

HOUSE BILL 747

I3

1lr2437

By: **Delegate Brooks**

Introduced and read first time: January 29, 2021

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Consumer Protection – Internet Event Ticket Sales – Prohibition on Sharing**
3 **Personal Information**

4 FOR the purpose of prohibiting a ticket seller, except under certain circumstances, from
5 disclosing the personal information of a purchaser to a third party; prohibiting the
6 personal information of a purchaser from being printed on a ticket to an
7 entertainment event unless the purchaser is able to remove, delete, or fully obscure
8 the personal information without invalidating the ticket; defining certain terms;
9 making a technical correction; and generally relating to the sharing of personal
10 information in Internet event ticket sales.

11 BY repealing and reenacting, with amendments,
12 Article – Commercial Law
13 Section 13–301(14)(xxxiv) and (xxxv); and 14–4001 and 14–4004 to be under the
14 amended subtitle “Subtitle 40. Internet Event Ticket Sales”
15 Annotated Code of Maryland
16 (2013 Replacement Volume and 2020 Supplement)

17 BY adding to
18 Article – Commercial Law
19 Section 13–301(14)(xxxvi) and 14–4004
20 Annotated Code of Maryland
21 (2013 Replacement Volume and 2020 Supplement)

22 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
23 That the Laws of Maryland read as follows:

24 **Article – Commercial Law**

25 13–301.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Unfair, abusive, or deceptive trade practices include any:

2 (14) Violation of a provision of:

3 (xxxiv) The federal Servicemembers Civil Relief Act; [or]

4 (xxxv) § 11–210 of the Education Article; OR

5 **(XXXVI) TITLE 14, SUBTITLE 40 OF THIS ARTICLE.**

6 Subtitle 40. [Interference With] Internet **EVENT** Ticket Sales.

7 14–4001.

8 (a) In this subtitle the following words have the meanings indicated.

9 (b) (1) “Entertainment event” means:

10 (i) A performance;

11 (ii) A recreation;

12 (iii) An amusement;

13 (iv) A diversion;

14 (v) A spectacle;

15 (vi) A show; or

16 (vii) Any similar event.

17 (2) “Entertainment event” includes:

18 (i) A theatrical or musical performance;

19 (ii) A concert;

20 (iii) A film;

21 (iv) A game;

22 (v) A ride; and

23 (vi) A sporting event.

1 (c) (1) “Lower-level domain name” means the portion of text in a URL that is
2 to the left of top-level domains such as .com, .net, or .org.

3 (2) “Lower-level domain name” includes:

4 (i) A second-level domain name;

5 (ii) A third-level domain name; and

6 (iii) Any other subdomain name.

7 **(D) “PERSONAL INFORMATION” HAS THE MEANING STATED IN § 14-3501 OF**
8 **THIS TITLE.**

9 **(E) “RESELLER” HAS THE MEANING STATED IN § 13-310.1 OF THIS**
10 **ARTICLE.**

11 **[(d)] (F)** “Ticket” means a ticket for admission to an entertainment event.

12 **(G) (1) “TICKET SELLER” MEANS A PERSON WHO SELLS TICKETS FOR**
13 **ADMISSION TO AN ENTERTAINMENT EVENT.**

14 **(2) “TICKET SELLER” INCLUDES A RESELLER AND A TICKET WEBSITE.**

15 **[(e)] (H)** “Ticket website” means a website:

16 (1) Advertising the sale or resale of tickets;

17 (2) Offering the sale or resale of tickets; or

18 (3) Facilitating a secondary ticket exchange or electronic marketplace that
19 enables consumers to sell, purchase, and resell tickets to an entertainment event in the
20 State.

21 **[(f)] (I)** “URL” means the Uniform Resource Locator for a website.

22 **[(g)] (J)** “Venue” means a theater, a stadium, a field, a hall, a convention center,
23 a fairground, or any other facility where an entertainment event takes place.

24 **14-4004.**

25 **(A) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, A**
26 **TICKET SELLER MAY NOT DISCLOSE THE PERSONAL INFORMATION OF A PURCHASER**
27 **TO A THIRD PARTY.**

1 **(2) A TICKET SELLER MAY DISCLOSE THE PERSONAL INFORMATION**
2 **OF A PURCHASER TO ANOTHER TICKET SELLER IF THE TICKET SELLER ENTERS INTO**
3 **AN INFORMATION SHARING AGREEMENT WITH THE OTHER TICKET SELLER.**

4 **(B) THE PERSONAL INFORMATION OF A PURCHASER MAY NOT BE PRINTED**
5 **ON A TICKET TO AN ENTERTAINMENT EVENT UNLESS THE PURCHASER IS ABLE TO**
6 **REMOVE, DELETE, OR FULLY OBSCURE THE PERSONAL INFORMATION WITHOUT**
7 **INVALIDATING THE TICKET.**

8 **[14-4004.] 14-4005.**

9 A violation of this subtitle is:

10 (1) An unfair or deceptive trade practice within the meaning of Title 13 of
11 this article; and

12 (2) Subject to the enforcement and penalty provisions contained in Title 13
13 of this article.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 October 1, 2021.