

1 HB274
2 116413-9
3 By Representatives Lindsey, Gipson, Bentley, Buskey, Kennedy,
4 Greeson, Oden, Taylor, Letson, Hinshaw, Rogers, Fields, Graham
5 and Boyd
6 RFD: Education Appropriations
7 First Read: 14-JAN-10

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ENGROSSED

A BILL
TO BE ENTITLED
AN ACT

To make appropriations for the support, maintenance and development of public education in Alabama, for debt service, and for capital outlay for the fiscal year ending September 30, 2011.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. There is hereby appropriated for the support of public education in Alabama for the fiscal year ending September 30, 2011, for debt service, and for capital outlay to be paid out of funds specified in subsection (a) of Section 2 of this act, the amounts specified in subsections (a), (b), (c), and (d) of Section 3 and Sections 4, 5, 12, 15, 17, 18 and 21 of this act. For the purpose specified in subsection (b) of Section 2 of this act, amounts are shown by programmatic area and the total for all programs is shown so as to include estimated sources of funds other than those listed in subsection (a) of Section 2 of this act. For the purpose of this act, "ETF" shall mean the Education Trust Fund and "Federal and Local Funds" shall mean all gifts, grants,

1 contributions, or entitlements, including grants by the
2 Congress of the United States, municipalities or counties.

3 Section 2. (a) The appropriations provided for in
4 this act shall be paid from funds in the State Treasury to the
5 credit of the Education Trust Fund, Alabama Peace Officers'
6 Standards and Training Fund, Impaired Drivers Trust Fund,
7 Driver Education and Training Fund, Special Education
8 Catastrophic Fund, Alabama Veterans Assistance Fund, and
9 Public School Fund and are hereby made for the support of
10 public education in Alabama for the fiscal year ending
11 September 30, 2011, and the appropriations herein made shall
12 be subject to the provisions, terms, conditions and
13 limitations of the Budget and Financial Control Act (Code of
14 Alabama 1975, Sections 41-4-80 et seq.), the provisions of the
15 Budget Management Act of 1976 (Code of Alabama 1975, Sections
16 41-19-1 et seq.), and shall be in the amounts hereinafter
17 specified.

18 (b) Amounts shown hereinunder the columns "Earmarked
19 Funds" and "Appropriation Total" are as set forth for the
20 purpose of establishing amounts estimated to be available by
21 programmatic area from sources other than those listed in
22 subsection (a) of this Section 2, in order, upon consideration
23 of such other funds so estimated to be available, to promote
24 the accountability for an efficient use of funds available,
25 and the same are hereby appropriated by the Legislature.
26 Provided, however, that regardless of the ending date of any

1 pay period which has been or may be established by the
 2 Legislature for the payment of salaries of state employees,
 3 the entire payment due shall be made from the fiscal year's
 4 appropriation in which the pay date falls.

5 Section 3.

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
3A. Legislative Branch:			
1. Examiner of Public Accounts:			
(a) Audit Services Program ..	6,891,250		6,891,250
SOURCE OF FUNDS:			
(1) ETF	6,891,250		
Total Examiner of Public Ac- counts	6,891,250		6,891,250
<p>14 The above appropriation shall 15 be used for educational au- 16 dits. The Department of Exam- 17 iners of Public Accounts is 18 hereby authorized to examine 19 as deemed necessary all appro- 20 priations herein made for com- 21 pliance with the laws of the 22 State of Alabama. Any examina- 23 tion performed shall be in 24 accordance with the provisions 25 of Title 41, Chapter 5, Code 26 of Alabama 1975. State enti- 27 ties are hereby authorized to 28 reimburse the Examiner of Pub- 29 lic Accounts the full cost for 30 auditing funds from the Ameri- 31 can Recovery and Reinvestment 32 Act of 2009 and such funds are 33 hereby appropriated to the 34 Examiners of Public Accounts.</p>			
2. Law Institute, Alabama:			
(a) Support of Other Educa- tional Activities Program .	269,981		269,981

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	SOURCE OF FUNDS:		
2	(1) ETF	269,981	
3	Total Law Institute, Alabama	269,981	269,981
4	3. Legislative Fiscal Office:		
5	(a) Legislative Operations and		
6	Support Program	346,405	346,405
7	SOURCE OF FUNDS:		
8	(1) ETF	346,405	
9	Total Legislative Fiscal Of-		
10	fice	346,405	346,405
11	4. Legislative Reference Ser-		
12	vice:		
13	(a) Legislative Operations and		
14	Support Program	99,674	99,674
15	SOURCE OF FUNDS:		
16	(1) ETF	99,674	
17	Total Legislative Reference		
18	Service	99,674	99,674
19	This appropriation to the Leg-		
20	islative Reference Service		
21	shall be expended for the re-		
22	vision of Title 16 of the Code		
23	of Alabama 1975.		
24	3B. Executive Branch:		
25	1. American Legion and Auxil-		
26	iary Scholarships:		
27	(a) Financial Assistance Pro-		
28	gram, Estimated	112,500	112,500
29	SOURCE OF FUNDS:		
30	(1) ETF	112,500	
31	Total American Legion and Aux-		
32	iliary Scholarships	112,500	112,500
33	To be expended under the pro-		
34	visions of Code of Alabama		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	1975, Sections 16-31-1 through		
2	16-31-4.		
3	2. Archives and History, De-		
4	partment of:		
5	(a) Historical Resources Man-		
6			agement Program 3,338,680 3,338,680
7	SOURCE OF FUNDS:		
8	(1) ETF	3,338,680	
9	Total Archives and History,		
10	Department of	3,338,680	3,338,680
11	The above appropriation shall		
12	be expended to support the		
13	educational functions of Ar-		
14	chives and History.		
15	3. Arts, State Council on the:		
16	(a) Fine Arts Program	4,625,624	934,500 5,560,124
17	SOURCE OF FUNDS:		
18	(1) ETF	4,625,624	
19	(2) Federal Stimulus Funds,		
20	estimated		112,000
21	(3) Federal and Local Funds .		822,500
22	Total Arts, State Council on		
23	the	4,625,624	934,500 5,560,124
24	4. Building Commission, State:		
25	(a) Special Services Program	525,485	525,485
26	SOURCE OF FUNDS:		
27	(1) ETF-Transfer	525,485	
28	Total Building Commission,		
29	State	525,485	525,485
30	5. Child Abuse and Neglect Pre-		
31	vention, Department of:		
32	(a) Social Services Program .	1,583,460	1,583,460
33	In accordance with Sections		
34	26-16-1 et seq., Code of Ala-		
35	bama 1975.		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	SOURCE OF FUNDS:		
2	(1) ETF-Transfer	1,583,460	
3	Total Child Abuse and Neglect		
4	Prevention, Department of ...	1,583,460	1,583,460
5	6. Children's Affairs, Depart-		
6	ment of:		
7	(a) Social Services Program .	18,590,252	18,590,252
8	The proposed spending plan for		
9	the ETF monies included in the		
10	above program is as follows:		
11	Office of		
12	School Read-		
13	ness	18,376,806	
14	Operations and		
15	Maintenance ..	213,446	
16	SOURCE OF FUNDS:		
17	(1) ETF	18,590,252	
18	Total Children's Affairs, De-		
19	partment of	18,590,252	18,590,252
20	7. Debt Service:		
21	(a) General Obligation Bonds,		
22	Series 2001-A, Estimated ..	773,272	773,272
23	(b) General Obligation Bonds,		
24	Series 2005-A, Estimated ..	5,999,886	5,999,886
25	(c) General Obligation Bonds,		
26	Series 2001-B, Estimated ..	178,866	178,866
27	(d) Payments on Endowments ..	81,880	81,880
28	Payments on endowments shall		
29	be as follows:		
30	For interest on Auburn Univer-		
31	sity Endowment ...20,280		
32	For interest on University of		
33	Alabama Endowment ...61,000		
34	For interest on Grove Hill		
35	Endowment ...600		
36	(e) Interest on Public School		
37	Fund Endowment	532,864	532,864
38	Interest on Public School Fund		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Endowment shall be as follows:		
2	Interest on 16th Section		
3	Lands, Estimated ...410,000		
4	Interest on School Indemnity		
5	Lands, Estimated ...90,000		
6	Interest on Valueless 16th		
7	Section Land ...5,825		
8	Interest on Surplus Revenue		
9	...26,764		
10	Interest on James Wallace Fund		
11	...275		
12	SOURCE OF FUNDS:		
13	(1) ETF	7,033,904	
14	(2) ETF-Transfer	532,864	
15	Total Debt Service	7,566,768	7,566,768
16	In addition to the above ap-		
17	propriation for debt service,		
18	there is hereby appropriated		
19	from the APSCA 2009-D Fiscal		
20	Fees and Expense Fund an		
21	amount as deemed necessary by		
22	the Director of Finance to		
23	make payments for the fiscal		
24	fees and other expenses asso-		
25	ciated with the APSCA 2009-D		
26	bonds.		
27	8. Dental Scholarship Awards,		
28	Board of:		
29	(a) Support of Other Educa-		
30	tional Activities Program .	273,720	273,720
31	To be expended under the pro-		
32	visions of Code of Alabama		
33	1975, Sections 16-47-76		
34	through 16-47-81.		
35	SOURCE OF FUNDS:		
36	(1) ETF	273,720	
37	Total Dental Scholarship		
38	Awards, Board of	273,720	273,720

