

HOUSE BILL No. 5724

February 21, 2002, Introduced by Reps. Richner, Scranton, Drolet, Vander Roest, DeVuyst and Jansen and referred to the Committee on Commerce.

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
by amending section 465 (MCL 750.465).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 465. (1) The owner, lessee, operator, or manager of
2 each theatre, circus, athletic grounds used for an athletic game,
3 or place of public entertainment or amusement shall have printed
4 on each ticket issued for admission to, or for a seat of, the
5 theatre, circus, athletic grounds, or place of public entertain-
6 ment or amusement, in conspicuous type, the price of the ticket,
7 and the number on the seat when each seat is numbered. The
8 owner, lessee, operator, or manager also shall print or endorse
9 on the ticket the charge in excess of the box office price at
10 which the ticket is sold if the ticket is purchased at a location
11 other than the box office where the event occurs and the

1 following statement: "This ticket may be purchased at the box
2 office price without the surcharge by purchasing the ticket at
3 the box office where the event is scheduled to occur."

4 ~~-(2) A person owning, occupying, managing, or controlling a~~
5 ~~building, room, park or enclosure for the sale of tickets for a~~
6 ~~theatre, circus, athletic game, or place of public entertainment~~
7 ~~or amusement, who asks, demands, or receives from a person for~~
8 ~~the sale of the ticket to a theatre, circus, athletic grounds, or~~
9 ~~place of public entertainment or amusement, a price in excess of~~
10 ~~the general admission advertised or charged for the same privi-~~
11 ~~lege, or a person, who by himself or herself or his or her agent~~
12 ~~or employee, offers for sale upon a public place or thoroughfare,~~
13 ~~a ticket to a theatre, circus, athletic grounds, or place of~~
14 ~~public entertainment or amusement, for admission to, or for a~~
15 ~~seat or other privilege in a theatre, circus, athletic grounds,~~
16 ~~or place of public entertainment or amusement, at a price in~~
17 ~~excess of that demanded or received from the general public for~~
18 ~~the same privilege, or in excess of the advertised or printed~~
19 ~~rate, shall be punished as provided in subsection (6), except if~~
20 ~~the request, demand, or receipt is with the written permission of~~
21 ~~the owner, lessee, operator, or manager of the theatre, circus,~~
22 ~~athletic grounds, or place of public entertainment or amusement~~
23 ~~where the event occurs. If the owner, lessee, operator, or man-~~
24 ~~ager permits, in writing, a charge in excess of the box office~~
25 ~~price, the permission shall be limited to the sales of tickets at~~
26 ~~locations other than the box office where the event occurs.~~

1 ~~(3) Except as provided in subsections (1) and (2), a person~~
2 ~~shall not establish an agency or suboffice for the sale of a seat~~
3 ~~ticket of admission to a theatre, circus, athletic grounds, or~~
4 ~~place of public entertainment or amusement at a price greater~~
5 ~~than the sale of a seat ticket at the box office of the theatre,~~
6 ~~circus, athletic grounds, place of public entertainment or amuse-~~
7 ~~ment, or in excess of the advertised price of the seat ticket.~~

8 ~~(4) Except as provided in subsections (1) and (2), the~~
9 ~~owner, lessee, operator, or occupant of a building, room, enclo-~~
10 ~~sure, or other place open to the public, who permits a person to~~
11 ~~sell or exhibit for sale in the building, room, enclosure, or~~
12 ~~other place open to the public, 1 or more tickets for a theatre,~~
13 ~~circus, athletic grounds, or place of public entertainment or~~
14 ~~amusement, for more than the price printed on the ticket, shall~~
15 ~~be liable and guilty equally as the person.~~

16 ~~(2) -(5)-~~ If the owner, lessee, operator, or manager of a
17 circus, theatre, athletic grounds, or place of public entertain-
18 ment or amusement has sold a ticket or admission to a person,
19 under restrictive conditions and at a ~~less~~ LOWER rate than the
20 general admission charged, and whose name appears on the face of
21 the ticket or is registered in the office of the owner, lessee,
22 operator, or managers as the holder of the ticket and if it is
23 printed on the face of the ticket that the ticket is nontransfer-
24 able and sold only to the person whose name appears on the face
25 of the ticket or is registered, the holder of the ticket shall
26 not sell the ticket to another person. ~~, and a person selling~~
27 ~~the ticket shall be punished as provided in subsection (6).~~

1 (3) ~~-(6)-~~ A person who violates this section is guilty of a
2 misdemeanor.