

56: 8-26 et al

LEGISLATIVE HISTORY CHECKLIST

NJSA: 56:8-26 et al. (Tickets - Entertainment - regulate resale 'scalping')

LAWS OF: 1983

CHAPTER: 220

Bill No: S1326

Sponsor(s): Codey

Date Introduced: May 10, 1982

Committee: Assembly: Commerce & Industry

Senate: State Govt., Federal & Interstate Relations & Veterans Affairs

Amended during passage: Yes // Amendments denoted by asterisks according to Governor's recommendations:

Date of Passage: Assembly: April 11, 1983 Re-enacted 6-20-83

Senate: Feb. 9, 1983 Re-enacted 5-23-83

Date of Approval: June 27, 1983

Following statements are attached if available:

Sponsor statement: Yes //

Committee statement: Assembly Yes //

Senate Yes //

Fiscal Note: /// No

Veto Message: Yes //

Message on Signing: /// No

Following were printed:

Reports: /// No

Hearings: /// No

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Chapter 220 Laws of 83  
Approved 6-27-83

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SENATE, No. 1326

STATE OF NEW JERSEY

INTRODUCED MAY 10, 1982

By Senator CODEY

Referred to Committee on State Government, Federal and  
Interstate Relations and Veterans Affairs

\*[A SUPPLEMENT to the "New Jersey Sports and Exposition Authority Law," approved May 10, 1971 (P. L. 1971, c. 137, C. 5:10-1 et seq.).] \*AN ACT concerning the resale of tickets of admission to places of entertainment\*\*[, supplementing P. L. 1960, c. 39 (C. 56:8-1 et seq.) and repealing P. L. 1947, c. 385 (C. 40:48-2.18 through 40:48-2.25)]\*\* \*\*and amending P. L. 1983, c. 135\*\*.

1 BE IT ENACTED by the Senate and General Assembly of the State  
2 of New Jersey:

1 \*1. As used in this act "ticket" means any piece of paper or  
2 other evidence which indicates the bearer has paid for and has been  
3 granted the privilege of entry to a performance, exhibition, game  
4 or contest at the Meadowlands complex.

1 2. The authority shall print on the face of each ticket the price  
2 charged therefor. The authority shall also print or endorse on the  
3 ticket the maximum resale premium (not to exceed \$3.00, plus  
4 lawful taxes) at which the ticket may be resold or offered for  
5 resale.

1 3. No person shall sell, attempt to sell or offer to sell or cause  
2 others to sell, attempt to sell or offer to sell any ticket at a premium  
3 or price at which the ultimate price, including all amounts charged  
4 or to be charged for or in connection with the sale of the ticket, to  
5 the purchaser of the ticket shall exceed a sum in excess of \$3.00  
6 over and above the price printed on the ticket, plus lawful taxes.  
7 Any person who violates the provisions of this section is a dis-  
8 orderly person for the first offense and is guilty of a crime of the  
9 fourth degree for each subsequent offense.

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the above bill  
is not enacted and is intended to be omitted in the law.

Matter printed in italics thus is new matter.

Matter enclosed in asterisks or stars has been adopted as follows:

\*—Senate committee amendments adopted October 25, 1982.

\*\*—Senate amendments adopted in accordance with Governor's recommenda-  
tions May 23, 1983.

1 4. a. No person, other than the authority, or its agents, or any  
 2 person exchanging or returning tickets to the authority's box office,  
 3 shall sell, attempt to sell or offer to sell or cause others to sell,  
 4 attempt to sell or offer to sell any ticket on the premises of the  
 5 Meadowlands complex.

6 b. No person shall purchase, attempt to purchase or offer to  
 7 purchase or cause others to purchase, attempt to purchase or offer  
 8 to purchase any ticket with the intent of selling, attempting to sell  
 9 sell or offering to sell the ticket at a premium or price at which the  
 10 ultimate price, including all amounts charged or to be charged for  
 11 or in connection with the sale of the ticket, to a purchaser of the  
 12 ticket shall exceed a sum in excess of \$3.00 over and above the price  
 13 printed on the ticket, plus lawful taxes.

14 c. Any person who violates any provision of this section is a  
 15 disorderly person for the first offense and is guilty of a crime of  
 16 the fourth degree for each subsequent offense. The authority or  
 17 any police officer may exclude or immediately eject from the  
 18 premises of the Meadowlands complex any person who violates or  
 19 has violated any provision of this section.]\*

1 \*\*[1. As used in this act:

2 a. "Director" means the director of the Division of Consumer  
 3 Affairs in the Department of Law and Public Safety.

