

HOUSE BILL No. 2286

By Committee on Judiciary

1-30

9 AN ACT concerning crimes, criminal procedure and punishment; pro-
10 hibiting unlawful advertising of proprietary material.

11

12 *Be it enacted by the Legislature of the State of Kansas:*

13 Section 1. (a) It shall be unlawful advertising of proprietary material
14 for any person to market, display, advertise for sale, offer to sell or offer
15 to resell any ticket of admission to a public event utilizing any words,
16 terms, symbols, names, devices, means or rights that are proprietary to
17 the sponsor of the public event, including, but not limited to, any trade-
18 marks, service marks, trade names, trade dress, logos or graphics, unless
19 such person:

20 (1) Has obtained the consent of the sponsor of the public event;

21 (2) disclaims any affiliation with, association with, or connection to
22 the sponsor of the public event as part of the marketing, display, adver-
23 tisement, or offer; or

24 (3) only undertakes such action after the public event has concluded
25 or the time for such public event has passed.

26 (b) As used in this section:

27 (1) "Person" means any individual, firm, corporation, partnership,
28 limited liability partnership or other business entity;

29 (2) "public event" means any musical or theatrical performance, concert,
30 exhibition or sporting athletic contest open to the general public;
31 and

32 (3) "ticket" means any printed or electronic medium of admission or
33 right of entry to a public event.

34 (c) A person convicted of violating the provisions of this section shall
35 be guilty of a class A nonperson misdemeanor.

36 (d) This section shall be part of and supplemental to the Kansas crim-
37 inal code.

38 Sec. 2. This act shall take effect and be in force from and after its
39 publication in the statute book.