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	9. Education, State Board of -		
2	Local Boards of Education:		
3	(a) Foundation Program	3,246,006,434	694,731,459
4	Notwithstanding Section		3,940,737,893
5	16-13-232 of the Code of Ala-		
6	bama, 1975, of the above ap-		
7	propriation that is allocated		
8	to fund current teacher units,		
9	\$150,000 shall be earmarked to		
10	fund current teacher units in		
11	the Saraland City School Sys-		
12	tem.		
13	(b) Transportation Program ..	245,100,957	245,100,957
14	The above appropriation in-		
15	cludes no funds for fleet re-		
16	newal. The State Superinten-		
17	dent is directed to withhold		
18	transportation funds used to		
19	pay employee benefits includ-		
20	ing but not limited to PEEHIP,		
21	sick leave, teacher retire-		
22	ment, and F.I.C.A. from any		
23	local board which does not		
24	directly provide these bene-		
25	fits to transportation employ-		
26	ees. No local board shall be		
27	allowed to convert funding		
28	provided in this budget for		
29	employee benefits into other		
30	uses or expenditures. The		
31	State Examiner of Public Ac-		
32	counts shall assure compli-		
33	ance. The rate per day for two		
34	personal days and five sick		
35	days for transportation per-		
36	sonnel shall be \$40. An appro-		
37	priately certified transporta-		
38	tion substitute shall be em-		
39	ployed for the absent trans-		
40	portation employee for each		
41	day the employee is absent.		
42	The Department of Education is		
43	directed to withhold funds		
44	from local systems not employ-		
45	ing substitutes for absent		
46	transportation employees. Such		
47	withheld funds shall revert to		
48	the Education Trust Fund.		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	(c) At-Risk Student Program .	23,416,334	23,416,334
2	Each district shall receive		
3	its pro rata share for each		
4	student who is defined as be-		
5	ing at-risk of dropping out of		
6	school or is performing at an		
7	academic level below current		
8	grade placement. School sys-		
9	tems should be encouraged to		
10	successfully move students		
11	from the at-risk category.		
12	Therefore, a school system		
13	shall maintain its at-risk		
14	funding for every student re-		
15	moved from its at-risk defini-		
16	tion for the next two fiscal		
17	years. Local school districts		
18	shall maintain separate ac-		
19	counts for all funds received		
20	in this category. The funds		
21	provided in this section are		
22	specifically designated for		
23	special programs to serve		
24	these students and may not be		
25	used as a part of a local		
26	school district's general op-		
27	erating budget. Local school		
28	systems in partnership with		
29	and funding from the Depart-		
30	ment of Education are expected		
31	to establish programs which		
32	will increase learning oppor-		
33	tunities for at-risk students.		
34	These programs shall include,		
35	but not be limited to, af-		
36	ter-school tutoring, summer		
37	schools, weekend schools,		
38	character education programs,		
39	drop-out prevention programs,		
40	career technical education		
41	youth programs, alternative		
42	schools, training of parents,		
43	purchase and use of web-based		
44	practice tests for the high		
45	school graduation exam and		
46	other state required standard-		
47	ized tests, programs to im-		
48	prove reading, and/or math,		
49	and/or science skills to in-		
50	crease grade-to-grade promo-		

1 eral accountability standards
 2 and reporting obligations. It
 3 is the intent of the Legisla-
 4 ture that schools and school
 5 systems involve the community
 6 in planning and implementing
 7 at-risk programs. Therefore,
 8 schools shall expend at least
 9 20% of the at-risk funds to
 10 partner with non-profit commu-
 11 nity organizations in planning
 12 and implementing at-risk pro-
 13 grams which directly assist in
 14 improving academic perfor-
 15 mance. Such programs may in-
 16 clude, but not be limited to,
 17 Boys and Girls Clubs, YMCAs,
 18 21st Century Leadership, Pell
 19 City Bridge Builders, Alabama
 20 Young Farmers Education Pro-
 21 gram, and local civic and
 22 charitable organizations. It
 23 is the intent of the Legisla-
 24 ture that these funds not be
 25 utilized to partner with gov-
 26 ernmental nor
 27 quasi-governmental agencies
 28 and entities whose functions
 29 already include programs des-
 30 ignated for at-risk funding.
 31 The local school board shall
 32 set forth the efforts made to
 33 identify and involve community
 34 organizations. The local board
 35 shall revert to the ETF any
 36 portion of the 20% of its
 37 at-risk funding which was not
 38 expended on partnerships with
 39 qualifying community organiza-
 40 tions. If after a diligent
 41 process the local board cannot
 42 identify effective community
 43 organizations, the local board
 44 may request a waiver from this
 45 20% requirement from the State
 46 Superintendent of Education.
 47 The local board must submit an
 48 alternative plan to the State
 49 Superintendent accompanying
 50 the request for the waiver.

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	The State Superintendent may		
2	approve a waiver only upon		
3	good and sufficient cause. In		
4	appropriate situations, busi-		
5	nesses may partner with		
6	schools or school systems for		
7	at-risk programs but may not		
8	receive any compensation or		
9	reimbursement for expenses or		
10	other costs. The State Board		
11	of Education is hereby autho-		
12	rized, at its discretion, to		
13	institute a pilot program to		
14	employ behavioral support spe-		
15	cialists in public middle		
16	schools.		
17	(d) Endowment Interest Pro-		
18	gram-Public School Fund,		
19	Estimated	532,864	532,864
20	(e) Public School Fund, Esti-		
21	imated	175,000,000	175,000,000
22	Notwithstanding the provisions		
23	of Section 16-13-234 Code of		
24	Alabama, 1975, or Section 14		
25	of this Act, the local boards		
26	of education shall have flexi-		
27	bility to spend Public School		
28	Funds appropriated in this		
29	Act, after the payment of		
30	pledged debt service or obli-		
31	gated capital projects, for		
32	other operating expenses.		
33	(f) Board of Adjustment	642,501	642,501
34	(g) School Nurses Program ...	31,244,042	31,244,042
35	To be distributed so that each school system shall receive one nurse and additional		
36	nurse or fractions of a nursing allocation based upon the average daily membership		
37	during the first 20 scholastic days after Labor Day of the preceding school year.		
38	The School Nurses Program shall use the following salary matrix to determine nursing		
39	salaries, based on 187 contract days and seven and one-half working hours per day.		
40	No funds provided herein for the School Nurses Program shall be used for the payment		
41	of any salaries of nurses who are not under the direct control, employment, and su-		
42	pervision of local boards of education. The pay of any part-time employee shall con-		
43	form to the pro-rata share of the following matrix:		
44	Years Expe-		
45	rience	LPN	RN
46	less than 3	19,000	36,144
47	3 but less	20,881	39,756
			45,720

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	than 6			
2	6 but less			
3	than 9	21,779	41,497	47,721
4	9 but less			
5	than 12	22,062	42,053	48,362
6	12 but less			
7	than 15	22,459	42,818	49,238
8	15 but less			
9	than 18	22,953	43,794	50,364
10	18 but less			
11	than 21	23,229	44,360	51,012
12	21 but less			
13	than 24	23,507	44,926	51,666
14	24 but less			
15	than 27	24,007	45,461	52,201
16	27 or more	24,507	45,997	52,737
17	As a part of the above appropriation for the School Nurses Program, there is hereby			
18	appropriated \$250,000 for the collection and management of statewide student health			
19	data, school by school.			
20	(h) Capital Outlay Pro-			
21	gram-Federal and Local			
22	Funds, Estimated		54,505,553	54,505,553
23	(i) Information Technology			
24	Services Program	3,704,041		3,704,041
25	The above appropriation shall			
26	be expended by local school			
27	systems towards the position			
28	of a district technology coor-			
29	dinator that meets the job			
30	description and qualifications			
31	as established by the State			
32	Board of Education and serves			
33	as the primary point of con-			
34	tact for all technology is-			
35	sues. The District Technology			
36	Coordinator as directed by the			
37	school system shall be respon-			
38	sible for a technology program			
39	that ensures the proper ac-			
40	countability for the follow-			
41	ing: technology funds; tech-			
42	nology professional develop-			
43	ment; technology planning and			
44	reporting; coordination of			
45	technology across all pro-			
46	grams; a safe, secure, and			

	<u>Education Trust</u>	<u>Earmarked Funds</u>	<u>Appropriation To-</u>
	<u>Fund</u>		<u>tal</u>
1	fully operable network; tech-		
2	nology procurement and inven-		
3	tory; technology support for		
4	data management; technology		
5	support for distance learning;		
6	annual E-rate application;		
7	and, directing a program to		
8	ensure all state standards		
9	involving technology for		
10	teachers, administrators, and		
11	students are met and technol-		
12	ogy is integrated throughout		
13	the curriculum.		
14	SOURCE OF FUNDS:		
15	(1) ETF	3,550,114,309	
16	(2) Federal Stimulus Funds,		
17	estimated		179,434,391
18	(3) Federal and Local Funds .		569,802,621
19	(4) Public School Fund, Esti-		
20	mated		175,532,864
21	Total Education, State Board		
22	of - Local Boards of Education		
23	.....	3,550,114,309	924,769,876
			4,474,884,185
24	The above appropriation shall be distributed by the State Board of Education in ac-		
25	cordance with the provisions of the Code of Alabama 1975, Sections 16-13-230 through		
26	16-13-239, and all other laws and regulations of the State Board of Education relat-		
27	ing to the expenditure of such funds. These funds shall be used to provide a minimum		
28	school term of 180 full instructional days and for equitable educational opportuni-		
29	ties in the public schools of the state. Foundation Program calculations for FY		
30	2010-2011 are based on the funding divisors set forth below. Units earned under the		
31	Foundation Program shall be employed as regular classroom teachers until and/or un-		
32	less the local school achieves class sizes equal to or less than the following as		
33	mandated by the State Board of Education: grades K-3, maximum of 18; grades 4-6,		
34	maximum of 26; and grades 7-12, maximum of 29. The divisors listed below shall not		
35	serve to prescribe pupil-teacher ratios.		
36	Grades K-3 ...	13.8	
37	Grades 4-6 ...	21.4	
38	Grades 7-8 ...	20.0	
39	Grades 9-12 ..	18.0	
40	In allocating the funds in the Foundation Program, the State Board of Education		
41	shall allot funds based on the rates established as follows:		
42	The Foundation Program shall use the following salary matrix to determine the cost		

Education Trust Fund	Earmarked Funds	Appropriation To- tal
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yond the previous 180 day employment contract. It is the intent of the Legislature that the purpose of these training sessions for all employed support personnel will be to provide occupation-specific skill training, safety training, training on school discipline, and other relevant aspects of support personnel interaction with students. For the purpose of these training sessions, it shall be the obligation of local boards of education to seek qualified occupation-specific trainers from the Department of Education and/or private vendors solely for training purposes. The requirement of this section shall apply to 9, 10 and 11 month support personnel at the Alabama Institute for Deaf and Blind, the Department of Youth Services, the School of Math and Science and the School of Fine Arts. Local or state board of education rules or regulations shall not be construed to negate the intent of the Legislature. The State Board of Education shall take care to ensure the implementation of the legislative intent as provided by this section. Notwithstanding Section 16-13-231.1(d) of the Code of Alabama 1975, there shall not be an appropriation for the 1% over the total cost of instructional salaries for the Foundation Program as calculated by the State Minimum Salary Schedule for the fiscal year beginning October 1, 2010. For "Fringe Benefits" the rate per day for two personal days and five sick days (for units earned in the Foundation Program) shall be \$60. The Teachers' Retirement System rate shall be 12.51% of salaries. The Public Education Employees' Health Insurance Program (PEEHIP) rate shall be \$752 per month for each full-time employee. As funds are appropriated the appropriation herein shall include funds to pay for substitute support employees for each day a support employee is absent. The Department of Education is directed to withhold funds from local systems not employing substitutes for absent support employees, such withheld funds shall revert to the ETF.