4 b. "Division" means the Division of Consumer Affairs in the  
 5 Department of Law and Public Safety.

6 c. "Person" means any corporation, company, association,  
 7 society, firm, partnership, joint stock company or individual.

8 d. "Place of entertainment" means any privately or publicly  
 9 owned and operated entertainment facility within the State of  
 10 New Jersey such as a theater, stadium, museum, arena, racetrack  
 11 or other place where performances, concerts, exhibits, games or  
 12 contests are held and for which an entry fee is charged.

13 e. "Ticket" means any piece of paper which indicates that the  
 14 bearer has paid for entry or other evidence which permits entry  
 15 to a place of entertainment.]\*\*\*

1 \*\*[2. No person shall engage in or continue in the business of  
 2 reselling tickets for admission to a place of entertainment in this  
 3 State without:

4 a. Owning, operating or maintaining an office, branch office,  
 5 bureau, agency, or other place of business, not including a post  
 6 office box, for the purpose of reselling tickets in this State;

7 b. Obtaining a license from the director to resell or engage in  
 8 the business of reselling tickets; and

9 c. Posting the bond required by section 5 of this act.]\*\*\*

1   \*\*[3. a. The division shall prepare and furnish to applicants  
2 written forms and requirements, as prescribed by the director, for  
3 the issuance of licenses.

4   b. Every applicant for a license to engage in the business of  
5 reselling tickets shall file his written application with the division  
6 on a form prescribed by the director.

7   c. Each application shall be accompanied by a fee which shall be  
8 determined by the director, a bond, and a description of the loca-  
9 tion where the applicant proposes to conduct his business.】\*\*

1   \*\*[4. a. Upon receipt of the completed application, fee, and bond,  
2 and upon a determination by the director that the applicant has  
3 complied with all the requirements of this act, the director shall  
4 issue a license to the applicant. The license shall be in effect for a  
5 period of two years from the date of issue unless revoked by the  
6 director.

7   b. The license issued may be renewed for a period of two years  
8 upon the payment of a renewal fee, which shall be determined by  
9 the director.

10   c. No license shall be transferred or assigned. No change in the  
11 location of the premises operated by the licensee shall be made  
12 except by permission by the director, and upon payment of a fee  
13 established by the director.】\*\*

1   \*\*[5. The director shall require an applicant for a license to file  
2 with the application a bond in the amount of \$10,000.00 with two  
3 or more sufficient sureties or an authorized surety company. The  
4 bond shall be approved by the director.

5   Each bond shall be conditioned on the premise that the appli-  
6 cant, his agents or his employees shall not be guilty of fraud or  
7 extortion, shall not violate any of the provisions of this act, shall  
8 comply with the rules and regulations promulgated by the director,  
9 and shall pay all damages occasioned to any person by reason of  
10 misstatement, misrepresentation, fraud or deceit or any unlawful  
11 act or omission in connection with the provisions of this act and  
12 the business conducted under this act.】\*\*

1   \*\*[6. The director, after notice to the licensee and reasonable  
2 opportunity for the licensee to be heard, may revoke a license or  
3 may suspend a license for any period which the director deems  
4 proper, upon satisfactory proof that the licensee has violated this  
5 act, any condition of his license or any rule or regulation of the  
6 division promulgated pursuant to this act.】\*\*

1   \*\*[7. Immediately upon the receipt of a license issued pursuant  
2 to this act, the licensee shall display and maintain his license in a  
3 conspicuous place in his principal place of business. He shall

4 request copies of the license from the director for the purpose of  
5 displaying a copy of the license in each branch office, bureau or  
6 agency and the director may charge a fee for the copies.】\*\*

1 **\*\*[8. Each place of entertainment shall print on the face of each**  
2 **ticket the price charged therefor. Except for tickets printed prior**  
3 **to the enactment of this act, each ticket shall have endorsed thereon**  
4 **the maximum premium, not to exceed 20% of the ticket price or**  
5 **\$4.00, whichever is greater, plus lawful taxes, at which price the**  
6 **ticket may be resold.】\*\***

