## SB62 ENROLLED



- 1 45JG3I-2
- 2 By Senator Givhan
- 3 RFD: Fiscal Responsibility and Economic Development
- 4 First Read: 07-Mar-23

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6 2023 Regular Session

## SB62 Enrolled

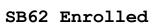


1 Enrolled, An Act, 2 3 4 Related to the Alabama Unconscionable Pricing Act; to 5 amend Sections 8-31-3 and 8-31-4, Code of Alabama 1975 to 6 authorize the Governor or the Legislature to specify the affected areas and time periods to which the prohibition 7 against imposition of unconscionable pricing would apply. 8 9 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA: Section 1. Sections 8-31-3 and 8-31-4, Code of Alabama 10 11 1975, are amended to read as follows: **"**§8-31-3 12 13 It is unlawful and a violation of Section 8-19-5, for 14 any person to impose unconscionable prices for the sale or 15 rental of any commodity or rental facility during the period of a declared state of emergency for any time periods and in 16 17 any affected areas specified in a proclamation by the Governor 18 or a joint resolution of the Legislature issued pursuant to 19 Section 31-9-8(a)." "\$8-31-4 20 21 It is prima facie evidence that a price is unconscionable if any person, during a state of emergency 22 23 declared pursuant to the powers granted to the Governor in 24 Section 31-9-8, charges a price that exceeds, by an amount 25 equal to or in excess of twenty-five 25 percent the average

facility was obtainable in the affected area during the last 30 days immediately prior to the declared state of emergency

price at which the same or similar commodity or rental

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29	and the increase in the price charged is not attributable to
30	reasonable costs incurred in connection with the rental or
31	sale of the commodity. For purposes of this section, the term
32	"affected area" means any area specified as an affected area
33	in a proclamation by the Governor or a joint resolution by the
34	Legislature issued pursuant to Section 31-9-8(a)."
35	Section 2. This act shall become effective on the
36	first day of the third month following its passage and
37	approval by the Governor, or its otherwise becoming law.

## SB62 Enrolled



President and Presiding Officer of the Senate Speaker of the House of Representatives SB62 Senate 11-Apr-23 I hereby certify that the within Act originated in and passed the Senate. Patrick Harris, Secretary. House of Representatives Passed: 27-Apr-23 By: Senator Givhan