

ASSEMBLY, No. 4344

STATE OF NEW JERSEY

219th LEGISLATURE

INTRODUCED JULY 2, 2020

Sponsored by:

Assemblyman RONALD S. DANCER

District 12 (Burlington, Middlesex, Monmouth and Ocean)

SYNOPSIS

Addresses fees charged for tickets for entry to places of entertainment and format in which tickets can be issued to ticket buyer.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning tickets to places of entertainment, and
2 amending and supplementing P.L.1983, c.135.

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4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

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7 1. (New section) a. A primary seller selling tickets for entry to
8 a place of entertainment through means other than a physical box
9 office, including, but not limited to, an Internet website, a mobile
10 website or a mobile application, shall:

11 (1) provide the option for a ticket buyer to receive a paper
12 ticket; and

13 (2) notify the ticket buyer of any fees included in the total price
14 of a ticket, including, but not limited to, any service fee,
15 convenience fee, or venue fee.

16 b. A violation of this section shall be an unlawful practice
17 pursuant to P.L.1960, c.39 (C.56:8-1 et seq.).

18 c. As used in this section:

19 "Paper ticket" means a physical ticket issued by a primary seller.

20 "Primary seller" means an owner or operator of a venue or a
21 sports team, a manager or provider of an event, or a provider of
22 ticketing services, or an agent of such owner, operator, manager, or
23 provider, that engages in the primary sale of tickets for an event or
24 retains the authority to otherwise distribute tickets.

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26 2. Section 8 of P.L.1983, c.135 (C.56:8-33) is amended to read
27 as follows:

28 8. a. The seller of a ticket shall notify a ticket purchaser of the
29 full purchase price of a ticket, including the base price of the ticket
30 and a list of any fees, including, but not limited to, any service fee,
31 convenience fee, or venue fee, added to the base price, prior to the
32 purchase of that ticket from that ticket seller by that purchaser.

33 b. No reseller other than a registered ticket broker shall resell
34 or purchase with the intent to resell a ticket for admission to a place
35 of entertainment at a maximum premium in excess of 20% of the
36 ticket price or \$3.00, whichever is greater, plus lawful taxes. No
37 registered ticket broker shall resell or purchase with the intent to
38 resell a ticket for admission to a place of entertainment at a
39 premium in excess of 50% of the price paid to acquire the ticket,
40 plus lawful taxes.

41 c. Notwithstanding the provisions of subsection a. or b. of this
42 section, nothing shall limit the price for the resale or purchase of a
43 ticket for admission to a place of entertainment sold by any reseller
44 other than a registered ticket broker, provided such resale or
45 purchase is made through an Internet web site.

46 (cf: P.L.2018, c.117, s.2)

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is
not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 3. This act shall take effect on the first day of the seventh
2 month next following enactment.

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STATEMENT

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7 This bill establishes that primary sellers of tickets to places of
8 entertainment are required to provide the ticket buyer the option to
9 purchase a paper ticket and to notify ticket buyers of any fees added
10 to the total price of a ticket, including, but not limited to, service
11 fees, convenience fees, or venue fees. A violation of the bill's
12 provisions is an unlawful practice under the consumer fraud act. An
13 unlawful practice under the consumer fraud act is punishable by a
14 monetary penalty of not more than \$10,000 for a first offense and
15 not more than \$20,000 for any subsequent offense. In addition,
16 violations of the bill may result in cease and desist orders issued by
17 the Attorney General, the assessment of punitive damages, and the
18 awarding of treble damages and costs to the injured party.

19 The bill also amends current law to require the full price of a
20 ticket purchased by a ticket broker, including the base price and
21 fees, including, but not limited to, any service fee, convenience fee,
22 or venue fee that is added to the base price, be disclosed prior to the
23 purchase of a ticket.