1 **\*\*[9. No person shall resell, offer to resell, or purchase with the**  
2 **intent to resell any ticket at a premium in excess of the maximum**  
3 **premium as set forth in this act.】\*\***

1 **\*\*[10. No person shall resell any ticket in or on any street, high-**  
2 **way, sidewalk, parking area, common area, or other area adjacent**  
3 **to or in the vicinity of any place of entertainment; except that, a**  
4 **person may resell in an area which may be designated by the place**  
5 **of entertainment any ticket or tickets originally purchased for his**  
6 **own personal or family use at the same price originally paid for**  
7 **the ticket or tickets.】\*\***

1 **\*\*[11. No person shall give or offer anything of value to an em-**  
2 **ployee of a place of entertainment in exchange for, or as an**  
3 **inducement to, special treatment with respect to obtaining tickets.**  
4 **No employee of a place of entertainment shall receive or solicit**  
5 **anything of value in exchange for special treatment with respect**  
6 **to issuing tickets.】\*\***

1 **\*\*[12. The director, pursuant to the provisions of the "Admin-**  
2 **istrative Procedure Act," P. L. 1968, c. 410 (C. 52:14B-1 et seq.),**  
3 **shall promulgate rules and regulations necessary to implement this**  
4 **act.】\*\***

1 **\*\*[13. Any person who violates any provision of this act shall be**  
2 **guilty of a crime of the fourth degree.】\*\***

1 **\*\*[14. The provisions of this act shall not apply to any person**  
2 **who sells, raffles or otherwise disposes of a ticket or tickets for a**  
3 **bona fide nonprofit or political organization when the premium**  
4 **proceeds are devoted to the lawful purposes of the organiza-**  
5 **tion.】\*\***

1 **\*[5.]\* \*\*[\*15.\* Irrespective of the penalties provided in this act,**  
2 **any person who suffers ascertainable loss of moneys as a result of**  
3 **purchasing a ticket at a price in excess of the lawful resale price**  
4 **established by this act may bring an action for damages against**  
5 **the seller of the ticket in any court of competent jurisdiction. In**  
6 **any action under this section the court shall award threefold the**  
7 **damages sustained by any person in interest. In all actions under**

8 this section the court shall also award reasonable attorneys' fees,  
9 filing fees and reasonable costs of suit.】\*\*

1 \*\*【\*16. P. L. 1947, c. 385 (C. 40:48-2.18 through 40:48-2.25) is  
2 repealed.\*】\*\*

1 \*\*1. Section 1 of P. L. 1983, c. 135 (C. 56:8-26) is amended to  
2 read as follows:

3 1. As used in this act:

4 a. "Director" means the director of the Division of Consumer  
5 Affairs in the Department of Law and Public Safety.

6 b. "Division" means the Division of Consumer Affairs in the  
7 Department of Law and Public Safety.

8 c. "Person" means corporations, companies, associations, soci-  
9 eties, firms, partnerships and joint stock companies as well as  
10 individuals.

11 【d. "Place of private entertainment" means any privately  
12 owned and operated entertainment facility within the State of  
13 New Jersey such as a theater, stadium, museum, arena, racetrack,  
14 or other place where performances, concerts, exhibits, games or  
15 contests are held for which an entry fee is charged.】

16 *d. "Place of entertainment" means any privately or publicly  
17 owned and operated entertainment facility within the State of  
18 New Jersey such as a theater, stadium, museum, arena, racetrack  
19 or other place where performances, concerts, exhibits, games or  
20 contests are held and for which an entry fee is charged.*

21 【e. "Place of public entertainment" means the Garden State  
22 Arts Center, Rutgers University Athletic Center and any present  
23 or future facility, owned, operated or funded by the New Jersey  
24 Sports and Exposition Authority.】

25 【f.】 *e. "Ticket" means any piece of paper which indicates that  
26 the bearer has paid for entry or other evidence which permits  
27 entry to a place of entertainment【, public or private】.*

28 【g.】 *f. "Ticket agent" means any person who is involved in the  
29 business of selling or reselling tickets of admission to places of  
30 【public】 entertainment who charges a premium in excess of the  
31 price, plus taxes, printed on the tickets.*

1 2. Section 2 of P. L. 1983, c. 135 (C. 56:8-27) is amended to read  
2 as follows:

1 2. No person shall engage in or continue in the business of resell-  
2 ing tickets for admission to a place of 【public or private】 enter-  
3 tainment without:

4 a. Owning, operating or maintaining an office, branch office,  
5 bureau, agency, or other place of business, not including a post  
6 office box, for the purpose of reselling tickets in this State; and

7 b. Obtaining a license to resell or engage in the business of  
8 reselling tickets from the director.

