



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB3145

Introduced 2/18/2025, by Rep. Will Guzzardi

SYNOPSIS AS INTRODUCED:

New Act
815 ILCS 414/Act rep.

Creates the Ticket Sale and Resale Act of 2025. Provides that a primary seller, secondary ticket exchange, issuer, and reseller shall clearly and conspicuously disclose specified information to a consumer. Prohibits the speculative sale of tickets. Provides that an issuer, secondary ticket exchange, or reseller directly engaged in a transaction with a purchaser shall provide a full refund to the purchaser. Requires specified entities to annually register with the Secretary of State as an event ticket reseller. Sets forth requirements for surety bonds; reporting requirements; consumer compensation; audit and oversight; and revocation of registration. Provides for violations and civil penalties. Requires the Secretary of State to submit an annual report to the General Assembly. Repeals the Ticket Sale and Resale Act. Makes conforming changes. Effective January 1, 2026.

LRB104 11062 SPS 21144 b

1 AN ACT concerning business.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 1. Short title. This Act may be cited as the Ticket
5 Sale and Resale Act of 2025.

6 Section 5. Definitions. As used in this Act:

7 "Bot" means a machine, device, computer program, or
8 computer software used to purchase tickets that, on its own or
9 with human assistance, bypasses security measures or access
10 control systems on a retail ticket purchasing platform or any
11 other controls or measures on a retail ticket purchasing
12 platform that assist in implementing a limit on the number of
13 tickets that can be purchased.

14 "Fan club" means a membership-based program, primarily
15 established by venues, artists, or performers, that offers
16 pre-sale opportunities to purchase tickets before tickets are
17 made available to the public.

18 "Issuer" means a person or entity that issues tickets for
19 initial sale, including musicians, venues, promoters, theater
20 companies, or marketplaces, or agents thereof.

21 "Primary seller" means a person who has the right to sell a
22 ticket before or at the primary sale of the ticket, including
23 the event organizer, or a person who provides services to conduct

1 or facilitate the primary sale of tickets by or on behalf of
2 the event organizer.

3 "Resale" means the second or subsequent sale of a ticket
4 by any method, including, but not limited to in-person
5 transactions, telephone, mail, email, facsimile, or electronic
6 means through websites or mobile applications.

7 "Reseller" means a person engaged in the resale of
8 tickets.

9 "Secondary ticket exchange" means an electronic
10 marketplace enabling the sale, purchase, and resale of
11 tickets.

12 "Speculative ticket" means a ticket not in the actual or
13 constructive possession of the reseller at the time of
14 listing, sale, or advertisement fore ticket. "Speculative
15 ticket" includes a ticket not owned by the reseller or under
16 contract to be transferred to the reseller at the time of sale.

17 "Ticket" means any form of physical, electronic, or other
18 evidence that grants the possessor of the license to enter a
19 place of entertainment for one or more events at a specified
20 date and time.

21 Section 10. Ticket disclosure requirements.

22 (a) An issuer, primary seller, reseller, and secondary
23 ticket exchange shall clearly and conspicuously disclose the
24 following information at the time of listing a ticket for sale
25 and before requiring payment information:

1 (1) the total price of the ticket, including all fees,
2 taxes, and any additional charges other than shipping
3 costs that vary based on delivery options;

4 (2) an itemized breakdown of all components of the
5 total price, including taxes, service charges, and other
6 fees; and

7 (3) the seat number or section of the ticket, where
8 applicable, based on the venue's seating arrangement.

9 (b) An issuer, primary seller, reseller, and secondary
10 ticket exchange shall clearly and conspicuously disclose the
11 total price of a ticket, including all fees, taxes, and
12 shipping costs, before the final purchase. The shipping costs
13 assessed to a consumer may vary by location and delivery
14 method.

15 Section 15. Prohibition on speculative ticket sales. A
16 reseller shall not list, sell, or offer to sell a speculative
17 ticket.

18 Section 20. Pre-sale restrictions.

19 (a) An issuer, reseller, or secondary ticket exchange, or
20 an affiliate thereof, shall not resell a ticket before it has
21 been made available to the public through the ticket's initial
22 sale, including through a pre-sale advertised to the public,
23 such as a fan club pre-sale or other promotional pre-sale
24 advertised to the public, unless it is authorized by the

1 promoter, venue, or artist.

2 (b) A reseller or secondary ticket exchange, or an
3 affiliate thereof, shall not participate in a fan club
4 pre-sale or purchase a ticket sold through a fan club program.

5 Section 25. Preserving artist's ability to deter price
6 gouging.

7 (a) The operator of a theatrical exhibition, public show,
8 or public amusement or exhibition, or an agent thereof, shall
9 not restrict the transferability of a ticket sold unless the
10 terms and conditions of the restrictions on transferability
11 are clearly and conspicuously provided to the consumer before
12 purchase and the consumer acknowledges receipt of the
13 disclosure before purchase.

