

---

---

## A BILL FOR AN ACT

RELATING TO THE HAWAII PENAL CODE.

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

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

4       "§708-       Ticket scalping. (1) A person commits the  
5 offense of ticket scalping if the person:

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

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

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

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



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

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

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

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

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

17       SECTION 3. New statutory material is underscored.

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

19

INTRODUCED BY:

*[Handwritten signatures and names of legislators]*  
 John B. Berg  
 Della A. Belatti  
 Roy P. Davidson  
 Cindy Evans  
 Tom Bremer  
 John M. Moore  
 Kirk Caldwell  
 Bobi Holt  
 Paul [unclear]

HB HMS 2008-1326



JAN 22 2008

**Report Title:**

Ticket Scalping; Penalties

**Description:**

Establishes the offense of ticket scalping as a misdemeanor.