1 3. Section 8 of P. L. 1983, c. 135 (C. 56:8-33) is amended to  
2 read as follows:

3 8. Each place of **[public]** entertainment shall print on the face  
4 of each ticket and include in any advertising for any event the  
5 price charged therefor. Except for tickets printed prior to the  
6 enactment of this act, each ticket shall have endorsed thereon the  
7 maximum premium not to exceed 20% of the ticket price or \$3.00,  
8 whichever is greater, plus lawful taxes, at which the ticket may  
9 be resold. No person shall resell, offer to resell, or purchase with  
10 the intent to resell a ticket at any premium in excess of the  
11 maximum premium as set forth in this act.

1 4. Section 9 of P. L. 1983, c. 135 (C. 56:8-34) is amended to read  
2 as follows:

3 9. No person shall sell, offer to sell, resell, offer to resell or  
4 purchase with the intent to resell any ticket, in or on any street,  
5 highway, driveway, sidewalk, parking area, or common area owned  
6 by a place of **[public]** entertainment, or any other area adjacent  
7 to or in the vicinity of any place of **[public]** entertainment as  
8 determined by the director; except that a person may resell, in an  
9 area which may be designated by the place of **[public]** entertain-  
10 ment, any ticket or tickets originally purchased for his own per-  
11 sonal or family use at no greater than the lawful price permitted  
12 under this act.

1 5. Section 10 of P. L. 1983, c. 135 (C. 56:8-35) is amended to read  
2 as follows:

3 10. Any person who gives or offers anything of value to an  
4 employee of a place of **[public]** entertainment in exchange for,  
5 or as an inducement to, special treatment with respect to obtain-  
6 ing tickets, or any employee of a place of **[public]** entertainment  
7 who receives or solicits anything of value in exchange for special  
8 treatment with respect to issuing tickets, shall be in violation of  
9 this act.\*\*

1 \***[6.]**\* \*17.\* This act shall take effect \***[immediately]**\*  
2 \*\***[\*120 days following enactment\*]**\*\* \*\*immediately, but shall  
3 remain inoperative until the effective date of P. L. 1983, c. 135\*\*.

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SENATE, No. 1326

STATE OF NEW JERSEY

INTRODUCED MAY 10, 1982

By Senator CODEY

Referred to Committee on State Government, Federal and  
Interstate Relations and Veterans Affairs

A SUPPLEMENT to the "New Jersey Sports and Exposition Authority Law," approved May 10, 1971 (P. L. 1971, c. 137, C. 5:10-1 et seq.).

1 BE IT ENACTED *by the Senate and General Assembly of the State*  
2 *of New Jersey:*

1 1. As used in this act "ticket" means any piece of paper or other  
2 evidence which indicates the bearer has paid for and has been  
3 granted the privilege of entry to a performance, exhibition, game  
4 or contest at the Meadowlands complex.

1 2. The authority shall print on the face of each ticket the price  
2 charged therefor. The authority shall also print or endorse on the  
3 ticket the maximum resale premium (not to exceed \$3.00, plus  
4 lawful taxes) at which the ticket may be resold or offered for  
5 resale.

1 3. No person shall sell, attempt to sell or offer to sell or cause  
2 others to sell, attempt to sell or offer to sell any ticket at a premium  
3 or price at which the ultimate price, including all amounts charged  
4 or to be charged for or in connection with the sale of the ticket, to  
5 the purchaser of the ticket shall exceed a sum in excess of \$3.00  
6 over and above the price printed on the ticket, plus lawful taxes.  
7 Any person who violates the provisions of this section is a dis-  
8 orderly person for the first offense and is guilty of a crime of the  
9 fourth degree for each subsequent offense.

1 4. a. No person, other than the authority, or its agents, or any  
2 person exchanging or returning tickets to the authority's box office,  
3 shall sell, attempt to sell or offer to sell or cause others to sell,  
4 attempt to sell or offer to sell any ticket on the premises of the  
5 Meadowlands complex.

