

1 SB5
2 195893-4
3 By Senator Allen
4 RFD: Governmental Affairs
5 First Read: 05-MAR-19
6 PFD: 01/15/2019

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4 ENGROSSED

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7 A BILL
8 TO BE ENTITLED
9 AN ACT
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11 To amend Section 8-26B-14 of the Code of Alabama
12 1975, relating to athlete agents; to allow certain athlete
13 agents registered in this state to pay certain expenses of a
14 student athlete or the family of the athlete prior to signing
15 an agency contract with the agent.

16 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

17 Section 1. Section 8-26B-14 of the Code of Alabama
18 1975, is amended to read as follows:

19 "§8-26B-14.

20 "(a) ~~An~~ Except as otherwise provided in subsection
21 (c), an athlete agent, with the intent to influence a student
22 athlete or, if the athlete is a minor, a parent or guardian of
23 the athlete, to enter into an agency contract, may not take
24 any of the following actions or encourage any other individual
25 to take or assist any other individual in taking any of the
26 following actions on behalf of the agent:

1 "(1) give materially false or misleading information
2 or make a materially false promise or representation;

3 "(2) furnish anything of value to the athlete before
4 the athlete enters into the contract; or

5 "(3) furnish anything of value to an individual
6 other than the athlete or another registered athlete agent.

7 "(b) An athlete agent may not intentionally do any
8 of the following or encourage any other individual to do any
9 of the following on behalf of the agent:

10 "(1) initiate contact, directly or indirectly, with
11 a student athlete or, if the athlete is a minor, a parent or
12 guardian of the athlete, to recruit or solicit the athlete,
13 parent, or guardian to enter an agency contract unless
14 registered under this [act];

15 "(2) fail to create or retain or to permit
16 inspection of the records required by Section 13;

17 "(3) fail to register when required by Section 4;

18 "(4) provide materially false or misleading
19 information in an application for registration or renewal of
20 registration;

21 "(5) predate or postdate an agency contract; or

22 "(6) fail to notify a student athlete or, if the
23 athlete is a minor, a parent or guardian of the athlete,
24 before the athlete, parent, or guardian signs an agency
25 contract for a particular sport that the signing may make the
26 athlete ineligible to participate as a student athlete in that
27 sport.

1 "(c) An athlete agent registered under this chapter
2 who is certified as an athlete agent in a particular sport by
3 a national association that promotes or regulates
4 intercollegiate athletics and establishes eligibility
5 standards for participation by a student athlete in the sport
6 may pay expenses incurred before the signing of an agency
7 contract by a student athlete, a family member of the student
8 athlete, and an individual who is a member of a class of
9 individuals authorized to receive payment for the expenses by
10 the national association that certified the agent, if the
11 expenses are:

12 "(1) for the benefit of an athlete who is a member
13 of a class of athletes authorized to receive the benefit by
14 the national association;

15 (2) of a type authorized to be paid by a certified
16 agent by the national association;

17 (3) for a purpose authorized by the national
18 association; and

19 (4) with respect to an athlete who is a secondary
20 school student, allowed by the interscholastic association
21 that determines eligibility for the athlete."

22 Section 2. This act shall become effective
23 immediately following its passage and approval by the
24 Governor, or its otherwise becoming law.

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Senate

Read for the first time and referred to the Senate committee on Governmental Affairs.....	05-MAR-19
Read for the second time and placed on the calen- dar.....	19-MAR-19
Read for the third time and passed as amended	03-APR-19

Yeas 30
Nays 1

Patrick Harris,
Secretary.