

**HB 1091** - H AMD 10

By Representative Young

1 On page 2, beginning on line 37, strike all of section 3 and  
2 insert the following:

3 "NEW SECTION. Sec. 3. (1) A person may not:

4 (a) Use software to circumvent, thwart, interfere with, or evade a  
5 security measure, access control system, or other control or measure  
6 on a ticket seller's internet web site; or

7 (b) Sell software that is advertised for profit with the express  
8 purpose to circumvent, thwart, interfere with, or evade a security  
9 measure, access control system, or other control or measure on a  
10 ticket seller's internet web site.

11 (2) The use or sale of software as described in subsection (1) of  
12 this section only violates this section if the user or seller knows  
13 that the purpose of the software is to circumvent, thwart, interfere  
14 with, or evade a security measure, access control system, or other  
15 control or measure on a ticket seller's internet web site.

16 (3) The legislature finds that the conduct described in subsection  
17 (1) of this section vitally affects the public interest for the  
18 purpose of applying the consumer protection act, chapter 19.86 RCW.  
19 Using or selling software to circumvent, thwart, or evade a control or  
20 measure, which is used on a ticket seller's internet web site to  
21 ensure an equitable distribution of tickets, is not reasonable in  
22 relation to the development and preservation of business and is an  
23 unfair or deceptive act in trade or commerce and an unfair method of  
24 competition for the purposes of applying the consumer protection act,  
25 chapter 19.86 RCW."

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EFFECT: Clarifies that a person may not: (1) use software to interfere with or disrupt the operation of ticket sales over the Internet; or (2) sell software that is advertised for profit with the express purpose of interfering with or disrupting the operation of ticket sales over the Internet. Specifies that the use or sale of applicable software is only a violation of the Consumer Protection Act if the user or seller knows that the purpose of the software is to interfere with or disrupt ticket sales over the Internet.

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