HOUSE OF REPRESENTATIVES
TWENTY-FOURTH LEGISLATURE, 2008
STATE OF HAWAII

H.B. NO. 2918

A BILL FOR AN ACT

RELATING TO THE HAWAII PENAL CODE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

SECTION 1. Chapter 708, Hawaii Revised Statutes, is amended by adding a new section to part IV to be appropriately designated and to read as follows:

"§708- **Ticket scalping.** (1) A person commits the offense of ticket scalping if the person:

(a) Issues or sells a ticket to an event without printing on the ticket in a conspicuous place the price of the ticket and the seat number, if any;

(b) Charges for admission to an event a price greater than the price advertised or stated on tickets issued for the event;

(c) Sells, or offers to sell, a ticket to an event at a price greater than the price charged at the place of admission or printed on the ticket;

(d) After having received a ticket to an event, sells, or offers to sell, the ticket in violation of conditions restricting the ticket's transfer; or

(e) Being in control of premises on or in which an event is held, permits the sale, or exhibition for sale, on or in the premises, of a ticket to the event at a price greater than the price printed on the ticket.

(2) Any person who violates this section shall be guilty of a misdemeanor.

(3) This section shall not apply to charging a fee for services rendered in connection with the sale of a ticket to an event, if the fee is permitted pursuant to a contract between the ticket seller and the promoter of the event.

(4) As used in this section, "event" means a musical concert or an athletic or sporting event to which the general public is admitted."

SECTION 2. This Act does not affect rights and duties that matured, penalties that were incurred, and proceedings that were begun, before its effective date.

SECTION 3. New statutory material is underscored.

SECTION 4. This Act shall take effect upon its approval.

INTRODUCED BY: Tom Berman

HB HMS 2008-1326

JAN 22 2008

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Report Title:
Ticket Scalping; Penalties

Description:
Establishes the offense of ticket scalping as a misdemeanor.