



## HOUSE COMMITTEE ON APPROPRIATIONS

# FISCAL NOTE

HOUSE BILL NO. 1658

PRINTER'S NO. 2087

PRIME SPONSOR: Matzie

### COST / (SAVINGS)

FUND	FY 2023/24	FY 2024/25
General Fund	\$0	\$0

#### SUMMARY:

Amends the Unfair Trade Practices and Consumer Protection Law to ban speculative ticketing.

#### ANALYSIS:

House Bill 1658, Printer's Number 2087, amends the Unfair Trade Practices and Consumer Protection Law by establishing criteria that must be met before a reseller can advertise, offer for sale, contract for the resale of a ticket, or accept full or partial consideration for the resale of a ticket. This includes the requirements that 1) the ticket describe the precise row and section of the seat (or a description of the location of the seat or space if the ticket is not for a reserved seat); 2) the reseller has possession or constructive possession of the ticket; and 3) an official pre-sale or on-sale event has occurred before the ticket is advertised for resale. The legislation also establishes guidelines for secondary ticket platforms. The Office of Attorney General is granted the authority to enforce these guidelines.

The legislation establishes that an operator, venue, rights holder, or primary ticket platform that suffers injury because of another person's violation of Section 3.2 (Prohibition on Speculative Ticketing Acts or Practices) may bring a private action to recover actual damages for such injury plus \$1,000 for each violation of the section regarding each ticket sold by the person. The court may also provide additional relief, costs, and attorney fees to the plaintiff.

This legislation would take effect in 60 days upon enactment.

#### FISCAL IMPACT:

Enactment of this legislation will have no impact on Commonwealth funds. Any additional costs resulting from enforcement of this legislation will be absorbed by the existing budget and resources of the Office of Attorney General.

**PREPARED BY:** Bradley Keen  
House Appropriations Committee (D)

**DATE:** October 16, 2023

*Estimates are calculated using the best information available. Actual costs and revenue impact incurred may vary from estimates.*