

# SENATE BILL 446

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By: Senator Gile

Introduced and read first time: February 2, 2026

Assigned to: Finance

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## A BILL ENTITLED

1 AN ACT concerning

2 **Consumer Protection – Sale and Resale of Tickets – Disclosure of Tax**  
3 **Information and Action for Damages**

4 FOR the purpose of repealing the requirement to include taxes in the total price for a ticket  
5 on a certain listing and at each step of the ticket purchase transaction; authorizing  
6 certain persons to bring an action against a ticket issuer, secondary ticket exchange,  
7 or reseller for a certain violation; authorizing a court to award economic and punitive  
8 damages subject to certain limitations; and generally relating to the sale and resale  
9 of tickets.

10 BY repealing and reenacting, with amendments,  
11 Article – Commercial Law  
12 Section 13–310.1  
13 Annotated Code of Maryland  
14 (2025 Replacement Volume)

15 BY repealing and reenacting, without amendments,  
16 Article – Commercial Law  
17 Section 13–408  
18 Annotated Code of Maryland  
19 (2025 Replacement Volume)

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

22 **Article – Commercial Law**

23 13–310.1.

24 (a) (1) In this section the following words have the meanings indicated.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(2) (i) "Resale" means the second or subsequent sale of a ticket.

(ii) "Resale" includes a sale by any means, including in person, by telephone, by mail, by e-mail, by facsimile, or through a website or other electronic means.

4 (3) "Reseller" means a person engaged in the resale of tickets.

5 (4) "Secondary ticket exchange" means an electronic marketplace that  
6 enables a person to sell, purchase, and resell tickets.

(5) (i) "Speculative ticket" means a ticket that is not in the actual or constructive possession of a reseller at the time of sale, advertisement, or listing.

9 (ii) "Speculative ticket" includes a ticket sold by a reseller that, at  
10 the time of resale:

1. Is not in the physical possession of the reseller;
2. Is not owned by the reseller; or
3. Is not under contract to be transferred to the reseller.

14 (6) "Ticket" means physical, electronic, or other evidence, that grants the  
15 possessor of the evidence license to enter a place of entertainment for one or more events  
16 at a specified date and time.

17 (7) (i) "Ticket issuer" means a person that, directly or indirectly, issues  
18 initial tickets for an entertainment event.

19 (ii) "Ticket issuer" includes:

1. A musician or musical group;
2. An operator of a venue;
3. A sponsor or a promoter of an entertainment event;
4. A sports team participating in an entertainment event;
5. A sports league whose teams are participating in an
6. A theater company;
7. A marketplace operated for consumers to make an initial

5 (2) The listing for a ticket and each step of a transaction to purchase a  
6 ticket shall:

10 (ii) Provide an itemized listing of all charges that comprise the total  
11 price of the ticket, including all fees [and taxes]; and

12 (iii) Identify the seat number and zone or section of the ticket, to the  
13 extent applicable to the seat and venue.

23 (c) A reseller may not sell or offer to sell speculative tickets.

24 (d) A secondary ticket exchange may not provide a marketplace for the sale or  
25 resale of a ticket that violates this section.

26 (e) A ticket issuer, secondary ticket exchange, or reseller who directly engages in  
27 a sales transaction with a purchaser for the purchase of a ticket shall provide the purchaser  
28 with a full refund of the total amount paid, including the price of the ticket and any fees  
29 and taxes, if:

30 (1) The ticket purchased is counterfeit;

31 (2) The event for which the ticket is purchased is canceled; or

32 (3) The ticket fails to conform to the description as advertised or  
33 represented to the purchaser by the seller.

9 (I) FOR A FIRST VIOLATION BY A TICKET ISSUER, SECONDARY  
10 TICKET EXCHANGE, OR RESELLER, TOTAL DAMAGES NOT EXCEEDING \$10,000; AND

14 13-408.

15       (a) In addition to any action by the Division or Attorney General authorized by  
16 this title and any other action otherwise authorized by law, any person may bring an action  
17 to recover for injury or loss sustained by him as the result of a practice prohibited by this  
18 title.

19 (b) Any person who brings an action to recover for injury or loss under this section  
20 and who is awarded damages may also seek, and the court may award, reasonable  
21 attorney's fees.

22 (c) If it appears to the satisfaction of the court, at any time, that an action is  
23 brought in bad faith or is of a frivolous nature, the court may order the offending party to  
24 pay to the other party reasonable attorney's fees.

25 (d) Notwithstanding any other provision of this section, a person may not bring  
26 an action under this section to recover for injuries sustained as a result of the professional  
27 services provided by a health care provider, as defined in § 3-2A-01 of the Courts Article.

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
29 October 1, 2026.