6 b. No person shall purchase, attempt to purchase or offer to  
 7 purchase or cause others to purchase, attempt to purchase or offer  
 8 to purchase any ticket with the intent of selling, attempting to sell  
 9 sell or offering to sell the ticket at a premium or price at which the  
 10 ultimate price, including all amounts charged or to be charged for  
 11 or in connection with the sale of the ticket, to a purchaser of the  
 12 ticket shall exceed a sum in excess of \$3.00 over and above the price  
 13 printed on the ticket, plus lawful taxes.

14 c. Any person who violates any provision of this section is a  
 15 disorderly person for the first offense and is guilty of a crime of  
 16 the fourth degree for each subsequent offense. The authority or  
 17 any police officer may exclude or immediately eject from the  
 18 premises of the Meadowlands complex any person who violates or  
 19 has violated any provision of this section.

1 5. Irrespective of the penalties provided in this act, any person  
 2 who suffers ascertainable loss of moneys as a result of purchasing  
 3 a ticket at a price in excess of the lawful resale price established  
 4 by this act may bring an action for damages against the seller of  
 5 the ticket in any court of competent jurisdiction. In any action  
 6 under this section the court shall award threefold the damages  
 7 sustained by any person in interest. In all actions under this  
 8 section the court shall also award reasonable attorneys' fees, filing  
 9 fees and reasonable costs of suit.

1 6. This act shall take effect immediately.

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#### STATEMENT

This bill prohibits persons from scalping tickets of the New Jersey Sports and Exposition Authority for performances, exhibitions, games and contests at the Meadowlands complex. It prohibits the resale of these tickets if the price of the ticket is more than \$3.00, plus taxes, over the price printed on the ticket; the purchase of these tickets with the intent of selling them for more than the lawful premium allowed; and the sale of these tickets to the public on the premises of the Meadowlands complex by anyone other than the New Jersey Sports and Exposition Authority. In addition to the penalties provided for violations of these prohibitions, those persons who sell tickets illegally on the premises of the Meadowlands complex, or who have done so, and those who purchase tickets with the intent of selling the tickets illegally, or who have done so, may be excluded or immediately ejected from the premises of the Meadowlands complex. Also, if a consumer pays more than the maximum lawful price for a ticket, he may sue the scalper for triple damages.

51326 (1982)

SENATE STATE GOVERNMENT, FEDERAL AND  
INTERSTATE RELATIONS AND VETERANS AFFAIRS  
COMMITTEE

STATEMENT TO

**SENATE, No. 1326**

with Senate committee amendments

**STATE OF NEW JERSEY**

DATED: OCTOBER 25, 1982

This bill is a legislative initiative to deal with the issue of "ticket scalping." As amended by the committee, it regulates the resale of tickets of admission to places of entertainment in New Jersey. The bill requires all persons involved in reselling tickets to obtain a license from the Division of Consumer Affairs, to maintain an office in this State, and to post a bond of \$10,000.00. Licenses may be issued or renewed for a period of two years and cannot be transferred or assigned. A license may be revoked or suspended for any violation of this act or regulations promulgated under it.

The bill requires that every place of entertainment shall print the price of a ticket on each ticket. Resale of the ticket shall not exceed 20% of the ticket price or \$4.00, whichever is greater.

The bill prohibits the unauthorized selling of tickets near places of entertainment or the bribing of an employee of a place of entertainment for special treatment with respect to obtaining tickets.

This act shall not apply to any person selling tickets which he purchased for his own personal use at the same price he paid for the tickets in an area which may be designated by a place of entertainment. Nor shall it apply to any person who sells a ticket or tickets for a nonprofit or political organization when the proceeds are devoted to the organization's purposes.

ASSEMBLY COMMERCE AND INDUSTRY COMMITTEE

STATEMENT TO

**SENATE, No. 1326**

with Senate committee amendments

**STATE OF NEW JERSEY**

DATED: FEBRUARY 24, 1983

This bill would prohibit any person from reselling tickets for admission to a public or private place of entertainment in New Jersey unless they own an office, bureau, agency, or similar establishment for the reselling of tickets, are licensed, and post a bond.

Licenses would be issued by the Director of the Division of Consumer Affairs. Applicants for a license would be required to file a \$10,000.00 surety bond. Licenses could be revoked or suspended for violation of the act.

No ticket resold in New Jersey would be permitted to be sold for more than 20% of the price printed on the face or \$4.00, whichever is greater, plus lawful taxes. No person would be permitted to resell tickets at a price in excess of the premium established by the act.

