

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding in Title 59.1 a chapter numbered 38.2, consisting of*
3 *sections numbered 59.1-466.5, 59.1-466.6, and 59.1-466.7, relating to limitations on reselling tickets*
4 *on an Internet ticketing platform; civil penalty.*

5 [S 1425]

6 Approved

7 **Be it enacted by the General Assembly of Virginia:**

8 **1. That the Code of Virginia is amended by adding in Title 59.1 a chapter numbered 38.2,**
9 **consisting of sections numbered 59.1-466.5, 59.1-466.6, and 59.1-466.7, as follows:**

10 **CHAPTER 38.2.**11 **TICKET RESALE RIGHTS ACT.**12 **§ 59.1-466.5. Definitions.**

13 *As used in this chapter, "event" means any professional concert, professional sporting event, or*
14 *professional theatrical production, open to the public for which tickets are ordinarily sold.*

15 **§ 59.1-466.6. Ticket resale limitations; prohibition; exception.**

16 *A. No person that issues tickets for admission to an event shall issue any such ticket solely through a*
17 *delivery method that substantially prevents the purchaser of the ticket from lawfully reselling the ticket*
18 *on the Internet ticketing platform of the ticket purchaser's choice.*

19 *B. No person shall be discriminated against or denied admission to an event solely on the basis that*
20 *the person resold a ticket, or purchased a resold ticket, on a specific Internet ticketing platform.*

21 *C. This section shall not apply to (i) student tickets issued for an event at an auxiliary enterprise*
22 *facility financed with bonds issued under Article X, Section 9(d) of the Constitution of Virginia and*
23 *supported in part by student fees or (ii) any concert or theater venue located within or adjacent to a*
24 *national park that offers yearly memberships that include concert or theater tickets as part of the*
25 *membership benefit.*

26 **§ 59.1-466.7. Enforcement; penalties.**

27 *A. The Attorney General may cause an action to be brought in the name of the Commonwealth to*
28 *enjoin any violation of § 59.1-466.6 by any person and to recover a civil penalty in the amount of not*
29 *less than \$1,000 nor more than \$5,000 for each such violation. Civil penalties paid pursuant to this*
30 *section shall be deposited to the Literary Fund.*

31 *B. In an action brought under this section, the Attorney General may recover damages and such*
32 *other relief allowed by law, including restitution on behalf of consumers injured by violations of*
33 *§ 59.1-466.6.*

34 *C. In an action brought under this section, the Attorney General may recover reasonable expenses*
35 *incurred in investigating and preparing the case, and attorneys' fees.*

36 *D. Whenever the Attorney General has reasonable cause to believe that any person has engaged in,*
37 *is engaging in, or is about to engage in, any violation of § 59.1-466.6, the Attorney General is*
38 *empowered to issue a civil investigative demand. The provisions of § 59.1-9.10 shall apply, mutatis*
39 *mutandis, to civil investigative demands issued pursuant to this section.*

40 *E. Nothing in this section shall be construed as affecting any private cause of action that may exist*
41 *under any law of the Commonwealth.*