



Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

Fiscal Note

Drafting Number: LLS 21-0847 Date: March 29, 2021
Prime Sponsors: Sen. Donovan Bill Status: Senate Business
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Bill Topic: EVENT TICKET SALES AND RESALES REGULATION

Summary of Fiscal Impact: [X] State Revenue [X] TABOR Refund
[X] State Expenditure [X] Local Government
[] State Transfer [] Statutory Public Entity

The bill makes changes to state law related to ticket sales. It increases state and local workload by a minimal amount on an ongoing basis, and potentially increases state revenue.

Appropriation Summary: No appropriation is required.

Fiscal Note Status: The fiscal note reflects the introduced bill.

Summary of Legislation

The bill makes changes to state law related to ticket sales. Specifically, the bill:

- repeals the prohibition against placing restrictions on the resale of a ticket;
allows terms and conditions, including limits on transferability, to be placed on the original sale of the ticket;
repeals the prohibition against denying access to an event based solely on the grounds that a ticket was resold through an unapproved reseller; and
prohibits a reseller from advertising, selling, or accepting payment for tickets unless the reseller has possession of the ticket or a written contract to obtain the ticket, and the ticket matches its advertised description.

As it relates to online ticket sales, the bill makes it a deceptive trade practice to use a website to display a trademarked or copyrighted URL, title, image, text, web design, web addresses similar to another website without written consent.

State Revenue and Expenditures

The bill increases state workload by a minimal amount, and may increase state revenue. Workload in the Department of Law will minimally increase to the extent that deceptive trade practice complaints are filed. The department will review complaints under the bill and prioritize investigations as necessary within the overall number of deceptive trade practice complaints and available resources. To the extent the bill increases civil cases related to the deceptive trade practice, workload in the trial courts in the Judicial Department will increase by a minimal amount. No change in appropriations is required. Deceptive trade practice complaints may result in civil penalties, which are credited to the General Fund and are subject to the state's TABOR limit.

Local Government

Similar to the state, to the extent district attorneys receive deceptive trade practice complaints related to ticketing, workload will increase to investigate complaints and seek relief when appropriate.

Effective Date

The bill takes effect 90 days following adjournment of the General Assembly sine die, assuming no referendum petition is filed. It applies to conduct occurring on or after the bill's effective date.

State and Local Government Contacts

Information Technology
Regulatory Agencies

Judicial
Secretary of State

Law