

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Economic Development &
 2 Tourism Subcommittee
 3 Representative Brodeur offered the following:

Amendment (with title amendment)

6 Remove everything after the enacting clause and insert:

7 Section 1. Section 817.355, Florida Statutes, is amended
 8 to read:

9 817.355 Fraudulent creation or possession of admission
 10 ticket.—

11 (1) Except as provided in subsections (2) and (3), a ~~Any~~
 12 person who counterfeits, forges, alters, clones, or possesses a
 13 ~~any~~ ticket, card, wristband, or other medium that accesses or is
 14 associated with a ticket, or a ticket token, or paper designed
 15 for admission to or the rendering of services by a ~~any~~ sports,
 16 amusement, concert, or other facility offering services to the
 17 general public, with the intent to defraud such facility,

Amendment No. 1

18 commits is guilty of a misdemeanor of the first degree,
19 punishable as provided in s. 775.082 or s. 775.083.

20 (2) A person who commits a second or subsequent violation
21 of subsection (1) commits a felony of the third degree,
22 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

23 (3) A person who counterfeits, forges, alters, clones, or
24 possesses 10 or more tickets, cards, wristbands, or other media
25 that accesses or is associated with a ticket or tickets, tokens,
26 or papers designed for admission to or the rendering of services
27 by a sports, amusement, concert, or other facility offering
28 services to the general public with the intent to defraud such
29 facility commits a felony of the third degree, punishable as
30 provided in s. 775.082, s. 775.083, or s. 775.084.

31 Section 2. Section 817.361, Florida Statutes, is amended
32 to read:

33 817.361 Sale or transfer ~~Resale of multiuse tickets~~
34 ~~multiday or multievent ticket.~~

35 (1) As used in this section, the term:

36 (a) "Issuer" means the person or entity that created a
37 multiuse ticket and is obligated to allow admission thereunder.

38 (b) "Multiuse ticket" means a ticket, other medium, or
39 right designed for admission to more than one theme park
40 complex, or to more than one amusement location or other
41 facility in a theme park complex, or for admission for more than
42 1 day or more than once in the same day to one or more such
43 locations or facilities in a theme park complex.

Amendment No. 1

44 (c) "Theme park complex" means an area comprised of at
45 least 25 acres of land owned by the same business entity and
46 which contains rides or other recreational activities.

47 (2) A person who ~~whoever~~ offers for sale, sells, or
48 transfers in connection with a commercial transaction, with or
49 without consideration, a ~~any~~ nontransferable multiuse ticket or
50 a card, wristband, or other medium that accesses or is
51 associated with any nontransferable multiuse ticket ~~or other~~
52 ~~nontransferable medium designed for admission to more than one~~
53 ~~amusement location or other facility offering entertainment to~~
54 ~~the general public, or for admission for more than 1 day~~
55 ~~thereto,~~ after the nontransferable multiuse said ticket ~~or other~~
56 ~~medium~~ has been used at least once for admission, commits a
57 violation of this subsection. For purposes of this subsection, a
58 multiuse ticket is nontransferable unless the phrase "may be
59 used by more than one person" is printed clearly on the multiuse
60 ticket by the issuer or the issuer explicitly states on its
61 website that the multiuse ticket may be used by more than one
62 person ~~is guilty of a misdemeanor of the second degree,~~
63 ~~punishable as provided in s. 775.082 or s. 775.083. A~~
64 ~~nontransferable ticket or other nontransferable medium is one on~~
65 ~~which is clearly printed the phrase: "Nontransferable; must be~~
66 ~~used by the same person on all days" or words of similar import.~~
67 (3) (a) Except as provided in paragraph (b), a person who
68 violates subsection (2) commits a misdemeanor of the first
69 degree, punishable as provided in s. 775.082 or s. 775.083.

