

Senate Engrossed House Bill

event online ticket sales

State of Arizona
House of Representatives
Fifty-sixth Legislature
Second Regular Session
2024

HOUSE BILL 2040

AN ACT

AMENDING TITLE 44, ARIZONA REVISED STATUTES, BY ADDING CHAPTER 29;
RELATING TO ONLINE TRANSACTIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 44, Arizona Revised Statutes, is amended by adding
3 chapter 29, to read:

4 CHAPTER 29

5 EVENT ONLINE TICKET SALES

6 ARTICLE 1. GENERAL PROVISIONS

7 44-7201. Definitions

8 IN THIS CHAPTER, UNLESS THE CONTEXT OTHERWISE REQUIRES:

9 1. "BOT":

10 (a) MEANS ANY AUTOMATED SOFTWARE PROGRAM THAT PERFORMS AUTOMATIC
11 AND REPETITIVE TASKS AND THAT IS DESIGNED TO IMPERSONATE OR REPLICATE
12 HUMAN ACTIVITY ONLINE.

13 (b) DOES NOT INCLUDE AUTOFILL OR PASSWORD MANAGEMENT FEATURES BUILT
14 INTO AN INTERNET BROWSER OR PROVIDED THROUGH SEPARATE SOFTWARE.

15 2. "EVENT" MEANS A CONCERT, THEATRICAL PERFORMANCE, SPORTING EVENT,
16 EXHIBITION, SHOW OR SIMILAR SCHEDULED ACTIVITY THAT MEETS ALL OF THE
17 FOLLOWING:

18 (a) IS OPEN TO THE PUBLIC.

19 (b) IS HELD IN A PUBLIC OR PRIVATE VENUE.

20 (c) REQUIRES PAYMENT OF AN ADMISSION FEE TO ATTEND THE EVENT.

21 3. "TICKET" MEANS A PHYSICAL OR ELECTRONIC CERTIFICATE, VOUCHER,
22 DOCUMENT, TOKEN OR OTHER EVIDENCE OF A RIGHT FOR ADMISSION TO ENTER A
23 PLACE OF ENTERTAINMENT FOR ONE OR MORE EVENTS AT ONE OR MORE SPECIFIED
24 DATES AND TIMES.

25 44-7202. Prohibitions

26 A PERSON MAY NOT USE OR CREATE A BOT TO DO ANY OF THE FOLLOWING:

27 1. PURCHASE TICKETS IN EXCESS OF THE POSTED LIMIT FOR AN ONLINE
28 TICKET SALE.

29 2. USE MULTIPLE INTERNET PROTOCOL ADDRESSES, MULTIPLE PURCHASER
30 ACCOUNTS OR MULTIPLE EMAIL ADDRESSES TO PURCHASE TICKETS IN EXCESS OF THE
31 POSTED LIMIT FOR AN ONLINE TICKET SALE.

32 3. CIRCUMVENT OR DISABLE AN ELECTRONIC QUEUE, WAITING PERIOD,
33 PRESALE CODE OR OTHER SALES VOLUME LIMITATION SYSTEM ASSOCIATED WITH AN
34 ONLINE TICKET SALE.

35 4. CIRCUMVENT OR DISABLE A SECURITY MEASURE, ACCESS CONTROL SYSTEM
36 OR OTHER CONTROL OR MEASURE THAT IS USED TO VALIDATE THAT THE TICKET IS
37 NOT FRAUDULENT.

38 44-7303. Enforcement; injunctive relief; restitution; civil
39 penalty

40 A. A VIOLATION OF THIS CHAPTER CONSTITUTES AN UNLAWFUL PRACTICE
41 UNDER SECTION 44-1522. THE ATTORNEY GENERAL MAY INVESTIGATE AND TAKE
42 APPROPRIATE ACTION PURSUANT TO TITLE 44, CHAPTER 10, ARTICLE 7.

43 B. EACH TICKET ACQUIRED IN VIOLATION OF SECTION 44-7202 IS A
44 SEPARATE VIOLATION FOR THE PURPOSE OF ASSESSING A CIVIL PENALTY PURSUANT
45 TO SECTION 44-1531.