For "Classroom Instructional Support" the uniform amounts used in determining the Foundation Program allowance for classroom instructional support shall be: (1) textbooks at \$15.88 per pupil in average daily membership during the first 20 scholastic days after Labor Day of the preceding school year; (2) classroom materials and supplies at \$0 per unit earned in the Foundation Program and (3) library enhancement at \$0 per unit earned in the Foundation Program. Funds allocated for instructional support units to meet SACS standards shall be used exclusively and specifically for principals, assistant principals, counselors, and librarians and library aides, as calculated by the State Department of Education and assigned to the schools where such units are earned. An instructional support unit earned for a principal shall be increased by .31 for elementary schools, .35 for middle schools, and .45 for secondary schools and unit schools. An instructional support unit earned for an assistant principal shall be increased by .10 for elementary schools, middle schools, secondary schools and unit schools. An instructional support unit earned for a counselor shall be increased by .03 for secondary schools and unit schools. The budgeting and expenditure of funds in the Foundation Program at the local level shall be determined and made by the local board of education in accordance with rules and regulations of the State Board of Education and all laws governing such school budgets and expenditures.

**10. Education, State Board of -
Two-Year College System:**

(a) Operations and Maintenance

.....	277,493,760	245,273,670	522,767,430
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	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1			
2	(b) Auxiliary Enterprises ...	33,045,000	33,045,000
3	(c) Restricted Funds	240,669,400	240,669,400
4	(d) Operations and Maintenance		
5	of Postsecondary Prison Edu-		
6	cation (ETF)	8,402,360	8,402,360
7	Of the above appropriation,		
8	\$1,861,751 shall be expended		
9	for Therapeutic Education.		
10	(e) Adult Education Program	15,058,870	12,744,603
11	(f) Special Populations Train-		
12	ing	5,260,118	5,260,118
13	For programs to prepare the		
14	inmate population, parolees or		
15	other special populations des-		
16	ignated by the Chancellor for		
17	entry into the workforce		
18	through adult education,		
19	preemployment skills training,		
20	and short-term intensive ca-		
21	reer technical training.		
22	(g) Mine Safety Training Pro-		
23	gram at Bevill State Commu-		
24	nity College	245,122	245,122
25	(h) Postsecondary Education		
26	Department - Administration	4,884,980	3,733,336
27	(i) Postsecondary/Tech Col-		
28	leges - Truck Driving Train-		
29	ing	255,914	2,750,000
30	Of the above appropriation,		
31	\$255,914 shall be expended for		
32	the Truck Driver Training Pro-		
33	gram at Central Alabama Commu-		
34	nity College. The above appro-		
35	priation from earmarked funds		
36	is estimated and shall be ex-		
37	pended pursuant to Section		
38	32-5-313, Code of Alabama		
39	1975.		
40	(j) Workforce Development ...	5,636,146	26,344,999
41	The Workforce Development		
42	Funds shall be distributed by		
43	the State Board of Education		
44	upon recommendation of the		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Chancellor to develop and im-		
2	plement programs to provide a		
3	skilled workforce and to pro-		
4	vide college operations and		
5	maintenance allocations for		
6	workforce and economic devel-		
7	opment. Of the above appropri-		
8	ation for Workforce Develop-		
9	ment, \$925,000 shall be dis-		
10	tributed for 3-D instructional		
11	centers at Wallace State Com-		
12	munity College - Selma; Cen-		
13	tral Alabama Community Col-		
14	lege; and Wallace State Commu-		
15	nity College - Hanceville and		
16	\$600,000 shall be expended for		
17	Career Coaches. Of the above		
18	appropriation for Workforce		
19	Development, at least 30%		
20	shall be recommended by the		
21	Vice Chancellor for Instruc-		
22	tional Services to the Chan-		
23	cellor for workforce develop-		
24	ment programs in the		
25	twenty-three counties with the		
26	highest unemployment rates in		
27	Alabama and these programs		
28	shall not be subject to review		
29	and approval by the State		
30	Workforce Planning Council.		
31	The Chancellor shall submit a		
32	quarterly report to the Chair		
33	of the Senate Committee on		
34	F&T-Education, the Chair of		
35	the House Education Appropria-		
36	tions Committee and the Direc-		
37	tor of the Legislative Fiscal		
38	Office, with such report not-		
39	ing the counties impacted by		
40	this provision, the number of		
41	persons served and the amounts		
42	expended under this provision.		
43	(k) Marion Military Institute	6,056,899	6,056,899
44	(l) Alabama Technology Network		
45	.....	4,900,124	4,900,124
46	SOURCE OF FUNDS:		
47	(1) ETF	328,194,293	

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
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(2) Federal Stimulus Funds, estimated		17,735,504	
(3) Federal and Other Funds .		546,825,504	
Total Education, State Board of - Two-Year College System	328,194,293	564,561,008	892,755,301

- (1) The allocations as set forth above shall be distributed by the State Board of Education through the Office of the Chancellor.
- (2) The above appropriation from the ETF for Operations and Maintenance shall be distributed to each of the colleges, except Marion Military Institute. Shelton State Community College shall receive \$1,062,212 to operate the Poison Control Center; Jefferson State Community College shall receive \$163,417 to operate the Risk Watch Program; \$653,997 shall be allocated to Jefferson State Community College to fund the Center for Labor Education and Research (CLEAR) previously funded at the University of Alabama in Birmingham; \$83,250 shall be allocated to Jefferson State Community College - Community Outreach Partnership Center for the Predator Avoidance Education Program; \$185,000 shall be allocated to Shelton State Community College for a partnership with the University of West Alabama for the preservation of labor education; and \$277,500 shall be allocated to Gadsden State Community College for economic development, allied health sciences and nursing programs. In addition, \$230,000 shall be transferred from Northwest Shoals Community College to the Alabama Industrial Training Institute for the Alabama Center for Advanced Woodworking Technology. The remaining balance shall be allocated among colleges in an amount equal to the percent of the continuing and permanent Operations and Maintenance allocation received from the ETF in FY 2010.
- (3) The above appropriation for Operations and Maintenance of Postsecondary Prison Education shall be distributed to the same colleges and in the same amounts as FY 2010.
- (4) The allocation of Adult Education funds appropriated herein is restricted to the provision of services as defined under the stipulations of the Adult Education and Family Literacy Act, Title II of the federal Workforce Investment Act of 1998. At least 10% of the appropriation for Adult Education shall be recommended by the Vice Chancellor for Instructional Services to the Chancellor for programs for individuals that do not have a high school diploma and live in communities impacted by higher unemployment rates than the state average unemployment rate. The Chancellor shall submit a quarterly report to the Chair of the Senate Committee on F&T-Education, the Chair of the House Education Appropriations Committee and the Director of the Legislative Fiscal Office, with such report noting the counties impacted by this provision, the number of persons served and the amounts expended under this provision.
- (5) From the above appropriation for Special Populations Training, the Life Tech program shall receive the same amount of funds as received from the Two Year College System in FY 2010 from all sources, except for any savings recognized from the refinancing of bonds.
- (6) From the above appropriation for the Alabama Technology Network not less than \$342,101 shall be expended for the continuation of Gadsden State Community College's

Education Trust Fund	Earmarked Funds	Appropriation To- tal
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1 AFL-CIO partnership program for trainers and trainees for Goodyear in Gadsden.

2 (7) The Chancellor shall not assess the colleges for any state function provided
3 through the Chancellor's Office nor make any obligation which would encumber any
4 college's funding.

5 (8) It is the intent of the Legislature that the State Board of Education shall not
6 authorize or approve the sale of any property donated to any college within the
7 two-year college system without approval from the Legislative Council.

8 **11. Education, State Department**
9 **of:**

10 (a) Administrative Services			
11 Program	170,950,153	89,717,107	260,667,260

12 The proposed spending plan for
13 the ETF monies included in the
14 above program is as follows:

15 Operations and 16 Maintenance of 17 the Department	33,865,829
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18 Of the above appropriation, at
19 least \$9,324,735 shall be ex-
20 pended in the same manner and
21 for the same programs as the
22 appropriation to the State
23 Department of Education from
24 the Children First Trust Fund
25 was expended in FY 2005.

26 Operations and 27 Maintenance for 28 the Alabama 29 Reading Initia- 30 tive	59,952,360
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31 Operations and 32 Maintenance for 33 Math/Science/Te 34 chnology Ini- 35 tiative	26,854,967
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36 Arts Education 37 for Art Educa- 38 tion programs 39 in areas evalu- 40 ated and re- 41 viewed by the 42 Black Belt Ac- 43 tion Commission 44	533,882
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45 Teacher/Student 46 Testing	7,038,975
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	Education Trust	Earmarked Funds	Appropriation Total
	Fund		tal

1 To be expended for
 2 teacher/student test develop-
 3 ment and expenses directly
 4 related to teacher and student
 5 assessment.

6 Children's Eye
 7 Screening Pro-
 8 gram and Fol-
 9 low-up Eye Care
 10 2,203,241

11 Of the above appropriation,
 12 \$1,101,621 shall be used to
 13 provide eye screening for
 14 Grades K, 2 and 4. The method
 15 of screening shall be color
 16 photo refraction as developed
 17 by the National Aeronautics
 18 and Space Administration and
 19 \$1,101,620 shall be used to
 20 provide follow-up care for
 21 those Grades K, 2 and 4 stu-
 22 dents. Follow-up eye care ser-
 23 vices shall include, but not
 24 be limited to, providing as-
 25 sistance in obtaining and co-
 26 ordinating local eye care ser-
 27 vices for those children iden-
 28 tified as needing said fol-
 29 low-up eye care services
 30 whether insured, uninsured or
 31 underinsured. Children identi-
 32 fied as uninsured or
 33 underinsured shall be provided
 34 with free eye exams and free
 35 prescription spectacles. A
 36 database including specific
 37 data by child, grade,
 38 school/system, and services
 39 for outcome-based measurement
 40 shall be maintained and ar-
 41 chived.