14 (b) A ticket of admission to a theatrical exhibition,
15 public show, or public amusement or exhibition shall be
16 considered a license. A venue operator, or an agent of a venue
17 operator, may maintain and enforce policies and conditions or
18 requirements for ticket purchases with respect to conduct,
19 behavior, public health and safety, and age at the venue or
20 event and may establish limits on the number of tickets that
21 may be purchased.

22 Section 30. Refund requirements.

23 (a) An issuer, reseller, or secondary ticket exchange
24 directly engaged in a transaction with a purchaser shall

1 provide a full refund, including all fees and taxes if: (1) the
2 ticket is counterfeit; (2) the event is canceled; or (3) the
3 ticket does not conform to the description provided at the
4 time of purchase.

5 (b) An issuer, reseller, or secondary ticket exchange,
6 shall issue a refund no later than 10 days after an event is
7 cancelled or a ticket is discovered to be counterfeit or not
8 conform to the description provided at the time of purchase.

9 Section 35. Ban on deceptive representation. It is
10 unlawful for a reseller, secondary ticketing exchange, or the
11 operator of any website purporting to sell or offer for sale
12 tickets that links or redirects to a reseller or secondary
13 ticketing exchange to:

14 (1) use a name, graphic, logo, image, or other
15 intellectual property of an artist, venue, or event
16 organizer, including any proprietary resemblance of the
17 venue where an event shall occur, in promotional
18 materials, social media promotions, or URLs without the
19 authorization of the artist, venue, or event organizer; or

20 (2) state or imply that the reseller, secondary
21 ticketing exchange, or website is affiliated with or
22 endorsed by a venue, team, or artist, including by using
23 words like "official" in promotional materials, social
24 media promotions, search engine optimization or
25 monetization, paid advertising, or URLs, unless the

1 reseller, secondary ticketing exchange, or operator of the
2 website has the express written consent of the venue,
3 team, or artist.

4 Section 40. Online ticket sales conduct.

5 (a) A person shall not use or create a bot, or employ any
6 other method to:

7 (1) purchase tickets for any online ticket sale;

8 (2) use multiple Internet protocol addresses,
9 purchaser accounts, or email addresses to purchase tickets
10 in excess of 8 tickets, or the posted limit if less than 8
11 tickets, for any single online ticket sale;

12 (3) circumvent or disable an electronic queue, waiting
13 period, pre-sale code, or other sales volume limitation
14 system associated with an online ticket sale; or

15 (4) circumvent or disable a security measure, access
16 control system, or any other control or measure used to
17 facilitate authorized entry to an event.

18 (b) A primary ticketing platform shall report any known
19 violation described in subsection (a) to the Secretary of
20 State no later than 48 hours after discovery of the violation.
21 The report shall include: (1) a description of the violation;
22 (2) any available information about the individuals or
23 entities involved in the violation; and (3) any measures taken
24 or planned to be taken to prevent further violations.

25 (c) A primary ticketing platform shall retain all relevant

1 records of the violation for a period of one year and make them
2 available to the Secretary of State upon request.

3 Section 45. Price cap on secondary ticket exchanges.

4 (a) The total price at which a reseller may sell or offer
5 to sell a ticket may not exceed the total price of the initial
6 ticket, including all fees and taxes in connection with the
7 initial ticket.

8 (b) If initial tickets were purchased for a series of
9 events, including season tickets for a sports team, the total
10 resale price of a ticket for a single event may not exceed the
11 total price of a comparable ticket, including all fees and
12 taxes.

13 (c) The fee that a secondary ticket exchange may charge
14 for the service of providing a marketplace for the resale of a
15 ticket may not exceed 10% of the total price of the initial
16 ticket.

17 Section 50. Event ticket reseller registration.

18 (a) Any individual or entity operating in this State that
19 resells 100 or more tickets in a calendar year at a price that
20 is higher than the original price of the ticket shall annually
21 register with the Secretary of State as an event ticket
22 reseller before conducting any ticket resale activity. For the
23 purpose of this subsection, the resale of tickets as part of a
24 season ticket package for a sports team, where the buyer

1 purchases tickets for half or more of all home games, shall not
2 count toward the ticket threshold.

3 (b) A registered event ticket reseller shall submit to the
4 Secretary of State an application for registration, on a form
5 provided by the Secretary of State, that includes the
6 following information:

7 (1) the full legal name of the event ticket reseller
8 and any alias or username used for ticket resale;

9 (2) the contact information of the event ticket
10 reseller, including a street address, email address, and
11 phone number;

12 (3) an employer identification number, if applicable,
13 and the contact details of any employer of the event
14 ticket reseller;

15 (4) all associated entities or subsidiaries of the
16 event ticket reseller involved in ticket resale; and

17 (5) any other information required by the Secretary of
18 State.

19 (c) In addition to the application required under
20 subsection (b), the Secretary of State may require a
21 registration fee, at a rate determined by the Secretary of
22 State, to cover the costs of compliance and enforcement of
23 this Act.

24 (d) No later than one year after initial registration
25 under this Section, and every 2 years thereafter, a registered
26 event ticket reseller shall submit a report to the Secretary

1 of State that includes: (1) the total number of tickets sold;
2 (2) the original purchase price of each ticket; and (3) the
3 final resale price of each ticket. The Secretary of State
4 shall treat all reports submitted under this Section as
5 confidential and shall only use the reports for compliance and
6 enforcement purposes.

