

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

1 SB5

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4 ENROLLED, An Act,

5 To amend Section 8-26B-14 of the Code of Alabama
6 1975, relating to athlete agents; to allow certain athlete
7 agents registered in this state to pay certain expenses of a
8 student athlete or the family of the athlete prior to signing
9 an agency contract with the agent.

10 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

11 Section 1. Section 8-26B-14 of the Code of Alabama
12 1975, is amended to read as follows:

13 "§8-26B-14.

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

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

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

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

3 "(b) An athlete agent may not intentionally do any
4 of the following or encourage any other individual to do any
5 of the following on behalf of the agent:

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

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

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

14 "(4) provide materially false or misleading
15 information in an application for registration or renewal of
16 registration;

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

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

24 "(c) An athlete agent registered under this chapter
25 who is certified as an athlete agent in a particular sport by

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

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

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

15 (3) for a purpose authorized by the national
16 association; and

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

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

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President and Presiding Officer of the Senate

Speaker of the House of Representatives

SB5
Senate 03-APR-19
I hereby certify that the within Act originated in and passed
the Senate, as amended.

Patrick Harris,
Secretary.

House of Representatives
Passed: 30-MAY-19

By: Senator Allen