

# ASSEMBLY, No. 5289

## STATE OF NEW JERSEY 220th LEGISLATURE

INTRODUCED FEBRUARY 28, 2023

**Sponsored by:**

**Assemblyman CLINTON CALABRESE**

**District 36 (Bergen and Passaic)**

**Assemblyman WILLIAM F. MOEN, JR.**

**District 5 (Camden and Gloucester)**

**Assemblywoman SHANIQUE SPEIGHT**

**District 29 (Essex)**

**Co-Sponsored by:**

**Assemblywoman McKnight, Assemblymen Conaway and Stanley**

**SYNOPSIS**

Requires certain notice when redirecting consumers to website for ticket resale and establishes certain requirements for websites offering tickets for resale.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 3/9/2023)**

1 AN ACT concerning reselling of tickets online and supplementing  
2 P.L.1983, c.135 (C.56:8-26 et seq.) and P.L.2019, c.8 (C.56:8-  
3 35.5 et seq.).

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

7  
8 1. a. If a ticket broker operates a website to resell tickets, the  
9 website shall clearly and conspicuously provide notice:

10 (1) that the website is for the secondary sale of tickets;

11 (2) that tickets offered through the website for secondary sale  
12 shall not mean that tickets for primary sale are no longer available;

13 (3) that the price of a ticket offered for sale may exceed the face  
14 value price or the price set by the place of entertainment; and

15 (4) of any refund policy of the ticket broker that is in place with  
16 regard to the postponement or cancellation of an event.

17 b. A ticket broker operating a website to resell tickets shall  
18 require a purchaser to confirm having read the notices required  
19 pursuant to paragraphs (1) through (4) in subsection 1. of this  
20 section prior to completing a transaction.

21 c. A ticket broker shall clearly and conspicuously disclose the  
22 price charged by the place of entertainment that is printed or  
23 endorsed on the face of each ticket prior to the purchaser  
24 completing any transaction.

25  
26 2. a. A ticket resale website shall post, in a clear and  
27 conspicuous manner:

28 (1) that the website is for the secondary sale of tickets;

29 (2) that tickets offered through the website for secondary sale  
30 shall not mean that tickets for primary sale are no longer available;

31 (3) that the price of a ticket offered for sale may exceed the face  
32 value price or the price set by the place of entertainment; and

33 (4) any refund policy of the ticket resale website that is in place  
34 with regards to the postponement or cancellation of an event.

35 b. A ticket resale website shall clearly and conspicuously  
36 disclose the price charged by the place of entertainment that is  
37 printed or endorsed on the face of each ticket prior to the purchaser  
38 completing any transaction.

39 c. A ticket resale website shall require a purchaser to confirm  
40 having read the notices required pursuant to paragraphs (1) through  
41 (4) in subsection a. of this section prior to completing a transaction.

42  
43 3. a. A website operator with a ticket website for the sale or  
44 selling of tickets shall, in a clear and conspicuous location in a  
45 minimum of 12-point, boldface font, inform a consumer when the  
46 ticket website is redirecting the consumer to another ticket website  
47 for the resale of tickets.

1       b. The notice to consumers required pursuant to subsection a.  
2 of P.L. , c. (C. ) (pending before the Legislature as this bill)  
3 shall include language noting that the redirection to a ticket website  
4 for the resale of tickets does not mean that:

5       (1) tickets offered through the ticket website for the sale or  
6 selling of tickets are sold out; or

7       (2) the prices for tickets on the ticket website for the resale of  
8 tickets are less expensive than the face value of the ticket or than  
9 the ticket website for the sale or selling of tickets.

10

11       4. This act shall take effect on the first day of the fourth month  
12 next following enactment.

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14

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#### STATEMENT

16

17       This bill requires additional disclosures for ticket brokers who  
18 operate a website to resell tickets. Brokers will be required to  
19 clearly and conspicuously provide notice: (1) that the website is for  
20 the secondary sale of tickets; (2) that tickets offered through the  
21 website for secondary sale do not mean that tickets for primary sale  
22 are no longer available; (3) that the price of a ticket offered for sale  
23 may exceed the face value price or the price set by the place of  
24 entertainment; and (4) of any refund policy of the ticket broker that  
25 is in place with regard to the postponement or cancellation of an  
26 event. The broker is to require a purchaser to confirm having read  
27 the information on these notices prior to completing a transaction.  
28 A ticket broker is to also clearly and conspicuously disclose the  
29 price charged by the place of entertainment that is printed or  
30 endorsed on the face of each ticket prior to the purchaser  
31 completing any transaction. The same disclosures and requirements  
32 of a ticket broker are also made applicable to ticket resale websites  
33 in the bill.

34       Additionally, the bill requires a website operator with a ticket  
35 website for the sale or selling tickets to inform a consumer when the  
36 ticket website is redirecting the consumer to another website for the  
37 resale of tickets. The notice to consumers is to be in a clear and  
38 conspicuous location on the ticket website and in a minimum of 12-  
39 point, boldface font and is to disclose that the redirection to a  
40 website for the resale of tickets does not mean that 1) tickets  
41 offered through the ticket website for the sale or selling of tickets  
42 are sold out or 2) the prices for tickets on the ticket website for  
43 the resale of tickets are less expensive than the face value of the  
44 ticket or than the ticket website for the sale or selling of tickets.