

SENATE BILL NO. 580

October 10, 2019, Introduced by Senator HERTEL and referred to the Committee on Economic and Small Business Development.

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
(MCL 750.1 to 750.568) by adding section 465d.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 **Sec. 465d. (1) A ticket seller shall not contract for the sale**
2 **of tickets or accept consideration for payment in full or for a**
3 **deposit for the sale of tickets unless the ticket seller meets 1 or**
4 **more of the following requirements:**

1 (a) The ticket seller has the ticket in his or her possession.

2 (b) The ticket seller has a written contract to obtain the
3 offered ticket at a certain price from a person in possession of
4 the ticket or from a person who has a contractual right to obtain
5 the ticket from the primary contractor.

6 (c) The ticket seller informs the purchaser at the time of the
7 contract or receipt of consideration, whichever is earlier, and
8 again in writing within 2 business days, that the seller does not
9 have possession of the tickets, has no contract to obtain the
10 offered ticket at a certain price from a person in possession of
11 the ticket or from a person who has a contractual right to obtain
12 the ticket from the primary contractor, and may not be able to
13 supply the ticket at the contracted price or range of prices.

14 (2) Subsection (1) does not prohibit a ticket seller from
15 accepting a deposit from a prospective purchaser as part of an
16 agreement that the ticket seller will make best efforts to obtain a
17 ticket at a specified price or price range and within a specified
18 time, provided that the ticket seller informs the purchaser at the
19 time of the contract or receipt of consideration, whichever is
20 earlier, and again in writing within 2 business days, of the terms
21 of the deposit agreement, and includes in the oral and written
22 notice the disclosures otherwise required by subsection (1).

23 (3) A person that violates this section is guilty of a
24 misdemeanor punishable by imprisonment for not more than 93 days or
25 a fine of \$500.00, or both.

26 Enacting section 1. This amendatory act takes effect 90 days
27 after the date it is enacted into law.

28 Enacting section 2. This amendatory act does not take effect
29 unless all of the following bills of the 100th Legislature are

1 enacted into law:

2 (a) Senate Bill No. 578.

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4 (b) Senate Bill No. 579.

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