7 (e) Any entities or individuals under common ownership or
8 control shall be considered a single event ticket reseller for
9 the purposes of this Section.

10 Section 55. Surety bonds.

11 (a) A registered event ticket reseller shall maintain a
12 surety bond of no less than \$10,000 to ensure compensation to
13 consumers in cases where the registered event ticket reseller
14 fails to deliver purchased tickets or engages in fraudulent
15 activities.

16 (b) The bond shall cover compensation for lost funds,
17 including travel expenses incurred by the consumer if the
18 registered event ticket reseller fails to deliver the
19 purchased tickets.

20 (c) The Secretary of State shall periodically review and
21 adjust the bond amount based on a registered event ticket
22 reseller's sales volume and consumer complaint history. The
23 Secretary of State may adopt rules to increase the bond amount
24 required under this subsection based on the sales volume and
25 consumer complaint history of registered event ticket

1 resellers.

2 (d) A registered event ticket reseller shall submit proof
3 of compliance with this Section to any secondary ticket
4 exchange before listing tickets for resale on that platform.

5 Section 60. Reporting requirements.

6 (a) A secondary ticket exchange shall maintain records of
7 all registered event ticket resellers using the platform and
8 verify that each reseller meets the registration and bonding
9 requirements set forth in this Act.

10 (b) A secondary exchange shall report any unregistered or
11 noncompliant resellers to the Secretary of State.

12 (c) A secondary exchange shall maintain records of ticket
13 sales, including the number of tickets sold and resale prices,
14 and shall submit a biannual report that includes this
15 information to the Secretary of State.

16 Section 65. Consumer compensation.

17 (a) If a registered event ticket reseller fails to deliver
18 tickets, the affected consumer shall be entitled to
19 compensation from the registered event ticket reseller's
20 surety bond. The compensation may include reasonable travel
21 expenses, including, but not limited to, airfare, hotel
22 accommodations, and meals.

23 (b) A secondary ticket exchange that facilitates a sale
24 that is subject to compensation under subsection (a) shall

1 coordinate with the registered event ticket reseller to ensure
2 the release of funds from the bond no later than 60 days after
3 the date of the event.

4 Section 70. Audit and oversight.

5 (a) The Secretary of State shall conduct periodic audits
6 of registered event ticket resellers and secondary ticket
7 exchanges to ensure compliance with this Act.

8 (b) An registered event ticket reseller and a secondary
9 ticket exchange shall cooperate fully with an audit conducted
10 by the Secretary of State shall provide any documentation
11 requested by the Secretary of State for the purpose of
12 conducting the audit.

13 Section 75. Public access to registered resellers.

14 (a) The Secretary of State shall maintain a list of
15 registered event ticket resellers. The Secretary of State
16 shall make the list available to the public on the Secretary of
17 State's website.

18 (b) The Secretary of State shall update the list described
19 in subsection (a) at least once every 30 days and shall include
20 information any violations of this Act by a registered event
21 ticket reseller that occurred within the previous 5 years.

22 Section 80. Revocation of registration. The Secretary of
23 State may revoke the registration of any registered event

1 ticket reseller found to be in violation of this Act for a
2 period of at least one year and not more than 5 years after
3 conviction of a violation.

4 Section 85. Reporting mechanism for violations.

5 (a) No later than 180 days after the effective date of this
6 Act, the Secretary of State shall establish a publicly
7 available website to allow individuals to report violations of
8 this Act.

9 (b) The Secretary of State may coordinate and share
10 information on reported violations with law enforcement
11 agencies or the Secretary of State's office as needed for
12 enforcement of this Act.

13 Section 90. Penalties and enforcement.

14 (a) Any person who violates this Act shall be subject to a
15 civil penalty as follows:

16 (1) a base penalty of at least \$15,000 for each day the
17 violation occurs or continues to occur; and

18 (2) an additional penalty equal to the greater of:

19 (A) \$1,000 for every ticket listed, advertised,
20 sold, or resold in violation of this Act; or

21 (B) an amount equal to 5 times the total ticket
22 price of each ticket listed, advertised, sold, or
23 resold in violation of this Act.

24 (c) In addition to any civil penalty assessed under

1 subsection (a), any person who intentionally violates this Act
2 shall be subject to a civil penalty of at least \$10,000 for
3 every ticket sold or resold in violation of this Act.

4 Section 95. Annual report.

5 (a) No later than January 1, 2027, and every year
6 thereafter, the Secretary of State shall submit a report to
7 the General Assembly, including, but not limited to
8 enforcement actions, penalty collections, and the overall
9 effectiveness of this Act.

10 (b) The Secretary of State shall make the most recent
11 report submitted to the General Assembly available to the
12 public on the Secretary of State's website.

13 (815 ILCS 414/Act rep.)

14 Section 900. The Ticket Sale and Resale Act is repealed.

15 Section 999. Effective date. This Act takes effect January
16 1, 2026.