

1 SB497
2 131547-1
3 By Senator Beason
4 RFD: Commerce, Transportation, and Utilities
5 First Read: 24-MAY-11

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8 SYNOPSIS: Under existing law, an admission ticket that
9 was originally issued, sold, or authorized by an
10 organizer or venue to any athletic contest, dance,
11 theater, concert, circus, or other amusement event
12 is required to have the purchase price printed on
13 the face of the ticket and may be resold for an
14 amount in excess of the price printed on the face
15 of the ticket.

16 This bill would provide that an admission
17 ticket for any event designed as a benefit or any
18 event for charitable purposes may not be resold for
19 an amount in excess of the price printed on the
20 face of the ticket and would provide penalties.

21 Amendment 621 of the Constitution of Alabama
22 of 1901, now appearing as Section 111.05 of the
23 Official ReCompilation of the Constitution of
24 Alabama of 1901, as amended, prohibits a general
25 law whose purpose or effect would be to require a
26 new or increased expenditure of local funds from
27 becoming effective with regard to a local

1 governmental entity without enactment by a 2/3 vote
2 unless: it comes within one of a number of
3 specified exceptions; it is approved by the
4 affected entity; or the Legislature appropriates
5 funds, or provides a local source of revenue, to
6 the entity for the purpose.

7 The purpose or effect of this bill would be
8 to require a new or increased expenditure of local
9 funds within the meaning of the amendment. However,
10 the bill does not require approval of a local
11 governmental entity or enactment by a 2/3 vote to
12 become effective because it comes within one of the
13 specified exceptions contained in the amendment.

14
15 A BILL
16 TO BE ENTITLED
17 AN ACT
18

19 To amend Section 8-19E-2 of the Code of Alabama
20 1975, relating to the resale of an admission ticket; to
21 provide that an admission ticket for any event designed as a
22 benefit or any event for charitable purposes may not be resold
23 for an amount in excess of the price printed on the face of
24 the ticket; to provide penalties; and in connection therewith
25 to have as its purpose or effect the requirement of a new or
26 increased expenditure of local funds within the meaning of
27 Amendment 621 of the Constitution of Alabama of 1901, now

1 appearing as Section 111.05 of the Official Recompilation of
2 the Constitution of Alabama of 1901, as amended.

3 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

4 Section 1. Section 8-19E-2 of the Code of Alabama
5 1975, is amended to read as follows:

6 "§8-19E-2.

7 "(a) Except as provided in subsection (b), an An
8 admission ticket that was originally issued, sold, or
9 authorized by the organizer or venue to any athletic contest,
10 dance, theater, concert, circus, or other amusement may be
11 resold for an amount in excess of the price printed on the
12 face of the ticket.

13 "(b) (1) An admission ticket for an event as
14 described in subsection (a) may not be resold for an amount in
15 excess of the price printed on the face of the ticket if the
16 event is a benefit or event for charitable purposes.

17 "(2) Any person who violates this subsection, upon
18 conviction, shall be guilty of a Class A misdemeanor."

19 Section 2. Although this bill would have as its
20 purpose or effect the requirement of a new or increased
21 expenditure of local funds, the bill is excluded from further
22 requirements and application under Amendment 621, now
23 appearing as Section 111.05 of the Official Recompilation of
24 the Constitution of Alabama of 1901, as amended, because the
25 bill defines a new crime or amends the definition of an
26 existing crime.

1 Section 3. This act shall become effective
2 immediately following its passage and approval by the
3 Governor, or its otherwise becoming law.