

[First Reprint]

ASSEMBLY, No. 3194

STATE OF NEW JERSEY
219th LEGISLATURE

INTRODUCED FEBRUARY 25, 2020

Sponsored by:

Assemblyman GORDON M. JOHNSON

District 37 (Bergen)

Assemblyman CLINTON CALABRESE

District 36 (Bergen and Passaic)

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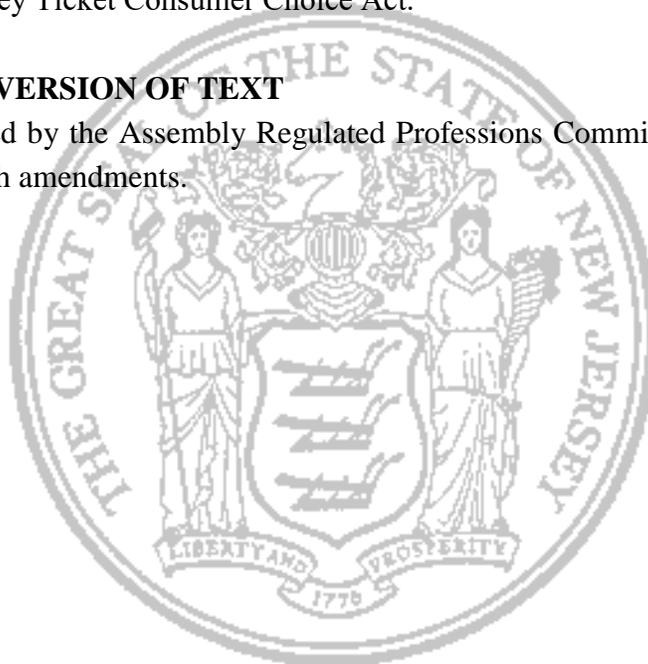
**Assemblywomen Jimenez, Vainieri Huttie, Assemblyman Mejia,
Assemblywoman Quijano, Assemblyman Rooney, Assemblywoman
Timberlake and Assemblyman Freiman**

SYNOPSIS

“New Jersey Ticket Consumer Choice Act.”

CURRENT VERSION OF TEXT

As reported by the Assembly Regulated Professions Committee on January 13, 2021, with amendments.



(Sponsorship Updated As Of: 6/24/2021)

1 AN ACT concerning ticket sales and amending and supplementing
2 P.L.1983, c.135.

3

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

6

7 1. This act shall be known and may be cited as the “New Jersey
8 Ticket Consumer Choice Act.”

9

10 2. As used in this act:

11 “Issuer” means a person who makes tickets available, directly or
12 indirectly, to an entertainment event, and who is the operator of a
13 venue; the sponsor or promoter of an entertainment event; a sports
14 team participating in an entertainment event or a league whose
15 teams are participating in an entertainment event; a theater
16 company, musical group or similar participant in an entertainment
17 event; or the agent of any such person.

18 “Non-transferable ticketing system” means a ticketing system
19 that restricts, through contractual or technological means, the ability
20 of a ticket purchaser to use, give away, or resell a ticket purchased
21 through the system.

22 “Status or affiliation” means any status or affiliation of an
23 individual or group, and includes, but is not limited to, an
24 individual or group characterized by a disability, or membership in
25 a religious or civic organization.

26 “Ticket platform” means a marketplace that enables consumers
27 to purchase and sell tickets.

28

29 3. a. Except as provided in subsection b. of this section, an
30 issuer that employs a non-transferable ticketing system shall offer a
31 purchaser an option at the time of initial sale to purchase the same
32 ticket in a transferable form that allows the ticket to be given away
33 or resold independent of and without requiring the consumer to log
34 into the issuer’s preferred ticket platform, without penalty or
35 discrimination.

36 b. An issuer may offer tickets to an individual or group as part
37 of a targeted promotion, discounted price, or private event offered
38 based on status or affiliation, through a non-transferable ticketing
39 system without offering an option to purchase tickets in a
40 transferable form. Any ticket issued through a non-transferable
41 ticketing system pursuant to this subsection shall not be offered
42 promotionally to the general public and shall be clearly marked as a
43 ticket restricted to the specified individual or group.

44 c. An issuer may:

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

Matter enclosed in superscript numerals has been adopted as follows:

¹Assembly ARP committee amendments adopted January 13, 2021.

1 (1) maintain and enforce policies with respect to conduct,
2 behavior, or age at the venue or entertainment event;

3 (2) establish limits on the quantity of tickets that may be
4 purchased; and

5 (3) revoke or restrict season tickets for reasons related to
6 violations of venue policy, including attempts by two or more
7 individuals to gain admission to the same entertainment event using
8 tickets purchased in a resale transaction, with each individual
9 presenting copies of the same ticket, concerns regarding the
10 protection or safety of individuals, and concerns regarding possible
11 fraud or misconduct.

12

13 4. A ticket buyer or seller shall not be penalized, discriminated
14 against, or denied access to an entertainment event solely because
15 the ticket for the entertainment event was resold, or because the
16 ticket was resold on a specific ticket platform.

17

18 ¹【5. Section 8 of P.L.1983, c.135 (C.56:8-33) is amended to read
19 as follows:

20 8. a. The seller of a ticket shall notify a ticket purchaser of the
21 purchase price of a ticket prior to the purchase of that ticket from
22 that ticket seller by that purchaser.

23 b. **【No reseller other than a registered ticket broker shall resell
24 or purchase with the intent to resell a ticket for admission to a place
25 of entertainment at a maximum premium in excess of 20% of the
26 ticket price or \$3.00, whichever is greater, plus lawful taxes. No
27 registered ticket broker shall resell or purchase with the intent to
28 resell a ticket for admission to a place of entertainment at a
29 premium in excess of 50% of the price paid to acquire the ticket,
30 plus lawful taxes.】** (Deleted by amendment, P.L. , c.) (pending
31 before the Legislature as this bill.)

32 c. **【Notwithstanding the provisions of subsection a. or b. of this
33 section, nothing shall limit the price for the resale or purchase of a
34 ticket for admission to a place of entertainment sold by any reseller
35 other than a registered ticket broker, provided such resale or
36 purchase is made through an Internet web site.】** (Deleted by
37 amendment, P.L. , c.) (pending before the Legislature as this
38 bill.)

39 (cf: P.L.2018, c.117, s.2)】¹

40

41 ¹【6.】 5.¹ This act shall take effect immediately.