCEMENT AND PENALTY PROVISIONS
8 CONTAINED IN TITLE 13 OF THIS ARTICLE.

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
10 October 1, 2014.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.