

**NOTE: As provided in LFC policy, this report is intended only for use by the standing finance committees of the legislature. The Legislative Finance Committee does not assume responsibility for the accuracy of the information in this report when used for other purposes.**

**The most recent FIR version (in HTML & Adobe PDF formats) is available on the Legislative Website. The Adobe PDF version includes all attachments, whereas the HTML version does not. Previously issued FIRs and attachments may be obtained from the LFC in Suite 101 of the State Capitol Building North.**

## FISCAL IMPACT REPORT

SPONSOR: Stewart DATE TYPED: 02/06/03 HB 396

SHORT TITLE: Expand Ticket Scalping to All Events SB \_\_\_\_\_

ANALYST: Gilbert

### APPROPRIATION

Appropriation Contained		Estimated Additional Impact		Recurring or Non-Rec	Fund Affected
FY03	FY04	FY03	FY04		
	NFI				

(Parenthesis ( ) Indicate Expenditure Decreases)

### SOURCES OF INFORMATION

LFC Files

#### Responses Received From

New Mexico Department of Corrections (NMDOC)  
 Attorney General's Office (AGO)  
 Administrative Office of the Courts (AOC)  
 Administrative Office of the District Attorney's (AODA)

### SUMMARY

#### Synopsis of Bill

House Bill 396 expands the crime of ticket scalping to cover all events or performances, not just a college athletic event.

#### Significant Issues

Current law prohibits selling, offering for sale or attempting to sell tickets, privileges, licenses, admissions or passes to any college athletic event for a price greater than the price charged at the place of admission or printed on the ticket. Those guilty of scalping may be subject to imprisonment for up to a year and/or a fine of up to \$500.00.

### ADMINISTRATIVE IMPLICATIONS

There may be an administrative impact on the courts as the result of an increase in caseload

and/or in the amount of time necessary to dispose of cases.

**OTHER SUBSTANTIVE ISSUES**

According to the Administrative Office of the District Attorney's, enforcement may be problematic, since many purchasers may be willing to pay more for tickets. Also, under the statute, the seller can be prosecuted but the purchaser of the ticket cannot.

RLG/sb