



JFISCAL NOTE

Senate Bill 246

Committee: Fiscal Responsibility and
Economic Development

Sponsor: Senator Arthur Orr

Analyst: Jennifer Farish

Date: 02/04/2026

Senate Bill 246 as introduced would increase the obligations of the Alabama Securities Commission (ASC), by an undetermined amount, to investigate, regulate, and enforce, investment-oriented solicitations involving real property. Any increased obligations could be offset, partially or wholly, by any licensing fees, permitting fees and/or registration fees that could be adopted by the ASC pursuant to the provisions of this bill. In addition, this bill would: (1) authorize the ASC to impose administrative fines and penalties, not to exceed \$1.0 million per violation or \$100 million total for a single administrative order, for violating the provisions of this bill; and (2) require all civil penalties recovered to be deposited into a consumer recovery fund to be administered by the commission and used to compensate individuals for economic losses resulting from fraudulent conveyances.

Finally, this bill could also increase receipts to the State General Fund and municipal general funds from fines; increase receipts to the State General Fund, county general funds, municipal general funds, and other funds to which court costs are deposited; and could increase the obligations of the State General Fund, district attorneys, and local jails by an undetermined amount dependent upon the number of persons charged with and convicted of the offenses provided by this bill and the penalties imposed.