42 Governor's Lo-
 43 cal School and
 44 School System
 45 Academic and
 46 Financial Im-
 47 provement Pro-
 48 gram (At-Risk) 16,390,074

Education Trust	Earmarked Funds	Appropriation To-
Fund		tal

1 The above appropriation shall
2 be expended for the operations
3 and maintenance of at-risk
4 programs to develop and imple-
5 ment school improvement pro-
6 grams' financial and/or aca-
7 demic accountability per Sec-
8 tion 16-6B-3, Code of Alabama
9 1975, and for benefits for
10 appropriate personnel within
11 the Department of Education.
12 At-risk funds shall be used to
13 employ personnel under
14 short-term contracts who shall
15 be assigned by the State Su-
16 perintendent of Education to
17 give direct assistance to
18 schools which come under the
19 jurisdiction of the Department
20 in accordance with Sections
21 16-6B-1 through 16-6B-6, Code
22 of Alabama 1975, which re-
23 quires schools and/or school
24 systems to be placed in inter-
25 vention for academic and/or
26 financial reasons by the State
27 Superintendent. In selecting
28 these personnel, the State
29 Superintendent shall give
30 preference to persons who have
31 achieved National Board for
32 Professional Teaching Stan-
33 dards (NBPTS) certification
34 and/or who have been chosen as
35 Alabama Teachers of the Year.
36 In the event this pool of per-
37 sonnel is inadequate, the
38 State Superintendent may then
39 employ other teaching and/or
40 administrative personnel who
41 have been recognized for their
42 competence. Such personnel
43 shall be assigned to work di-
44 rectly with schools whose op-
45 erations are being assisted by
46 the state. The State Superin-
47 tendent may further use these
48 personnel to assist schools
49 that are on Priority status as
50 well as use these funds in

	Education Trust	Earmarked Funds	Appropriation To-
	Fund		tal

1 partnership with and funding
2 from the Department of Educa-
3 tion to improve the learning
4 opportunities for at-risk stu-
5 dents. These programs shall
6 include, but not be limited
7 to, after school programs,
8 character education programs,
9 drop-out prevention programs,
10 summer programs, career tech-
11 nical youth programs, programs
12 to improve reading, and/or
13 math, and/or science skills to
14 increase grade-to-grade promo-
15 tion, high school graduation
16 and college preparedness, and
17 other activities designed to
18 assist at-risk students. Per-
19 sonnel employed or contracted
20 by the Department for assis-
21 tance in at-risk schools shall
22 be on release status from
23 their respective local boards
24 of education and shall retain
25 all benefits and tenure status
26 unless they are given perma-
27 nent employment in the State
28 Department of Education. Funds
29 may be allocated to entities
30 that have and/or can effect
31 positive results in improved
32 student achievement.

33 School Account-
34 ability Report
35 Card 124,264

36 For distribution of the School
37 Accountability Report Card
38 referred to in Section 16-6B-7
39 of the Code of Alabama 1975 to
40 every parent with a child in
41 Alabama public schools.

42 English as a
43 Second Language
44 Students Pro-
45 gram 2,360,800

46 Based on the 2009-10 school
47 system count supplied to the
48 Alabama Department of Educa-
49 tion by each local superinten-

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	dent of education, herein is		
2	appropriated on a per student		
3	basis to be utilized by local		
4	school boards to provide as-		
5	sistance to students not uti-		
6	lizing English as their native		
7	language so they may become		
8	proficient in reading, writ-		
9	ing, and speaking English at		
10	the earliest possible time.		
11	Tenure Arbitra-		
12	tion Costs ...	726,661	
13	Of the above appropriation for		
14	Tenure Arbitration Costs,		
15	\$129,500 shall be transferred		
16	to fund the Office of the At-		
17	torney General for performance		
18	of arbitration services, in-		
19	cluding administration of the		
20	State's tenure laws (Code of		
21	Alabama 1975, Section		
22	36-26-115) by the Office of		
23	Administrative Hearings, Divi-		
24	sion of Administrative Law		
25	Judges.		
26	Teacher Re-		
27	cruitment In-		
28	centives	9,250	
29	Distance Learn-		
30	ing	19,078,600	
31	Job descriptions shall be de-		
32	veloped by the State Depart-		
33	ment of Education for posi-		
34	tions funded by this appropri-		
35	ation. Hiring of personnel		
36	shall be monitored by the		
37	State Department of Education		
38	for compliance with these job		
39	descriptions. In addition,		
40	these funds shall be used ex-		
41	clusively to meet the distance		
42	learning initiative ACCESS		
43	(Alabama Connecting Class-		
44	rooms, Educators, and Students		
45	Statewide).		
46	Advanced Place-		
47	ment	1,310,494	
48	Dropout Preven-	500,756	

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	tion Pilot ...		
2	(b) Financial Assistance Pro-		
3	gram 38,726,824 1,095,360,825 1,134,087,649		
4	The proposed spending plan for		
5	the ETF monies included in the		
6	above program is as follows:		
7	Home Instruc-		
8	tion for Par-		
9	ents of Pre-		
10	school Young-		
11	sters (HIPPY)		
12	Program 1,405,909		
13	Southwest		
14	School for Deaf		
15	and Blind 269,921		
16	Play By The		
17	Rules 19,147		
18	PALS Program . 19,055		
19	Council on Eco-		
20	nomic Education		
21	..... 18,962		
22	P.A.C.E.R.S.		
23	Program 125,313		
24	Pre-School Pro-		
25	gram (Special		
26	Education) ... 1,787,034		
27	National Board		
28	for Profes-		
29	sional Teaching		
30	Standards 8,038,250		
31	The above appropriation in-		
32	cludes funds to pay assessment		
33	fees for teachers desiring to		
34	take the examination, funds to		
35	provide a \$5,000 supplement in		
36	addition to base salary as		
37	determined by the Minimum Sal-		
38	ary Schedule for all		
39	board-certified teachers. Ala-		
40	bama teachers shall apply for		
41	funding of the assessment fees		
42	and recipients are required to		
43	commit to teach in Alabama		
44	public schools for an addi-		
45	tional period of five years		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
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1 unless an exception is granted
 2 for just cause. Of the funds
 3 provided herein, an amount not
 4 to exceed \$45,000 shall be
 5 used to pay for release time
 6 of personnel used by the State
 7 Department of Education to
 8 mentor prospective candidates
 9 for the NBPTS certification
 10 and to assist in determining
 11 which candidates shall receive
 12 state funding to take the ex-
 13 amination. Salary must be pro-
 14 vided before said amount can
 15 be used by the State Depart-
 16 ment of Education for person-
 17 nel release time.

18 Children's Hos-
 19 pital 114,006

20 Career Tech
 21 Initiative ... 2,260,074

22 Teacher
 23 In-Service Cen-
 24 ters 2,775,000

25 The State Board of Education,
 26 through the State Superinten-
 27 dent of Education, shall ad-
 28 minister the in-service cen-
 29 ters and shall monitor the
 30 centers for compliance with
 31 established accountability
 32 standards. The above appropri-
 33 ation to the In-Service Cen-
 34 ters shall be distributed to
 35 the existing eleven Teacher
 36 In-Service Centers in each
 37 geographical area of the state
 38 as follows:

39 University of
 40 Alabama
 41 218,678

42 University of
 43 Alabama at Bir-
 44 mingham
 45 302,690

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Alabama A and M		
2	University		
3	.....	275,872	
4	Alabama State		
5	University		
6	.....	237,742	
7	Athens State		
8	University		
9	.....	230,460	
10	Auburn Univer-		
11	sity		
12	.....	239,879	
13	Jacksonville		
14	State Univer-		
15	sity		
16	.....	234,907	
17	University of		
18	Montevallo		
19	.....	246,875	
20	Troy University		
21	.....	249,529	
22	University of		
23	North Alabama		
24	.....	213,742	
25	University of		
26	South Alabama		
27	.....	324,626	
28	Teacher Profes-		
29	sional Develop-		
30	ment Training	1,068,972	
31	This appropriation shall be		
32	used to train teachers (K-12)		
33	in the use of computers in the		
34	classroom. Trainers shall be		
35	chosen who can assist teachers		
36	in learning computer skills,		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	the use of instructional soft-		
2	ware, and the classroom uses		
3	of the Internet.		
4	Governor's High		
5	Hopes for Ala-		
6	bama Students	15,755,543	
7	Of the above appropriation,		
8	\$950,000 shall be expended to		
9	link the Alabama Student In-		
10	formation Management Systems		
11	(ASIMS) to students home com-		
12	puters.		
13	Jobs for Ala-		
14	bama's Gradu-		
15	ates (JAG) ...	878,979	
16	Virtual Library		
17	Project	3,116,110	
18	The State Department shall		
19	serve as the fiscal agent for		
20	the Virtual Library Project.		
21	Teacher		
22	Mentoring Pro-		
23	gram	444,549	
24	Teach For Amer-		
25	ica	630,000	
26	(c) Alabama Science In Motion		
27	Program	1,743,801	1,743,801
28	All funds appropriated to this		
29	program shall be expended in		
30	accordance with Title 16,		
31	Chapters 61B and 61C, Code of		
32	Alabama 1975. Additionally,		
33	any funds unexpended and car-		
34	ried over from the prior fis-		
35	cal year are hereby		
36	reappropriated.		
37	(d) Disability Determination		
38	for Social Security Program	86,521,431	86,521,431
39	SOURCE OF FUNDS:		
40	(1) ETF	209,676,977	
41	(2) ETF-Transfer	1,743,801	
42	(3) Driver Education and		
43	Training Fund	4,530,898	

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 (4) Federal Stimulus Funds, 2 estimated		203,642,885	
3 (5) Federal and Local Funds .		1,060,925,580	
4 (6) Special Education Cata- 5 strophic Fund		2,500,000	
6 Total Education, State Depart- 7 ment of	211,420,778	1,271,599,363	1,483,020,141
8 12. Educational Television Com- 9 mission:			
10 (a) Capital Outlay Program ..	555,000		555,000
11 This appropriation is to be 12 used to replace the Alabama 13 Public Television's Digital 14 Statewide Microwave System and 15 create a Public Safety Radio 16 Communications Statewide Net- 17 work.			
18 (b) Educational Television 19 Program	6,902,978	660,873	7,563,851
20 SOURCE OF FUNDS:			
21 (1) ETF	7,457,978		
22 (2) Federal and Local Funds .		660,873	
23 Total Educational Television 24 Commission	7,457,978	660,873	8,118,851
25 13. Executive Commission on Com- 26 munity Services Grants, State:			
27 (a) Community Services Grants 28 Program	8,437,286		8,437,286
29 Distributed pursuant to Sec- 30 tion 29-2-123 of the Code of 31 Alabama 1975, as amended.			
32 SOURCE OF FUNDS:			
33 (1) ETF	8,437,286		
34 The above appropriation shall 35 be used for grants that pro- 36 mote public education pur- 37 poses.			
38 Total Executive Commission on 39 Community Services Grants,	8,437,286		8,437,286

