

AMENDED IN ASSEMBLY MAY 7, 2013
AMENDED IN ASSEMBLY APRIL 25, 2013
AMENDED IN ASSEMBLY APRIL 18, 2013
AMENDED IN ASSEMBLY MARCH 21, 2013
CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 329

Introduced by Assembly Member Pan
(Coauthors: Assembly Members Fong and Wieckowski)
(Coauthors: Senators Beall and Cannella)

February 13, 2013

An act to add Section 22505.5 to the Business and Professions Code, relating to business.

LEGISLATIVE COUNSEL'S DIGEST

AB 329, as amended, Pan. Ticket sellers: equitable online ticket buying process: sale or use of circumventing software.

Existing law provides for the comprehensive regulation of ticket sellers, and, among other things, requires disclosure of specified information to consumers and the maintenance of records and a permanent business address. Existing law provides that a violation of the laws regulating ticket sellers is a misdemeanor.

This bill would additionally provide that a person who intentionally uses software to circumvent a security measure, access control system, or other control or measure on a ticket seller's Internet Web site that is used to ensure an equitable ticket buying process is guilty of a misdemeanor.

Because this bill would create a new crime, it would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 22505.5 is added to the Business and
2 Professions Code, to read:
3 22505.5. ~~A~~Notwithstanding Section 22503.5, 22503.6, 22504,
4 or 22511, a person who intentionally uses or sells software to
5 circumvent a security measure, access control system, or other
6 control or measure on a ticket seller’s Internet Web site that is
7 used to ensure an equitable ticket buying process is guilty of a
8 misdemeanor.

9 SEC. 2. No reimbursement is required by this act pursuant to
10 Section 6 of Article XIII B of the California Constitution because
11 the only costs that may be incurred by a local agency or school
12 district will be incurred because this act creates a new crime or
13 infraction, eliminates a crime or infraction, or changes the penalty
14 for a crime or infraction, within the meaning of Section 17556 of
15 the Government Code, or changes the definition of a crime within
16 the meaning of Section 6 of Article XIII B of the California
17 Constitution.

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