

H.211 - An act relating to data brokers and personal information

Introduction and Walk-Through

Rep. Monique Priestley, Bill Reporter

Rik Sehgal, Legislative Counsel, Office of Legislative Counsel

Ryan Kriger, Former VT Deputy AG Office & Former FTC Commissioner - Zoom

Rik Sehgal, Legislative Counsel, Office of Legislative Counsel

Committee questions and discussion

Question from Sen. Ram Hinsdale to Ryan Kriger

- Is there a way we have a bigger impact on data collection than relying on individuals to manually opt out?
 - Concern that manual opt out and deletion requests may not have enough of an impact on the broader issue.
- Response from Kriger: While unlikely that the data broker industry will be banned.
 - Gave example of legislation in Maryland that banned data from being collected if it is non-essential to the business practice. Too early to evaluate the impact of Maryland's legislation.

Question from Sen. Brock. Are there changes to public disclosures?

- Disclosure will be on the AG website.
- Notification also on data broker's website.

Overall Committee Sentiment:

- Committee Sentiment is largely positive and favorable to the bill.
 - More discussion and testimony to come.
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H.512 - An act relating to the event ticketing market

Lauren Wayne, State Theater Presents, Portland - Zoom

Shena Pierce , Citizen - Invited

Marina Cole, Citizen - Zoom

Committee questions and discussion

Strong support of H.512 from Lauren Wayne.

- Maine passed similar legislation last year and Lauren clearly stated that “It works.”
 - LD 913 is the Maine ticketing legislation.
 - 10% resale cap.
 - Requires upfront price information.
 - Ban on speculative ticket selling.
- Strong conviction from Wayne that the legislation successfully served the purpose it was intended to serve.

Sen. Chittenden: Is the 10% cap on the original price of the ticket vs. 10% on the fees. Wants more clarity and information before setting a definite price cap.

- The bill is 10% above the price after all fees are paid. You can mark up the ticket after the price after all fees have been paid.

Sen. Weeks: If resellers keep selling tickets back and forth to each other to raise the price by continuing to resell the ticket at 10% over the sale price, is that a legitimate loophole?

- This hasn't happened in any notable way yet. (In Maine at least).
- If Maine faces situations such as this they refer to the AGs office.

Lauren Wayne pointed to European and UK ticketing legislation:

- The EU focuses on clear disclosure in the reselling process including where the ticket is coming from, defending against deceptive practices, and verifying buyers and resellers.
- The UK has the most aggressive approvals of banning resale over the original price (100% price cap).
 - How this impacts service fees is still unclear.

Overall Committee Sentiment:

- Committee Sentiment is again largely positive and favorable to the bill. Especially after citizen testimony.
- More discussion to come.