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	State		
2	14. Family Practice Rural Health		
3	Board:		
4	(a) Family Practice Rural		
5		Health Program	1,625,778
6			1,625,778
7	SOURCE OF FUNDS:		
8	(1) ETF	1,625,778	
9	Total Family Practice Rural		
10	Health Board	1,625,778	1,625,778
11	Of the above appropriation, at		
12	least \$104,175 shall be ex-		
13	pended for the Auburn Rural		
14	Health Program; a minimum of		
15	\$84,175 shall be expended for		
16	the Tuskegee Area Health Edu-		
17	cation Center (TAHEC);		
18	\$454,545 shall be expended for		
19	the Rural Medical Scholars		
20	Program at the University of		
21	Alabama at Tuscaloosa; and		
22	\$94,175 shall be expended for		
23	the Rural Health Program at		
24	the University of Alabama in		
25	Huntsville.		
26	15. Finance, Department of:		
27	(a) Employee Benefits Program	1,400,000	1,400,000
28	SOURCE OF FUNDS:		
29	(1) ETF, Estimated	1,400,000	
30	Total Finance, Department of	1,400,000	1,400,000
31	To be distributed by the State		
32	Comptroller to the designated		
33	beneficiaries or estates for		
34	unused sick leave pursuant to		
35	Code of Alabama 1975, Section		
36	16-1-18.2.		
37	16. Finance, Department of -		
38	Telephone Revolving Fund:		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 (a) Information Systems Pro-			
2 gram	1,143,902		1,143,902
3 SOURCE OF FUNDS:			
4 (1) ETF-Transfer	1,143,902		
5 Total Finance, Department of -			
6 Telephone Revolving Fund	1,143,902		1,143,902
7 The Telephone Revolving Fund			
8 shall assess to using agencies			
9 and institutions any addi-			
10 tional amount necessary to			
11 provide continuing			
12 non-interrupted service of a			
13 minimum maintenance level.			
14 17. Fine Arts, Alabama School of:			
15 (a) Financial Assistance Pro-			
16 gram	6,414,414	655,000	7,069,414
17 SOURCE OF FUNDS:			
18 (1) ETF	6,414,414		
19 (2) Federal and Local Funds .		655,000	
20 Total Fine Arts, Alabama			
21 School of	6,414,414	655,000	7,069,414
22 18. Fire Fighters' Personnel			
23 Standards and Education Com-			
24 mission, Alabama/Fire College			
25 Shelton State Community Col-			
26 lege:			
27 (a) Operations and Maintenance			
28	3,683,041	1,707,152	5,390,193
29 SOURCE OF FUNDS:			
30 (1) ETF	3,683,041		
31 (2) Federal and Local Funds .		1,707,152	
32 Total Fire Fighters' Personnel			
33 Standards and Education Com-			
34 mission, Alabama/Fire College			
35 Shelton State Community Col-			
36 lege	3,683,041	1,707,152	5,390,193
37			

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	19. Governor's Office of Faith		
2	Based and Community Initia-		
3	tives:		
4	(a) Executive Direction Pro-		
5		gram 132,198	132,198
6	SOURCE OF FUNDS:		
7	(1) ETF	132,198	
8	Total Governor's Office of		
9	Faith Based and Community Ini-		
10	tiatives	132,198	132,198
11	20. Higher Education, Alabama		
12	Commission on:		
13	(a) Planning and Coordination		
14		Services Program 2,964,783	2,964,783
15	The proposed spending plan for		
16	the ETF monies included in the		
17	above program is as follows:		
18	Operations and		
19	Maintenance ..	2,964,783	
20	(b) Student Financial Aid Pro-		
21		gram 6,063,759	2,953,380
22	(1) Policeman's		
23	Survivor Tui-		
24	tion, Estimated		
25	.....	159,320	
26	To be expended under the pro-		
27	visions of Code of Alabama		
28	1975, Section 36-21-105.		
29	(2) Alabama Na-		
30	tional Guard		
31	Educational As-		
32	sistance Schol-		
33	arships	601,694	
34	To be expended in accordance		
35	with Code of Alabama 1975,		
36	Sections 31-10-1 through		
37	31-10-4 and Sections 31-10-20		
38	through 31-10-25.		
39	(3) Alabama		
40	Student Assis-		
41	tance Program	2,896,855	
42	In addition to the ETF appro-		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	priation for the Alabama Stu-		
2	dent Assistance Program, any		
3	available funds as a result of		
4	the court ordered transfers		
5	from Knight vs. Alabama diver-		
6	sity scholarships are hereby		
7	appropriated and any carryover		
8	funds from these transfers are		
9	hereby reappropriated.		
10	(4) Educational		
11	Grants Program		
12	(Alabama Stu-		
13	dent Grant Pro-		
14	gram)	2,320,975	
15	To be expended in accordance		
16	with Code of Alabama 1975,		
17	Sections 16-33A-1 through		
18	16-33A-11. Private institu-		
19	tions receiving state grant		
20	funds under this provision		
21	make their best effort to use		
22	the equivalent of ten percent		
23	of Federal Work Study alloca-		
24	tions for the purpose of tu-		
25	toring and mentoring students		
26	in grades K-12 to better pre-		
27	pare them for graduation, col-		
28	lege entry and retention. In-		
29	stitutions shall work with		
30	their respective governing		
31	boards to develop and imple-		
32	ment this effort.		
33	(5)		
34	Chiropractic		
35	Scholarships .	29,415	
36	To be expended in accordance		
37	with Code of Alabama 1975,		
38	Section 16-5-11.		
39	(6) Washington		
40	Center Intern-		
41	ship Program .	55,500	
42	It is the intent of the Legis-		
43	lature that the above funds		
44	for the Washington Center In-		
45	ternship Program be expended		
46	for Alabama residents.		
47	(c) Support of Other Educa-		
48	tional Activities Program .	2,706,442	1,671,000
			4,377,442

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	The proposed spending plan for		
2	the ETF monies included in the		
3	above program is as follows:		
4	(1) Network of		
5	Alabama Aca-		
6	demic Libraries		
7	.....	323,505	
8	ACHE shall provide for the		
9	participation of Athens State		
10	University in the Network of		
11	Alabama Academic Libraries.		
12	(2) Southern		
13	Regional Educa-		
14	tion Board		
15	(SREB)	671,124	
16	(3) EPSCoR (Re-		
17	search) Program		
18	.....	1,227,543	
19	(4) Computer		
20	Based Articula-		
21	tion System ..	402,563	
22	To fund Troy University for		
23	developing and operating a		
24	statewide computer-based ar-		
25	ticulation system to serve all		
26	four-year and two-year		
27	postsecondary institutions in		
28	the State of Alabama.		
29	(5) School and		
30	University		
31	Partnership for		
32	Education Re-		
33	newal Program		
34	(SUPER)	81,707	
35	(d) Support of State Universi-		
36	ties Program	6,181,869	75,000
			6,256,869
37	The proposed spending plan for		
38	the ETF monies included in the		
39	above program is as follows:		
40	(1) Alabama Ag-		
41	ricultural Land		
42	Grant Alliance	6,181,869	
43	Of the above appropriation to		
44	AALGA, at least \$4,450,000		
45	shall be equally distributed		
46	as a state match for federal		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 funds for those institutions			
2 in the Alliance required to			
3 provide matching funds in or-			
4 der to obtain federal funds			
5 for the first time in fiscal			
6 year 2000. Of the above appro-			
7 priation, \$336,700 shall be			
8 allocated for the fruit and			
9 vegetable marketing initia-			
10 tive; \$185,000 shall be allo-			
11 cated for the Youth Partner-			
12 ship Research Program; and			
13 \$556,210 shall be allocated			
14 for the McIntire-Stennis For-			
15 estry Research Initiative			
16 Matching Program.			
17 SOURCE OF FUNDS:			
18 (1) ETF	17,916,853		
19 (2) Federal and Local Funds .		4,699,380	
20 Total Higher Education, Ala-			
21 bama Commission on	17,916,853	4,699,380	22,616,233
22 In addition to the above ap-			
23 propriations, any scholarship			
24 funds transferred from the			
25 State Department of Education			
26 for the Alabama Teacher Re-			
27 cruitment Incentive Program			
28 (ATRIP) shall not revert and			
29 are hereby appropriated or			
30 reappropriated.			
31 21. Human Resources, Department			
32 of:			
33 (a) Human Services Program -			
34 Jobs Opportunities and Basic			
35 Skills Training (JOBS) Pro-			
36 gram	3,828,576		3,828,576
37 (b) Human Services Program -			
38 Jobs Child Care and After			
39 School Child Care Program .	9,124,390		9,124,390
40 Of the above appropriation,			
41 \$142,987 shall be expended for			
42 the Black Belt Eye Care Con-			
43 sortium and \$909,573 shall be			
44 distributed to the Greater			

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Alabama Child Development Pro-		
2	gram for rural day care.		
3	SOURCE OF FUNDS:		
4	(1) ETF-Transfer	12,952,966	
5	Total Human Resources, Depart-		
6	ment of	12,952,966	12,952,966
7	22. Industrial Development Train-		
8	ing Institute, Alabama:		
9	(a) Industrial Development and		
10	Training Program	5,731,046	5,731,046
11	(b) Industrial Training Pro-		
12	gram - Operations and Main-		
13	tenance	4,832,246	4,832,246
14	(c) Workforce Development ...	23,752,304	23,752,304
15	SOURCE OF FUNDS:		
16	(1) ETF	34,315,596	
17	Total Industrial Development		
18	Training Institute, Alabama .	34,315,596	34,315,596
19	The funds appropriated for		
20	Workforce Development are to		
21	be expended for those costs		
22	incurred by the State in hon-		
23	oring commitments to pay		
24	Workforce Development costs,		
25	including services and other		
26	assistance and expenses of		
27	recruitment and training of a		
28	company's workforce, that are		
29	undertaken to induce companies		
30	to locate or expand their op-		
31	erations in Alabama (described		
32	hereinafter as a "Project")		
33	and to develop and implement		
34	training, placement and re-		
35	cruitment programs that will		
36	improve, develop and expand		
37	the State's workforce. Such		
38	costs include, but are not		
39	limited to (i) AIDT operating		
40	costs directly related to a		
41	Project; (ii) wages and bene-		
42	fits for trainers engaged by		
43	AIDT for the purpose of a Pro-		

	Education Trust	Earmarked Funds	Appropriation To-
	Fund		tal

1 ject; (iii) costs which the
 2 State has agreed to pay under
 3 the terms of a Project Agree-
 4 ment with a company that are
 5 necessary and reasonable
 6 charges incurred by the com-
 7 pany or its affiliates for
 8 personnel providing training
 9 to the company's employees,
 10 whether those trainers are
 11 employees of the company or
 12 its vendors or suppliers, in-
 13 cluding wages, benefits and
 14 travel (domestic and, when
 15 necessary, international);
 16 (iv) any necessary materials,
 17 equipment, manuals, or other
 18 relevant training materials;
 19 (v) the costs incurred for
 20 purchasing or repairing or
 21 replacing training tools and
 22 equipment; (vi) costs incurred
 23 for the purchase or construc-
 24 tion and maintenance of train-
 25 ing facilities; (vii) travel
 26 expenses for prospective and
 27 current employees and train-
 28 ees, including travel, food,
 29 lodging, relocation, and other
 30 costs necessary and reasonable
 31 to enable the company to se-
 32 cure a qualified workforce;
 33 (viii) outside training fees;
 34 and (ix) the construction and
 35 equipping of career centers to
 36 assist citizens of the State
 37 in outreach, job search, as-
 38 sessments of individuals,
 39 placement assistance, labor
 40 market information, individual
 41 employment plans and counsel-
 42 ing, career planning, occupa-
 43 tional and vocational train-
 44 ing, and specific skills
 45 training. The above funds ap-
 46 propriated for workforce de-
 47 velopment shall be expended
 48 primarily for the training of
 49 Alabama residents. It is fur-
 50 ther the intent that contracts