The bill prohibits any person from selling tickets in any area adjacent to the place of entertainment. Places of entertainment would be permitted to designate certain areas where tickets may be sold at their face value by any person who purchased the tickets for his own or family use.

The bill prohibits any person from giving or offering anything of value to any employee of a place of entertainment in exchange for, or as an inducement to, special treatment with respect to obtaining tickets.

This bill is directed toward eliminating some of the abuses which have recently occurred at the Meadowlands Complex and elsewhere with respect to the excessive premiums charged by ticket scalpers on tickets to rock concerts and sports events.

STATE OF NEW JERSEY  
EXECUTIVE DEPARTMENT

April 25, 1983

SENATE BILL NO. 1326 (OCR)

To the Senate:

Pursuant to Article V, Section 1, paragraph 14 of the Constitution, I herewith return Senate Bill No. 1326 with my recommendations for reconsideration.

This bill addresses New Jersey's "ticket scalping" problem by regulating the resale of admission tickets to all places of entertainment in New Jersey. More specifically, it prohibits any person from reselling such tickets for events at public or private places of entertainment in New Jersey unless they own an office, bureau, agency, or similar establishment for the reselling of tickets, are licensed by the State Division of Consumer Affairs, and post a \$10,000.00 surety bond. No ticket resold in New Jersey would be permitted to be sold for more than 20% of the price printed on the ticket face or \$4.00, whichever is greater, plus lawful taxes.

I recently signed into law Assembly Bill 1466 (now P.L. 1983, c.135), which addresses the ticketing scalping problem at places of public entertainment. Senate Bill 1326 and P.L. 1983, c.135 are virtually identical, except that unlike the new law, this bill extends the prohibition against unscrupulous ticket scalping to places of private as well as public entertainment.

I fully agree with the intent and purpose of this bill. New Jersey consumers should be afforded protections from ticket scalpers, at both public and private places of entertainment.

Therefore, as I have already signed Assembly Bill 1466 into law, I recommend amending Senate Bill 1326 to extend the provisions of P.L. 1983, c.135 to places of private entertainment.

Accordingly, I herewith return Senate Bill No. 1326 and recommend that it be amended as follows:

Page 1, Title, Lines 4-6: After "entertainment" omit remainder of line 4, all of line 5 and "(C. 40:48-2.18 through 40:48-2.25)"; insert "and amending P.L. 1983, c.135".

STATE OF NEW JERSEY  
EXECUTIVE DEPARTMENT

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Page 2, Section 1, Lines 1-15: Omit

Page 2, Section 2, Lines 1-9: Omit

Pages 2-3, Section 3, Lines 1-9: Omit

Page 3, Section 4, Lines 1-13: Omit

Page 3, Section 5, Lines 1-12: Omit

Page 3, Section 6, Lines 1-6: Omit

Page 3, Section 7, Lines 1-6: Omit

Page 4, Section 8, Lines 1-6: Omit

Page 4, Section 9, Lines 1-3: Omit

Page 4, Section 10, Lines 1-7: Omit

Page 4, Section 11, Lines 1-6: Omit

Page 4, Section 12, Lines 1-3: Omit

Page 4, Section 13, Lines 1-2: Omit

Page 4, Section 14, Lines 1-4: Omit

Page 4, Section 15, Lines 1-9: Omit

Page 4, Section 16, Lines 1-2: Omit

Page 4, Section 16, after Line 2: Insert new sections as follows:

1. Section 1 of P.L. 1983, c.135 (C. 56:8-26) is amended to read as follows:

1. As used in this act:

a. "Director" means the director of the Division of Consumer Affairs in the Department of Law and Public Safety.

b. "Division" means the Division of Consumer Affairs in the Department of Law and Public Safety.

c. "Person" means corporations, companies, associations, societies, firms, partnerships and joint stock companies as well as individuals.

[d. "Place of private entertainment" means any privately owned and operated entertainment facility within the State of New Jersey such as a theater, stadium, museum, arena, racetrack, or

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EXECUTIVE DEPARTMENT

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other place where performances, concerts, exhibits, games or contests are held for which an entry fee is charged.]

d. "Place of entertainment" means any privately or publicly owned and operated entertainment facility within the State of New Jersey such as a theater, stadium, museum, arena, racetrack or other place where performances, concerts, exhibits, games or contests are held and for which an entry fee is charged.

