

SENATE BILL 154

I3

4r1349
CF HB 98

By: **Senator Feldman**

Introduced and read first time: January 13, 2014

Assigned to: Finance

A BILL ENTITLED

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.**

20 **14–4001.**

21 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS
22 INDICATED.

23 (B) (1) “ENTERTAINMENT EVENT” MEANS:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (I) A PERFORMANCE;

2 (II) A RECREATION;

3 (III) AN AMUSEMENT;

4 (IV) A DIVERSION;

5 (V) A SPECTACLE;

6 (VI) A SHOW; OR

7 (VII) ANY SIMILAR EVENT.

8 (2) "ENTERTAINMENT EVENT" INCLUDES:

9 (I) A THEATRICAL OR MUSICAL PERFORMANCE;

10 (II) A CONCERT;

11 (III) A FILM;

12 (IV) A GAME;

13 (V) A RIDE; AND

14 (VI) A SPORTING EVENT.

15 (C) "TICKET" MEANS A TICKET FOR ADMISSION TO AN ENTERTAINMENT
16 EVENT.

17 14-4002.

18 A PERSON MAY NOT INTENTIONALLY SELL OR USE SOFTWARE TO
19 CIRCUMVENT A SECURITY MEASURE, AN ACCESS CONTROL SYSTEM, OR ANY
20 OTHER CONTROL OR MEASURE ON A TICKET SELLER'S WEB SITE THAT IS USED
21 TO ENSURE AN EQUITABLE TICKET BUYING PROCESS.

22 14-4003.

23 A VIOLATION OF THIS SUBTITLE IS:

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

3 **(2) SUBJECT TO THE ENFORCEMENT AND PENALTY PROVISIONS**
4 **CONTAINED IN TITLE 13 OF THIS ARTICLE.**

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