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	with vendors to provide		
2	workforce training shall be		
3	inclusive and reflect the ra-		
4	cial and gender diversity of		
5	the state. The Office of		
6	Workforce Development shall		
7	report quarterly to the Chairs		
8	of the Senate Committee on		
9	Finance and Taxation - Educa-		
10	tion and the House Committee		
11	on Education Appropriation and		
12	the Legislative Fiscal Officer		
13	on any funds allocated for		
14	workforce training. Such re-		
15	port shall include a summary		
16	of the persons trained and the		
17	vendors providing the train-		
18	ing. The reports shall contain		
19	information including resi-		
20	dence, race and gender of the		
21	persons trained and of the		
22	principal or majority owner of		
23	the firm or business con-		
24	tracted with to provide the		
25	training services.		
26	23. Library Service, Alabama Pub-		
27	lic:		
28	(a) Public Library Service		
29	Program	7,097,639	1,709,984
			8,807,623
30	Of the above appropriation, a		
31	minimum of \$4,159,397 is to be		
32	distributed to public librar-		
33	ies within the state and		
34	\$263,622 shall be expended for		
35	Homework Alabama.		
36	(b) Special Grant Program ...	362,518	362,518
37	SOURCE OF FUNDS:		
38	(1) ETF	7,460,157	
39	(2) Federal and Local Funds .		1,709,984
40	Total Library Service, Alabama		
41	Public	7,460,157	1,709,984
			9,170,141
42	24. Marine Environmental Sciences		
43	Consortium/Dauphin Island Sea		
44	Lab:		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 (a) Support of Other Educa-			
2 tional Activities Program .	3,576,766	9,045,797	12,622,563
3 Of the above appropriation,			
4 \$81,709 shall be expended for			
5 the Mobile Bay National Estu-			
6 ary Program and \$81,709 shall			
7 be expended for the Missis-			
8 sippi-Alabama Sea Grant Con-			
9 sortium.			
10 SOURCE OF FUNDS:			
11 (1) ETF	3,576,766		
12 (2) Federal and Local Funds .		9,045,797	
13 Total Marine Environmental			
14 Sciences Consortium/Dauphin			
15 Island Sea Lab	3,576,766	9,045,797	12,622,563
16 25. Mathematics and Science, Ala-			
17 bama School of:			
18 (a) Financial Assistance Pro-			
19 gram	5,880,922	960,000	6,840,922
20 SOURCE OF FUNDS:			
21 (1) ETF	5,880,922		
22 (2) Federal and Local Funds .		960,000	
23 Total Mathematics and Science,			
24 Alabama School of	5,880,922	960,000	6,840,922
25 26. Medical Scholarship Awards,			
26 Board of:			
27 (a) Support of Other Educa-			
28 tional Activities Program .	1,062,926	400,000	1,462,926
29 To be expended under the pro-			
30 visions of the Code of Alabama			
31 1975, Sections 16-47-121			
32 through 16-47-129.			
33 SOURCE OF FUNDS:			
34 (1) ETF	1,062,926		
35 (2) Federal and Local Funds .		400,000	
36 Total Medical Scholarship			
37 Awards, Board of	1,062,926	400,000	1,462,926

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	27. Mental Health, Department of:		
2	(a) Institutional Treatment		
3	and Care of Mental Illness		
4			Program
	4,038,707		4,038,707
5	(b) Substance Abuse Program .		
	995,641		995,641
6	(c) Special Services Program		
	1,199,355		1,199,355
7	(d) Institutional Treatment		
8	and Care of Intellectually		
9			Disabled Program
	20,991,692		20,991,692
10	Of the above appropriation to		
11	the Department of Mental		
12	Health for the Institutional		
13	Treatment and Care of Intel-		
14	lectually Disabled Program,		
15	the sum of \$4,285,989 shall be		
16	used to fund ARC-type commu-		
17	nity-based programs, including		
18	the Montgomery Institute for		
19	Neurological Development for		
20	the intellectually disabled in		
21	Alabama and the sum of		
22	\$437,835 shall be allocated to		
23	Camp ASCCA.		
24	SOURCE OF FUNDS:		
25	(1) ETF-Transfer	27,225,395	
26	Total Mental Health, Depart-		
27	ment of	27,225,395	27,225,395
28			
29	28. Nursing, Alabama Board of:		
30	(a) Professional and Occupa-		
31	tional Licensing and Regula-		
32			tion Program
	237,725		237,725
33	The above appropriation shall		
34	be expended pursuant to the		
35	provisions of the Code of Ala-		
36	bama 1975, Sections 34-21-60		
37	through 34-21-63. Notwith-		
38	standing the limiting provi-		
39	sions of the Code of Alabama		
40	1975, Sections 34-21-60		
41	through 34-21-63, \$200,000 of		
42	the above appropriation shall		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	be expended exclusively for		
2	scholarships for advanced de-		
3	grees to train instructors to		
4	teach nursing classes in Ala-		
5	bama colleges and universi-		
6	ties.		
7	SOURCE OF FUNDS:		
8	(1) ETF	237,725	
9	Total Nursing, Alabama Board		
10	of	237,725	237,725
11	29. Optometric Scholarship		
12	Awards, Board of:		
13	(a) Support of Other Educa-		
14	tional Activities Program .	153,610	153,610
15	To be expended under the pro-		
16	visions of the Code of Alabama		
17	1975, Sections 34-22-60		
18	through 34-22-65.		
19	SOURCE OF FUNDS:		
20	(1) ETF	153,610	
21	Total Optometric Scholarship		
22	Awards, Board of	153,610	153,610
23	30. Peace Officers' Standards and		
24	Training Commission, Alabama:		
25	(a) Professional and Occupa-		
26	tional Licensing and Regula-		
27	tion Program	279,016	4,500,000
28	(b) Certified Law Enforcement		
29	Academy Program	382,813	450,000
30	Of the above appropriation for		
31	the Certified Law Enforcement		
32	Academy Program, \$382,813 of		
33	ETF monies included therein		
34	shall be expended as follows:		
35	Northeast Po-		
36	lice Academy .	99,531	
37	Alabama Peace		
38	Officers' Stan-		
39	dards and		
40	Training Com-		
41	mission Law En-	99,531	

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	forcement Acad-			
2	emy at			
3	Tuscaloosa ...			
4	Alabama Peace			
5	Officers' Stan-			
6	dards and			
7	Training Com-			
8	mission Law En-			
9	forcement Acad-			
10	emy - Baldwin			
11	County	99,531		
12	Alabama Police			
13	Academy	53,595		
14	Montgomery Po-			
15	lice Academy .	30,625		
16	SOURCE OF FUNDS:			
17	(1) ETF	661,829		
18	(2) Alabama Peace Officers'			
19	Standards and Training			
20	Fund-as provided in the Code			
21	of Alabama 1975, Sections			
22	36-21-40 through 36-21-51 .		4,950,000	
23	Total Peace Officers' Stan-			
24	dards and Training Commission,			
25	Alabama	661,829	4,950,000	5,611,829
26	31. Penny Trust Fund - Buskey			
27	Matching Funds:			
28	(a) Special Services Program,			
29	Estimated	352,267		352,267
30	SOURCE OF FUNDS:			
31	(1) ETF-Transfer	352,267		
32	Total Penny Trust Fund -			
33	Buskey Matching Funds	352,267		352,267
34	In accordance with Sections			
35	41-15A-10 through 41-15A-12,			
36	Code of Alabama 1975.			
37	32. Physical Fitness, State Com-			
38	mission on:			
39	(a) Advisory Services Program	1,065,138	18,846	1,083,984
40	SOURCE OF FUNDS:			

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	(1) ETF	1,065,138	
2	(2) Federal and Local Funds .		18,846
3	Total Physical Fitness, State		
4	Commission on	1,065,138	18,846
			1,083,984
5	33. Public Health, Department of:		
6	(a) Administration Services		
7	Program	911,763	911,763
8	(b) Continuing Education for		
9	EMT Personnel	1,470,731	1,470,731
10	With the above appropriation,		
11	the Department shall offer		
12	performance-based awards to		
13	regional EMS agencies for the		
14	purpose of providing continu-		
15	ing education to EMTs and		
16	strengthening the EMS infra-		
17	structure.		
18	(c) Public Health Services		
19	Program	12,156,839	12,156,839
20	Of the above appropriation,		
21	\$11,813,665 shall be expended		
22	for the continuation of the		
23	programs in Public School San-		
24	itation, licensure and certifi-		
25	cation, immunization activi-		
26	ties at the county level, pa-		
27	tient education and child		
28	health, immunization of		
29	pre-school children and stu-		
30	dents, dental health, tubercu-		
31	losis and nursing services,		
32	life skills educational train-		
33	ing in schools, vaccines to		
34	non-VFC-eligible children, and		
35	other public health purposes.		
36	Of the above appropriation,		
37	\$220,612 shall be expended for		
38	AIDS Alabama and \$122,562		
39	shall be expended for the Ala-		
40	bama Kidney Foundation.		
41	SOURCE OF FUNDS:		
42	(1) ETF	14,539,333	

