

The House Committee on Creative Arts & Entertainment offers the following substitute to SB 157:

A BILL TO BE ENTITLED  
AN ACT

1 To amend Article 3 of Chapter 4B of Title 43 of the Official Code of Georgia Annotated,  
2 relating to ticket brokers, so as to remove an exception permitting certain resale restrictions;  
3 to provide for related matters; to repeal conflicting laws; and for other purposes.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

5 style="text-align:center">**SECTION 1.**

6 Article 3 of Chapter 4B of Title 43 of the Official Code of Georgia Annotated, relating to  
7 ticket brokers, is amended by revising Code Section 43-4B-25, relating to authority to resell  
8 tickets and service charges, as follows:

9 "43-4B-25.

10 (a) Except as otherwise provided in Code Section 43-4B-29, it shall be unlawful for any  
11 person other than a ticket broker to resell or offer for resale any ticket of admission or other  
12 evidence of the right of entry to any athletic contest, concert, theater performance,  
13 amusement, exhibition, or other entertainment event to which the general public is admitted  
14 for a price in excess of the face value of the ticket. Notwithstanding any other provision  
15 of this article to the contrary, a service charge not to exceed \$3.00 may be charged when  
16 tickets or other evidences of the right of entry are sold by an authorized ticket agent

17 through places of established business licensed to do business by the municipality or  
18 county, where applicable, in which such places of business are located. Notwithstanding  
19 any other provision of this article to the contrary, the owner, operator, lessee, or tenant of  
20 the property on which such athletic contest or entertainment event is to be held or is being  
21 held or the sponsor of such contest or event may charge or may authorize, in writing, any  
22 person to charge a service charge for the sale of such ticket, privilege, or license of  
23 admission in addition to the face value of the ticket. Such writing granting authority to  
24 another shall specify the amount of the service charge to be charged for the sale of each  
25 ticket, privilege, or license of admission.

26 (b) Notwithstanding any other provision of this article to the contrary, in the case of any  
27 athletic contest or entertainment event that is described in Code Section 43-4B-30, a  
28 sponsor of such a contest or event may contractually restrict the resale of a ticket to such  
29 contest or event by giving notice of such restriction on the back of the ticket.  
30 ~~Notwithstanding any other provision of this article to the contrary, in the case of any~~  
31 ~~athletic contest or entertainment event, an owner, operator, lessee, or tenant of the property~~  
32 ~~on which such contest or event is to be held or is being held may contractually restrict the~~  
33 ~~resale of the right of occupancy of any specific suite, seat, or seating area by giving notice~~  
34 ~~in writing of such restriction."~~

35 **SECTION 2.**

36 All laws and parts of laws in conflict with this Act are repealed.