

17103928D

SENATE BILL NO. 1425

Offered January 12, 2017

A *BILL to amend the Code of Virginia by adding in Title 59.1 a chapter numbered 38.2, consisting of sections numbered 59.1-466.5, 59.1-466.6, and 59.1-466.7, relating to the right to resell tickets to events; civil penalty.*

Patrons—Stanley, Black, Cosgrove, Lucas and Wagner

Referred to Committee on Commerce and Labor

Be it enacted by the General Assembly of Virginia:

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

CHAPTER 38.2.

TICKET RESALE RIGHTS ACT.

§ 59.1-466.5. Definitions.

As used in this chapter, "event" means any sporting event, theatrical production, lecture, motion picture screening, or any other event open to the public for which tickets are ordinarily sold.

§ 59.1-466.6. Ticket resale limitations; prohibited.

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

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

§ 59.1-466.7. Civil penalty; effect on private cause of action.

A. Any person that violates any provision of § 59.1-466.6 shall be liable to the Commonwealth for a civil penalty of not less than \$5,000 nor more than \$15,000 for each such violation. Such amount shall be recovered in a civil action brought by the Department of Agriculture and Consumer Services. Civil penalties paid pursuant to this chapter shall be deposited in the state treasury and credited to the Literary Fund.

B. Nothing in subsection A shall be construed as affecting any private cause of action that may exist under any law of the Commonwealth.