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Total Public Health, Depart-		
2	ment of		
	14,539,333		14,539,333
3			
4	34. Rehabilitation Services, De-		
5	partment of:		
6	(a) Direct Client Services for		
7	the Handicapped Program ...		
	34,475,071		34,475,071
8	The proposed spending plan for		
9	the ETF monies included in the		
10	above program is as follows:		
11	Homebound 5,010,303		
12	Hemophilia ... 1,275,417		
13	Children's Re-		
14	habilitation		
15	Services 10,785,733		
16	Of the above appropriation the		
17	agency will pay to each hospi-		
18	tal the standard per diem paid		
19	by the state Medicaid Agency		
20	for services relating to		
21	scoliosis and spina bifida		
22	medical care.		
23	Education of		
24	Dependents of		
25	Blind Parents 10,635		
26	The above appropriation shall		
27	be allocated for reimbursement		
28	to every state institution of		
29	higher learning, college, uni-		
30	versity, community college, or		
31	junior college, in which bene-		
32	fits are given to dependents		
33	of blind parents under the		
34	provisions of Code of Alabama		
35	1975, Sections 16-33-1 through		
36	16-33-12.		
37	Rehabilitation		
38	Services 10,374,054		
39	Of the above appropriation,		
40	\$92,500 shall be expended for		
41	Teaching Children With Dis-		
42	abilities		
43	Early Interven-		
44	tion Program . 5,730,888		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Respite Related		
2	Services and		
3	Training	74,854	
4	Rehabilitation		
5	Projects	1,213,187	
6	SOURCE OF FUNDS:		
7	(1) ETF	34,475,071	
8	Total Rehabilitation Services,		
9	Department of	34,475,071	34,475,071
10	The above appropriation to the		
11	Department of Rehabilitation		
12	Services - Rehabilitation Pro-		
13	jects may be used to contract		
14	with providers of cerebral		
15	palsy services.		
16	35. Sickle Cell Oversight and		
17	Regulatory Commission, Ala-		
18	bama:		
19	(a) Support of Other Educa-		
20	tional Activities Program .	1,345,125	1,345,125
21	Of the above appropriation to		
22	the Alabama Sickle Cell and		
23	Regulatory Commission, the sum		
24	of \$28,597 shall be used to		
25	fund travel and other expenses		
26	of the Alabama Sickle Cell		
27	Oversight and Regulatory Com-		
28	mission and \$1,316,528 shall		
29	be used to fund university and		
30	community-based Sickle Cell		
31	programs which were funded		
32	from the ETF budget in FY		
33	2000. These funds shall be		
34	distributed proportionately to		
35	the distribution made in FY		
36	2003.		
37	SOURCE OF FUNDS:		
38	(1) ETF	1,345,125	
39	Total Sickle Cell Oversight		
40	and Regulatory Commission,		
41	Alabama	1,345,125	1,345,125
42	36. Space Science Exhibit Commis-		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	sion, Alabama:		
2	(a) Special Services Program	531,097	36,243,000
3	SOURCE OF FUNDS:		
4	(1) ETF	531,097	
5	(2) Federal and Local Funds		36,243,000
6	Total Space Science Exhibit		
7	Commission, Alabama	531,097	36,243,000
8	37. Supercomputer Authority, Ala-		
9	bama:		
10	(a) Information Technology		
11	Services Program	5,244,347	2,366,740
12	The above appropriation is to		
13	be expended in accordance with		
14	Sections 41-10-390 through		
15	41-10-406, Code of Alabama		
16	1975.		
17	SOURCE OF FUNDS:		
18	(1) ETF-Transfer	5,244,347	
19	(2) Supercomputer Revolving		
20	Fund, Estimated		2,366,740
21	Total Supercomputer Authority,		
22	Alabama	5,244,347	2,366,740
23			
24	38. Veterans' Affairs, Department		
25	of:		
26	(a) Administration of Veter-		
27	ans' Affairs Program	2,740,194	2,740,194
28	(b) Student Financial Aid Pro-		
29	gram, Estimated	17,205,339	17,205,339
30	For reimbursement to every		
31	state institution of higher		
32	learning, college, university,		
33	community college, junior col-		
34	lege or technical college in		
35	which benefits are given to		
36	veterans, their spouses, wid-		
37	ows, or children under the		
38	provisions of Code of Alabama		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	1975, Sections 31-6-1 through		
2	31-6-17.		
3	SOURCE OF FUNDS:		
4	(1) ETF	19,945,533	
5	Total Veterans' Affairs, De-		
6	partment of	19,945,533	19,945,533
7	39. Youth Services, Department		
8	of:		
9	(a) Financial Assistance Pro-		
10	gram (School District)	7,087,235	7,087,235
11	The above appropriation shall		
12	be expended by the Youth Ser-		
13	vices Department District in a		
14	manner consistent with the		
15	funding formula cooperatively		
16	established by the Youth Ser-		
17	vices Board and the State		
18	Board of Education pursuant to		
19	the provisions of the Code of		
20	Alabama 1975, Sections 44-1-70		
21	through 44-1-77.		
22	(b) Youth Services Program ..	49,915,142	49,915,142
23	(c) Special Programming for		
24	Achievement Network (SPAN)		
25	Program	4,827,979	4,827,979
26	SOURCE OF FUNDS:		
27	(1) ETF	61,830,356	
28	Total Youth Services, Depart-		
29	ment of	61,830,356	61,830,356
30	3C. Colleges and Universities:		
31	1. Alabama Agricultural and		
32	Mechanical University, Board		
33	of Trustees:		
34	(a) Operations and Maintenance		
35	and Program Support	31,541,539	63,905,086
36	Of the above appropriation,		
37	\$40,854 shall be expended for		
38	the Black Archives Museum.		
39	(b) Extension-Urban Affairs		
40	and Non-Traditional Land	4,067,170	4,067,170

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Grant Programs		
2	Pursuant to Knight v. Alabama		
3	Final Settlement Agreement.		
4	(c) Agricultural Research Sta-		
5			tion Fixed Costs 301,219 301,219
6	Pursuant to Knight v. Alabama		
7	Final Settlement Agreement.		
8			(d) Auxiliary Enterprises ... 12,755,366 12,755,366
9			(e) Restricted Funds 39,815,989 39,815,989
10	(f) Agricultural Research and		
11			Extension-State Match 1,226,904 1,226,904
12	SOURCE OF FUNDS:		
13			(1) ETF 37,136,832
14			(2) Federal Stimulus Funds,
15			estimated 3,360,117
16			(3) Federal and Other Funds . 113,116,324
17	Total Alabama Agricultural and		
18	Mechanical University, Board		
19			of Trustees 37,136,832 116,476,441 153,613,273
20	Of the above appropriation		
21	from Federal Stimulus Funds,		
22	estimated, \$333,226 shall be		
23	earmarked for the Exten-		
24	sion-Urban Affairs and		
25	Non-Traditional Land Grant		
26	Programs.		
27	2. Alabama A and M University,		
28	Board of Trustees-Miles Col-		
29	lege Consortium:		
30	(a) Alabama A and M Univer-		
31			sity-Miles College Consor-
32			tium 370,339 370,339
33	SOURCE OF FUNDS:		
34			(1) ETF 370,339
35	Total Alabama A and M Univer-		
36	sity, Board of Trustees-Miles		
37			College Consortium 370,339 370,339
38	3. Alabama State University,		
39	Board of Trustees:		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 (a) Operations and Maintenance			
2 and Program Support	43,524,170	66,868,202	110,392,372
3 The above appropriation for			
4 Operations and Maintenance			
5 includes funds for Health In-			
6 formation Management, Occupa-			
7 tional Therapy, Physical Ther-			
8 apy Programs, Title VI Program			
9 Enhancement, EdD in Educa-			
10 tional Leadership, Policy and			
11 Law, and Desegregation Plan-			
12 ning pursuant to the Knight vs			
13 Alabama Final Settlement			
14 Agreement. Of the above appro-			
15 priation, \$1,156,250 shall be			
16 expended for Cooperative Ef-			
17 forts to Enhance Community			
18 Educational Institutions;			
19 \$501,044 shall be expended for			
20 the Minority Technology Net-			
21 work and Center for Public			
22 Policy; and \$440,917 shall be			
23 expended for building renova-			
24 tions.			
25 (b) Auxiliary Enterprises ...		8,312,811	8,312,811
26 (c) Restricted Funds		45,413,185	45,413,185
27 SOURCE OF FUNDS:			
28 (1) ETF	43,524,170		
29 (2) Federal Stimulus Funds,			
30 estimated		3,259,874	
31 (3) Federal and Other Funds .		117,334,324	
32 Total Alabama State Univer-			
33 sity, Board of Trustees	43,524,170	120,594,198	164,118,368
34 4. Alabama, University of,			
35 Board of Trustees:			
36 (a) Operations and Maintenance			
37 and Program Support for the			
38 University of Alabama at			
39 Tuscaloosa	141,952,521	325,049,134	467,001,655
40 The President of the Univer-			
41 sity of Alabama shall imple-			
42 ment a Workforce Development			
43 plan utilizing the existing			
44 Minority Technology Network.			

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Of the above appropriation to		
2	the University of Alabama at		
3	Tuscaloosa, \$163,417 shall be		
4	expended for the Special Out-		
5	reach Program; and \$204,271		
6	shall be expended for the Ala-		
7	bama Center for Civic Life		
8	(the David Matthews Center).		
9	(b) Operations and Maintenance		
10	and Program Support for the		
11	University of Alabama at		
12	Birmingham	254,185,523	1,498,641,116
13	Of the above appropriation		
14	\$231,250 shall be transferred		
15	to Children's Hospital for the		
16	Diabetes Research Program;		
17	\$408,543 shall be expended for		
18	the Minority Business Train-		
19	ing-Economic Development Pro-		
20	gram; \$122,563 shall be ex-		
21	pended for the Gregory Fleming		
22	James Cystic Fibrosis Program;		
23	\$142,990 shall be expended for		
24	the High School Athletic		
25	Training Program; and \$142,677		
26	shall be expended for the		
27	Helen Keller Foundation.		
28	(c) Operations and Maintenance		
29	and Program Support for the		
30	University of Alabama in		
31	Huntsville	44,024,506	67,826,644
32	Of the above appropriation		
33	\$1,850,000 shall be expended		
34	for curriculum development,		
35	research support, and special-		
36	ized equipment for Robotics		
37	and Controls Research and Edu-		
38	cation; and \$92,500 shall be		
39	expended for the Climatology		
40	Program.		
41	(d) Special Mental Health and		
42	Chauncey Sparks Center for		
43	Developmental and Learning		
44	Disorders, University of		
45	Alabama at Birmingham	3,512,347	3,512,347
46	(e) School of Optometry		
47	Fund-Transfer to University		
48	of Alabama at Birmingham	70,000	70,000

