S T A T E O F N E W Y O R K

7209

2013-2014 Regular Sessions

I N A S S E M B L Y

May 7, 2013

Introduced by M. of A. LAVINE -- read once and referred to the Committee on Tourism, Parks, Arts and Sports Development

AN ACT to amend the arts and cultural affairs law, in relation to certain disclosures regarding the sale of tickets to places of entertainment

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Subdivision 1 of section 25.07 of the arts and cultural affairs law, as amended by chapter 61 of the laws of 2007, is amended to read as follows:

1. Every operator of a place of entertainment shall, if a price be charged for admission thereto, print or endorse on the face of each such ticket the established price, or the final auction price if such ticket was sold or resold by auction through the operator or its agent. ANY FEES, TAXES AND SERVICE CHARGES SHALL ALSO BE PRINTED ON EACH TICKET AS SEPARATE CHARGES.

S 2. Section 25.13 of the arts and cultural affairs law, as amended by chapter 876 of the laws of 1983, is amended to read as follows:

S 25.13. Printing price on ticket. Every person, firm or corporation who owns, operates or controls a theatre, place of amusement or entertainment, or other place where public exhibitions, games, contests or performances are held shall, if a price be charged for admission thereto, print on the face of each such ticket or other evidence of the right of entry the price charged therefor by such person, firm or corporation. ANY FEES, TAXES AND SERVICE CHARGES SHALL ALSO BE PRINTED ON EACH TICKET AS SEPARATE CHARGES. Such person, firm or corporation shall likewise be required to print or endorse thereon the maximum premium (not to exceed two dollars, plus lawful taxes), at which such ticket or other evidence of the right of entry may be resold or offered for resale. It shall be unlawful for any person, firm or corporation to resell or offer to resell such ticket or other evidence of the right of entry at any premi-

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

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um or price in excess of such maximum premium printed or endorsed thereon, plus lawful taxes, or so that the ultimate price to the purchaser of such ticket shall exceed a sum in excess of two dollars over and above the original price charged for admission as printed on the face of each such ticket or other evidence of the right of entry, plus lawful taxes.

S 3. The arts and cultural affairs law is amended by adding a new section 25.22 to read as follows:

S 25.22. DISCLOSURES RELATING TO TICKET SALES. EACH OWNER OR OPERATOR OF A PLACE OF ENTERTAINMENT, OR OF AN ENTERTAINMENT EVENT, SHALL INCLUDE IN ANY ADVERTISING FOR AN ENTERTAINMENT EVENT, PUBLICATION OF THE NUMBER OF TICKETS FOR EACH PRICE LEVEL OR TIER OFFERED FOR SALE TO THE GENERAL PUBLIC IN THE INITIAL SALE AND DURING THE TIME PERIOD WHEN MEMBERS OF THE PUBLIC CAN PURCHASE TICKETS WITHOUT ANY RESTRICTIONS. FOR THE PURPOSES OF THIS SECTION RESTRICTIONS SHALL INCLUDE, BUT ARE NOT LIMITED TO, PRESALES RESTRICTED BY PASSWORDS. THE NUMBER OF TICKETS OFFERED TO THE PUBLIC WITHOUT RESTRICTION FOR EACH PRICE LEVEL OR TIER SHALL BE DISPLAYED ON THE WEBSITE FOR THE OWNER OR OPERATOR OF A PLACE OF ENTERTAINMENT AND ALSO AT THE TICKET OFFICE OR ANY OTHER OUTLET WHERE TICKETS CAN BE PURCHASED FOR SUCH EVENT. THE PROVISIONS OF THIS SECTION SHALL NOT APPLY TO ANY EDUCATIONAL INSTITUTIONS OR TO PLACES OF ENTERTAINMENT WITH A CAPACITY LESS THAN ONE THOUSAND PERSONS.

S 4. This act shall take effect immediately, provided, the amendments to section 25.07 of the arts and cultural affairs law made by section one of this act shall be subject to the expiration and repeal of such section pursuant to chapter 704 of the laws of 1991, as amended when upon such date the provisions of section two of this act shall take effect; and provided further that the amendments to article 25 of title G of the arts and cultural affairs law made by section three of this act shall survive the expiration and repeal of such article pursuant to chapter 704 of the laws of 1991, as amended.