

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL NO. 650

6 By: Rogers

7 COMMITTEE SUBSTITUTE

8 An Act relating to consumer protection; defining
9 terms; prohibiting a person to use or sell certain
10 software to evade security measures of a ticket
11 seller's website or sell tickets at an increased
12 price; subjecting such violation as a violation of
13 the Oklahoma Consumer Protection Act; providing for
14 codification; and providing an effective date.

15 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

16 SECTION 1. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 774 of Title 15, unless there is
18 created a duplication in numbering, reads as follows:

19 As used in this act:

20 1. "Admission ticket" means evidence of a right of entry to a
21 venue or an entertainment event;

22 2. "Event" means a concert, theatrical performance, sporting
23 event, exhibition, show, or other similar activity held in this
24 state;

1 3. "Initial sale" means the first sale of an admission ticket
2 by the ticker seller, which may include the distribution of
3 admission tickets under an agreement between the ticker seller and
4 the recipient;

5 4. "Person" means any individual, partnership, corporation,
6 limited liability company, other organization, or any combination
7 thereof;

8 5. "Place of entertainment" means any privately or publicly
9 owned or operated entertainment facility within this state, such as
10 a theater, stadium, museum, arena, park, racetrack, or other place
11 where concerts, theatrical performances, sporting events,
12 exhibitions, shows, or other similar activities are held and for
13 which an entry fee is charged;

14 6. "Presale" means a sale of admission tickets at or below the
15 price printed on the ticket by, or with the permission of, a ticket
16 seller, prior to their release to the general public;

17 7. "Promoter" means a person who organizes financing and
18 publicity for an entertainment event; and

19 8. "Ticket seller" means a person that makes admission tickets
20 available, directly or indirectly, at an initial presale or sale to
21 the general public, and may include an owner or operator of a place
22 of entertainment, a sponsor or promoter of an event, a sports team
23 participating in an event, a theater company, a musical group, or
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1 similar participant in an event, or an employee or agent of any such
2 person.

3 SECTION 2. NEW LAW A new section of law to be codified
4 in the Oklahoma Statutes as Section 774.1 of Title 15, unless there
5 is created a duplication in numbering, reads as follows:

6 A. A person shall not:

7 1. Use software to circumvent, thwart, interfere with, or evade
8 a security measure, access control system, or other control measure
9 on a ticket seller's Internet website; or

10 2. Sell software that is advertised for profit with the express
11 purpose to circumvent, thwart, interfere with, or evade a security
12 measure, access control system, or other control or measure on a
13 ticket seller's Internet website.

14 B. The user or seller shall be in violation of subsection A of
15 this section if the user or seller knows or should know that:

16 1. The purpose of the software is to circumvent, thwart,
17 interfere with, or evade a security measure, access control system,
18 or other control or measure on a ticket seller's Internet website in
19 order to purchase admission tickets during the initial sale or
20 presale for an event held at a place of entertainment; or

21 2. The use of the software led to the admission tickets being
22 resold on the initial seller's Internet website or an Internet site
23 used for the resell of admission tickets for a price above the
24 admission ticket's initial cost.

1 C. Any violation of this section shall constitute an unlawful
2 business practice and shall be subject to the provisions of the
3 Oklahoma Consumer Protection Act.

4 SECTION 3. This act shall become effective November 1, 2023.

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