

SENATE BILL 1523

By Campbell

AN ACT to amend Tennessee Code Annotated, Title 29;  
Title 39; Title 47; Title 48 and Title 67, relative to  
ticket sales.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 47, Chapter 50, is amended by adding  
the following as a new section:

(a) As used in this section:

(1) "Entertainment event":

(A) Means a form of diversion, recreation, or show that is held or  
located within this state; and

(B) Includes:

(i) Theatrical or operatic performances;

(ii) Concerts;

(iii) Motion pictures;

(iv) Shows or events at fair grounds;

(v) Amusement parks; and

(vi) Athletic games or competition, including football,  
basketball, baseball, boxing, tennis, hockey, or another sport;

(2) "Face value":

(A) Means the cost of a ticket as originally set by the operator of  
the place of entertainment or event organizer; and

(B) Does not include additional services or other fees;

(3) "First sale ticket" or "first sale" means a ticket that:

(A) Is offered for sale to the general public; and

(B) Constitutes the first offer of the ticket for sale to the general public for the place of entertainment or entertainment event;

(4) "Place of entertainment":

(A) Means a privately- or publicly-owned facility within this state for entertainment for which an entry fee is charged; and

(B) Includes a theater, stadium, arena, racetrack, museum, amusement park, or other place where performances, concerts, exhibits, or athletic games or contests are held;

(5) "Primary authorized vendor" means an individual, firm, corporation, or other entity, that has authorization or another agreement with the operator of the place of entertainment or the event organizer to sell first sale tickets on behalf of the operator or event organizer;

(6) "Resale":

(A) Means a sale of a ticket for entrance to a place of entertainment or entertainment event located within the boundaries of this state, other than a sale by the operator or the operator's agent who is expressly authorized to make first sales of the tickets; and

(B) Includes a sale made in person, or by means of telephone, mail, delivery service, facsimile, internet, email, or other electronic means, where the venue for which the ticket grants admission is located in this state;

(7) "Third-party vendor" means an individual, firm, corporation, or other entity, that purchases tickets from a primary authorized vendor and then offers the tickets for resale;

(8) "Ticket" means evidence of the right of entry to a place of entertainment or entertainment event located within this state; and

(9) "Ticket vendor":

(A) Means an individual, firm, corporation, or other entity that:

(i) Engages in the business of offering for sale or resale tickets to a place of entertainment or entertainment event;

(ii) Operates an internet website or other electronic service that provides a mechanism for two (2) or more parties to participate in a sale or resale transaction;

(iii) Facilitates sale or resale transactions by means of an auction; or

(iv) Maintains an office, branch of an office, bureau, agency, or other entity for purposes of engaging in the business of selling or reselling tickets to a place of entertainment; and

(B) Includes a primary authorized vendor or third-party vendor.

(b) A ticket vendor shall not charge additional fees for the sale of a ticket that exceed fifteen percent (15%) of the face value of the ticket.

(c) A ticket vendor shall provide to a consumer the following information for the cost of a ticket:

(1) The face value of the ticket;

(2) The cost of additional mandatory fees;

(3) The cost of additional fees charged by the ticket vendor; and

(4) The total cost of the ticket, including the costs and fees described in subdivisions (c)(1)-(3).

(d) A violation of this section constitutes a violation of the Tennessee Consumer Protection Act of 1977, compiled in chapter 18, part 1 of this title. A violation of this section is considered an unfair or deceptive act or practice affecting trade or commerce and is subject to the penalties and remedies as provided in the Tennessee Consumer Protection Act of 1977.

SECTION 2. This act takes effect July 1, 2023, the public welfare requiring it, and applies to sales occurring on or after that date.