[e. "Place of public entertainment" means the Garden State Arts Center, Rutgers University Athletic Center and any present or future facility, owned, operated or funded by the New Jersey Sports and Exposition Authority.]

[f.] e. "Ticket" means any piece of paper which indicates that the bearer has paid for entry or other evidence which permits entry to a place of entertainment [, public or private].

[g.] f. "Ticket agent" means any person who is involved in the business of selling or reselling tickets of admission to places of [public] entertainment who charges a premium in excess of the price, plus taxes, printed on the tickets.

2. Section 2 of P.L. 1983, c.135 (C. 56:8-27) is amended to read as follows:

2. No person shall engage in or continue in the business of reselling tickets for admission to a place of [public or private] entertainment without:

a. Owning, operating or maintaining an office, branch office, bureau, agency, or other place of business, not including a post

STATE OF NEW JERSEY  
EXECUTIVE DEPARTMENT

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office box, for the purpose of reselling tickets in this State;  
and

b. Obtaining a license to resell or engage in the business of reselling tickets from the director.

3. Section 8 of P.L. 1983, c.135 (C. 56:8-33) is amended to read as follows:

8. Each place of [public] entertainment shall print on the face of each ticket and include in any advertising for any event the price charged therefor. Except for tickets printed prior to the enactment of this act, each ticket shall have endorsed thereon the maximum premium not to exceed 20% of the ticket price or \$3.00, whichever is greater, plus lawful taxes, at which the ticket may be resold. No person shall resell, offer to resell, or purchase with the intent to resell a ticket at any premium in excess of the maximum premium as set forth in this act.

4. Section 9 of P.L. 1983, c.135 (C. 56:8-34) is amended to read as follows:

9. No person shall sell, offer to sell, resell, offer to resell or purchase with the intent to resell any ticket, in or on any street, highway, driveway, sidewalk, parking area, or common area owned by a place of [public] entertainment, or any other area adjacent to or in the vicinity of any place of [public] entertainment as determined by the director; except that a person may resell, in an area which may be designated by the place of [public] entertainment, any ticket or tickets originally purchased for his own personal or family use at no greater than the lawful price permitted under this act.

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EXECUTIVE DEPARTMENT

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5. Section 10 of P.L. 1983, c.135 (C. 56:8-35) is amended to read as follows:

10. Any person who gives or offers anything of value to an employee of a place of [public] entertainment in exchange for, or as an inducement to, special treatment with respect to obtaining tickets, or any employee of a place of [public] entertainment who receives or solicits anything of value in exchange for special treatment with respect to issuing tickets, shall be in violation of this act.

Page 4, Section 17, Lines 1-2: Omit "120 days following enactment" and insert "immediately, but shall remain inoperative until the effective date of P.L. 1983, c.135".

Respectfully,

Thomas H. Kean

GOVERNOR

[seal]

Attest:

/s/ W. Cary Edwards

Chief Counsel

OFFICE OF THE GOVERNOR

RELEASE: IMMEDIATE

CONTACT: PAUL WOLCOT

MONDAY, JUNE 27, 1983

Governor Thomas H. Kean today signed the following bills:

S-3347, sponsored by State Senator Donald T. DiFrancesco, R-Union, which amends the Unemployment Compensation Law to comply with Federal requirements. The bill requires that all non-professional employees of institutions of higher learning be denied unemployment benefits during vacation periods between school terms. The bill also extends that denial of benefits during summer vacations to employees of educational service agencies which supply support and technical services to boards of education and non-public schools.

S-1170, sponsored by State Senator John F. Russo, D-Ocean, which adds penalties, including forfeiture of vessel involved for those convicted of illegally taking clams and oysters from leased lands. The bill was the subject of a conditional veto.

S-1326, sponsored by State Senator Richard J. Codey, D-Essex, which regulates the resale of tickets to entertainment events. The bill was the subject of a conditional veto.

A-3414, sponsored by Assemblyman Dean A. Gallo, R-Morris, which appropriates \$150,000 as a loan to the New Jersey Employees Deferred Compensation Plan.

A-1811, sponsored by Assemblyman Garabed Haytaian, R-Warren, which tightens the accountability requirements for Division of Mental Retardation employees responsible for the management of funds belonging to retarded persons living in private residential care facilities.