

118TH CONGRESS  
1ST SESSION

# H. R. 3950

To require sellers of event tickets to disclose comprehensive information to consumers about ticket prices and related fees, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 9, 2023

Mr. BILIRAKIS (for himself and Ms. SCHAKOWSKY) introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To require sellers of event tickets to disclose comprehensive information to consumers about ticket prices and related fees, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Transparency In  
5 Charges for Key Events Ticketing Act” or the “TICKET  
6 Act”.

7 **SEC. 2. TICKET TRANSPARENCY REQUIREMENTS.**

8 (a) DISCLOSURE OF PRICING INFORMATION.—Begin-  
9 ning 90 days after the date of the enactment of this Act,  
10 it shall be unlawful for a ticket issuer or secondary market

1 ticket issuer to offer for sale an event ticket unless the  
2 ticket issuer or secondary market ticket issuer clearly and  
3 conspicuously displays the total event ticket price in any  
4 advertisement, marketing, or price list wherever the ticket  
5 is offered for sale and clearly and conspicuously discloses  
6 to any individual who seeks to purchase an event ticket  
7 at the beginning of the transaction and prior to the selec-  
8 tion by the individual of an event ticket to purchase, the  
9 total event ticket price and an itemized list of the base  
10 event ticket price and each event ticket fee.

11 (b) DISCLOSURE OF SPECULATIVE TICKETING.—Be-  
12 ginning 90 days after enactment of this Act, it shall be  
13 unlawful for a ticket issuer or secondary market ticket  
14 issuer that does not have actual or constructive possession  
15 of an event ticket to sell or offer for sale the event ticket  
16 unless the ticket issuer or secondary market ticket issuer  
17 displays in a clear and conspicuous manner and prior to  
18 the selection by the individual of an event ticket to pur-  
19 chase a statement that the ticket issuer or secondary mar-  
20 ket ticket issuer does not possess the ticket at the time  
21 the ticket is being sold or offered for sale.

22 (c) ENFORCEMENT.—

23 (1) UNFAIR OR DECEPTIVE ACT OR PRAC-  
24 TICE.—A violation of subsection (a) or (b) shall be  
25 treated as a violation of a rule defining an unfair or

1 deceptive act or practice under section 18(a)(1)(B)  
2 of the Federal Trade Commission Act (15 U.S.C.  
3 57a(a)(1)(B)).

4 (2) POWERS OF COMMISSION.—

5 (A) IN GENERAL.—The Commission shall  
6 enforce subsections (a) and (b) in the same  
7 manner, by the same means, and with the same  
8 jurisdiction, powers, and duties as though all  
9 applicable terms and provisions of the Federal  
10 Trade Commission Act (15 U.S.C. 41 et seq.)  
11 were incorporated into and made a part of this  
12 Act.

13 (B) PRIVILEGES AND IMMUNITIES.—Any  
14 person who violates subsection (a) or (b) shall  
15 be subject to the penalties and entitled to the  
16 privileges and immunities provided in the Fed-  
17 eral Trade Commission Act (15 U.S.C. 41 et  
18 seq.).

19 (C) AUTHORITY PRESERVED.—Nothing in  
20 this Act shall be construed to limit the author-  
21 ity of the Commission under any other provi-  
22 sion of law.

23 (d) DEFINITIONS.—In this section:

24 (1) COMMISSION.—The term “Commission”  
25 means the Federal Trade Commission.

1           (2) **BASE EVENT TICKET PRICE.**—The term  
2 “base event ticket price” means, with respect to an  
3 event ticket, the price of the event ticket excluding  
4 the cost of any event ticket fee.

5           (3) **EVENT; EVENT TICKET; TICKET ISSUER.**—  
6 The terms “event”, “event ticket”, and “ticket  
7 issuer” have the meanings given those terms in sec-  
8 tion 3 of the Better Online Ticket Sales Act of 2016  
9 (Public Law 114–274; 15 U.S.C. 45c note).

10          (4) **EVENT TICKET FEE.**—The term “event  
11 ticket fee”—

12           (A) means a charge that must be paid in  
13 addition to the base event ticket price in order  
14 to obtain an event ticket from a ticket issuer or  
15 secondary market ticket issuer, including any  
16 service fee, charge and order processing fee, de-  
17 livery fee, facility charge fee, tax, and other  
18 charge; and

19           (B) does not include any charge or fee for  
20 an optional product or service associated with  
21 the event that may be selected by a purchaser  
22 of an event ticket.

23          (5) **OPTIONAL PRODUCT OR SERVICE.**—The  
24 term “optional product or service” means a product

1 or service that an individual does not need to pur-  
2 chase to use or take possession of an event ticket.

3 (6) SECONDARY MARKET TICKET ISSUER.—The  
4 term “secondary market ticket issuer” means any  
5 entity for which it is in the regular course of the  
6 trade or business of the entity to resell or make a  
7 secondary sale of an event ticket to the general pub-  
8 lic.

9 (7) SECONDARY SALE.—The term “secondary  
10 sale” means any sale of an event ticket that occurs  
11 after the initial sale of the event ticket by a ticket  
12 issuer.

13 (8) TOTAL EVENT TICKET PRICE.—The term  
14 “total event ticket price” means, with respect to an  
15 event ticket, the total cost of the event ticket, includ-  
16 ing the base event ticket price and any event ticket  
17 fee.

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