

1 INTERIM STUDY PROPOSAL 2013-058

2 State of Arkansas

As Engrossed: S3/27/13

3 89th General Assembly

A Bill

4 Regular Session, 2013

SENATE BILL 841

5
6 By: Senators Maloch, Bledsoe, Caldwell, E. Cheatham, J. English, Files, J. Hendren, Hester, Holland, J.
7 Hutchinson, K. Ingram, D. Johnson, J. Key, U. Lindsey, B. Sample, D. Sanders, Teague, E. Williams, J.
8 Woods, D. Wyatt

9 By: Representatives Westerman, E. Armstrong, Broadaway, Carnine, Cozart, J. Edwards, Gillam,
10 Hickerson, Hodges, Hopper, Kerr, Lampkin, Leding, Rice, Slinkard, Vines

11 Filed with: Interim Senate Committee on Insurance and Commerce
12 pursuant to A.C.A. §10-3-217.

For An Act To Be Entitled

13
14 AN ACT CONCERNING THE SALE OF EVENT TICKETS; AND FOR
15 OTHER PURPOSES.

Subtitle

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17
18 CONCERNING THE SALE OF EVENT TICKETS.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

23
24 SECTION 1. DO NOT CODIFY. Legislative intent.

25 The intent of this act is to protect the rights of the people of this
26 state to purchase tickets to live entertainment events, sporting events, or
27 theater or musical performances through the venue or entity hosting the event
28 or authorized agents of the venue or entity hosting the event, whether the
29 tickets are sold at the venue itself, over the Internet, or otherwise.

30
31 SECTION 2. DO NOT CODIFY. Legislative findings.

32 The General Assembly finds that:

33 (1) A venue or entity hosting a live entertainment event, sporting
34 event, or theater or musical performance within the state should be allowed
35 to sell tickets at a price of its choosing, regardless of whether or not the

1 venue or entity also employs an agent to sell tickets that charges a fee for
2 its services;

3 (2) A venue or entity should have the right to sell tickets to the
4 public at the venue itself for a price lower than the price for which it
5 might sell tickets through other means, such as over the Internet; and

6 (3) It is in the best interests of the people of this state to provide
7 a variety of options through which tickets to events within this state may be
8 purchased.

9

10 SECTION 3. Arkansas Code § 4-70-103 is amended to read as follows:

11 4-70-103. Tickets sold over the Internet.

12 (a) *Tickets of admission to a live entertainment event, theatre,*
13 *musical performance, or place of public entertainment or amusement of any*
14 *kind shall not be offered for ~~sale~~ resale by any person over the Internet*
15 *until the tickets have ~~first been offered for sale to the public via an~~*
16 *~~event authorized outlet or offering~~ placed on sale by the venue or entity*
17 *hosting the event or its authorized agent acting in accordance with its*
18 *authorization.*

19 (b) *Internet portals or websites shall not allow any person to offer*
20 *for resale any ticket of admission to a live entertainment event, theatre,*
21 *musical performance, or place of public entertainment or amusement of any*
22 *kind until the tickets have ~~first been offered for sale to the public via an~~*
23 *~~event authorized outlet or offering~~ placed on sale by the venue or entity*
24 *hosting the event or its authorized agent.*

25 (c) *This section ~~shall~~ does not apply to sporting or athletic events.*

26 (d) *As used in this section, "placed on sale" means the date and time*
27 *when tickets are made available for sale to the general public, including*
28 *without limitation to fan clubs, businesses, and persons for promotional*
29 *activities.*

30

31 SECTION 4. Arkansas Code § 5-63-201 is amended to read as follows:

32 5-63-201. Tickets to school athletic events or music entertainment
33 events – Sale in excess of regular price.

34 (a)(1) It is unlawful for any person, corporation, firm, or
35 partnership to ~~sell~~ resell or offer for ~~sale~~ any resale a ticket to+

