

HOUSE BILL No. 5916

March 20, 2008, Introduced by Rep. Farrah and referred to the Committee on Regulatory Reform.

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

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

5 (2) A person owning, occupying, managing, or controlling a
6 building, room, park or enclosure for the sale of tickets for a
7 theatre, circus, athletic game, or place of public entertainment or
8 amusement, who asks, demands, or receives from a person for the
9 sale of the ticket to a theatre, circus, athletic grounds, or place
10 of public entertainment or amusement, a price in excess of **150% OF**
11 the general admission advertised or charged for the same privilege,
12 or a person, who by himself or herself or his or her agent or
13 employee, offers for sale upon a public place or thoroughfare, a
14 ticket to a theatre, circus, athletic grounds, or place of public
15 entertainment or amusement, for admission to, or for a seat or
16 other privilege in a theatre, circus, athletic grounds, or place of
17 public entertainment or amusement, at a price in excess of **150% OF**
18 that demanded or received from the general public for the same
19 privilege, or in excess of the advertised or printed rate, shall be
20 punished as provided in subsection (6), except if the request,
21 demand, or receipt is with the written permission of the owner,
22 lessee, operator, or manager of the theatre, circus, athletic
23 grounds, or place of public entertainment or amusement where the
24 event occurs. If the owner, lessee, operator, or manager permits,
25 in writing, a charge in excess of **150% OF** the box office price, the
26 permission shall be limited to the sales of tickets at locations
27 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 than
5 **150% OF** the sale of a seat ticket at the box office of the theatre,
6 circus, athletic grounds, place of public entertainment or
7 amusement, or in excess of the advertised price of the seat ticket.

8 (4) Except as provided in subsections (1) and (2), the owner,
9 lessee, operator, or occupant of a building, room, enclosure, or
10 other place open to the public, who permits a person to sell or
11 exhibit for sale in the building, room, enclosure, or other place
12 open to the public, 1 or more tickets for a theatre, circus,
13 athletic grounds, or place of public entertainment or amusement,
14 for more than **150% OF** the price printed on the ticket, shall be
15 liable and guilty equally as the person.

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

1 (6) A person who violates this section is guilty of a
2 misdemeanor **PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 90 DAYS OR**
3 **A FINE OF NOT MORE THAN \$500.00, OR BOTH.**