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	School of Optometry, esti-		
2	mated		
3	(f) Auxiliary Enterprises ...	141,050,622	141,050,622
4	(g) Restricted Funds	594,412,937	594,412,937
5	(h) University of Alabama at		
6	Birmingham Cancer Center ..	4,177,863	4,177,863
7	SOURCE OF FUNDS:		
8	(1) ETF	447,852,760	
9	(2) Federal Stimulus Funds,		
10	estimated	43,794,937	
11	(3) Federal and Other Funds .	2,583,255,516	
12	Total Alabama, University of,		
13	Board of Trustees	447,852,760	2,627,050,453
			3,074,903,213
14	5. Auburn University, Board of		
15	Trustees:		
16	(a) Operations and Maintenance		
17	and Program Support, Auburn		
18	University	156,216,021	368,088,309
19	Of the above appropriation,		
20	\$110,304 shall be expended to		
21	provide economic research ser-		
22	vices to the State of Alabama,		
23	Department of Finance; \$61,281		
24	shall be expended for the		
25	Jules Collins Smith Art Mu-		
26	seum; \$40,854 shall be ex-		
27	pended for the Ralph Brown		
28	Draughon Library; and \$92,500		
29	shall be expended for Special		
30	Outreach..		
31	(b) Auxiliary Enterprises ...	110,267,144	110,267,144
32	(c) Restricted Funds	114,293,029	114,293,029
33	(d) Operations and Maintenance		
34	and Program Support, Alabama		
35	Agricultural Experiment Sta-		
36	tion	30,968,224	36,643,531
37	Of the above appropriation,		
38	\$147,073 shall be expended for		
39	fire ant eradication/research		
40	at the Department of Entomol-		
41	ogy. Of the above appropria-		
42	tion, \$290,854 shall be ex-		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	pended for Poultry Technology		
2	Center/Poultry Research.		
3	(e) Operations and Maintenance		
4	and Program Support, Alabama		
5	Cooperative Extension System		
6	31,795,664	28,941,604	60,737,268
7	(f) Operations and Maintenance		
8	and Program Support, Auburn		
9	University at Montgomery .		
	23,782,791	52,710,434	76,493,225
10	Of the above appropriation to		
11	Auburn University at Montgom-		
12	ery, \$300,673 shall be ex-		
13	pended for the Statewide Eco-		
14	nomic Resources Initiative		
15	Education Support		
16	(S.E.R.I.E.S.) Program to pro-		
17	vide a statewide economic im-		
18	pact education support system		
19	dedicated to providing techno-		
20	logical capabilities to gov-		
21	ernment agencies; \$110,304		
22	shall be expended for the fur-		
23	ther implementation of SMART		
24	Governing; and \$110,304 shall		
25	be expended for the GAAT/CPM		
26	Program; \$163,418 shall be		
27	expended for the Judicial Col-		
28	lege; \$715,000 shall be ex-		
29	pended for the Senior Resource		
30	Center; and \$250,000 shall be		
31	expended for the Rural Eco-		
32	nomic Development Program.		
33	SOURCE OF FUNDS:		
34	(1) ETF	242,762,700	
35	(2) Federal Stimulus Funds,		
36	estimated	25,883,408	
37	(3) Federal and Other Funds .	685,060,643	
38	Total Auburn University, Board		
39	of Trustees		
	242,762,700	710,944,051	953,706,751
40	6. Education, State Board of -		
41	Athens State University:		
42	(a) Operations and Maintenance		
43	and Program Support		
	11,142,158	15,274,646	26,416,804
44	(b) Auxiliary Enterprises ...		
		96,898	96,898

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	(c) Restricted Funds	19,610,082	19,610,082
2	SOURCE OF FUNDS:		
3	(1) ETF	11,142,158	
4	(2) Federal Stimulus Funds,		
5	estimated	964,566	
6	(3) Federal and Other Funds .	34,017,060	
7	Total Education, State Board		
8	of - Athens State University	11,142,158	34,981,626
9	7. Jacksonville State Univer-		
10	sity, Board of Trustees:		
11	(a) Operations and Maintenance		
12	and Program Support	36,811,515	54,259,501
13	Of the above appropriation,		
14	\$1,325,609 shall be expended		
15	by the Alabama Small Business		
16	Institute of Commerce;		
17	\$204,268 shall be expended for		
18	the Wellness Initiative; and		
19	\$204,271 shall be expended for		
20	the Little River Canyon Field		
21	School.		
22	(b) Auxiliary Enterprises ...		8,062,084
23	(c) Restricted Funds		9,181,572
24	(d) Alabama Film Initiative		
25	Program	462,500	462,500
26	SOURCE OF FUNDS:		
27	(1) ETF	37,274,015	
28	(2) Federal Stimulus Funds,		
29	estimated	3,343,660	
30	(3) Federal and Other Funds .	68,159,497	
31	Total Jacksonville State Uni-		
32	versity, Board of Trustees ..	37,274,015	71,503,157
33	8. Montevallo, University of,		
34	Board of Trustees:		
35	(a) Operations and Maintenance		
36	and Program Support	17,792,894	24,106,656
37	(b) Auxiliary Enterprises ...		4,518,574
38	(c) Restricted Funds		11,620,847

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	SOURCE OF FUNDS:		
2	(1) ETF	17,792,894	
3	(2) Federal Stimulus Funds,		
4	estimated		1,615,160
5	(3) Federal and Other Funds .		38,630,917
6	Total Montevallo, University		
7	of, Board of Trustees	17,792,894	40,246,077
8	9. North Alabama, University		
9	of, Board of Trustees:		
10	(a) Operations and Maintenance		
11	and Program Support	25,105,160	42,466,199
12	(b) Auxiliary Enterprises ...		9,598,878
13	(c) Restricted Funds		9,061,429
14	SOURCE OF FUNDS:		
15	(1) ETF	25,105,160	
16	(2) Federal Stimulus Funds,		
17	estimated		2,214,246
18	(3) Federal and Other Funds .		58,912,260
19	Total North Alabama, Univer-		
20	sity of, Board of Trustees ..	25,105,160	61,126,506
21	10. South Alabama, University of,		
22	Board of Trustees:		
23	(a) Operations and Maintenance		
24	and Program Support	100,022,234	431,578,337
25	Of the above appropriation,		
26	\$300,000 shall be expended for		
27	the C.P. Newdome Foundation.		
28	(b) Auxiliary Enterprises ...		18,875,768
29	(c) Restricted Funds		65,893,819
30	SOURCE OF FUNDS:		
31	(1) ETF	100,022,234	
32	(2) Federal Stimulus Funds,		
33	estimated		10,768,819
34	(3) Federal and Other Funds .		505,579,105

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Total South Alabama, Univer-		
2	sity of, Board of Trustees ..		
	100,022,234	516,347,924	616,370,158
3	11. Troy University, Board of		
4	Trustees:		
5	(a) Operations and Maintenance		
6	and Program Support		
	45,086,510	178,316,821	223,403,331
7	Of the above appropriation,		
8	\$133,354 shall be expended for		
9	the Interpreter's Program;		
10	\$40,854 shall be expended for		
11	the Center for International		
12	Business and Economic Develop-		
13	ment; and \$40,854 shall be		
14	expended as an additional al-		
15	location for the Phenix City		
16	Campus		
17	(b) Auxiliary Enterprises ...		
		13,920,457	13,920,457
18	(c) Restricted Funds		
		16,665,311	16,665,311
19	SOURCE OF FUNDS:		
20	(1) ETF		
	45,086,510		
21	(2) Federal Stimulus Funds,		
22	estimated		
		4,599,282	
23	(3) Federal and Other Funds .		
		204,303,307	
24	Total Troy University, Board		
25	of Trustees		
	45,086,510	208,902,589	253,989,099
26	12. West Alabama, University of,		
27	Board of Trustees:		
28	(a) Operations and Maintenance		
29	and Program Support		
	13,462,010	12,805,801	26,267,811
30	Of the above appropriation,		
31	\$712,012 shall be expended for		
32	the Alabama Medical Education		
33	Consortium; \$204,271 shall be		
34	expended for the Economic and		
35	Small Business Development		
36	Program; \$102,136 for the Re-		
37	gional Wellness and Fitness		
38	Center; \$36,769 shall be ex-		
39	pended for the National Young		
40	Farmers Educational Associa-		
41	tion; \$281,945 shall be ex-		
42	pended for the Black Belt		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Treasures Initiative; and		
2	\$69,000 for the Office of In-		
3	ternational Programs.		
4	(b) Auxiliary Enterprises ...	3,765,212	3,765,212
5	(c) Restricted Funds	1,857,760	1,857,760
6	SOURCE OF FUNDS:		
7	(1) ETF	13,462,010	
8	(2) Federal Stimulus Funds,		
9	estimated	1,203,971	
10	(3) Federal and Local Funds .	17,224,802	
11	Total West Alabama, University		
12	of, Board of Trustees	13,462,010	18,428,773
13	3D. Other:		
14	1. Deaf and Blind, Alabama In-		
15	stitute for, Board of Trust-		
16	ees:		
17	(a) Adult Programs	9,349,612	6,659,444
18	(b) Children and Youth Pro-		
19	grams	25,793,024	3,423,185
20	(c) Industries for the Blind	7,967,304	23,920,944
21	SOURCE OF FUNDS:		
22	(1) ETF	43,109,940	
23	(2) Federal and Other Funds .		34,003,573
24	Total Deaf and Blind, Alabama		
25	Institute for, Board of Trust-		
26	ees	43,109,940	34,003,573
27	2. Knight v. Alabama - Finan-		
28	cial Obligations:		
29	(a) Support of State Universi-		
30	ties Program, Estimated ...	5,295,742	5,295,742
31	Pursuant to the Settlement		
32	Agreement and Final Order in		
33	the Knight v. Alabama case		
34	CV-83-M-1676, the appropria-		
35	tion above includes the fol-		
36	lowing:		
37	Alabama State		
38	University	1,000,000	

	Education Trust	Earmarked Funds	Appropriation To-
	Fund		tal

1	-Trust for Edu-		
2	cational Excel-		
3	lence Matching		
4	Funds of up to		
5	.....	
6	To provide up to \$1,000,000 to		
7	the extent same has been		
8	matched by gifts, grants, and		
9	contributions to the Trust.		
10	Alabama A & M		
11	University		
12	-Trust for Edu-		
13	cational Excel-		
14	lence Matching		
15	Funds of up to	1,000,000	
16	To provide up to \$1,000,000 to		
17	the extent same has been		
18	matched by gifts, grants, and		
19	contributions to the Trust.		
20	Alabama State		
21	University-for		
22	Scholarships to		
23	Diversify Funds		
24	of up to	1,000,000	
25	To provide up to \$1,000,000		
26	pursuant to the requirements		
27	of the Settlement Agreement		
28	and Final Order. Any funds		
29	remaining after the payment of		
30	the scholarships shall be		
31	transferred to the Alabama		
32	Commission on Higher Educa-		
33	tion-Alabama Student Assis-		
34	tance Program fund and shall		
35	not revert to the ETF at the		
36	end of the fiscal year.		
37	Alabama A & M		
38	University-for		
39	Scholarships to		
40	Diversify Funds		
41	of up to	1,000,000	
42	To provide up to \$1,000,000		
43	pursuant to the requirements		
44	of the Settlement Agreement		
45	and Final Order. Any funds		
46	remaining after the payment of		
47	the scholarships shall be		
48	transferred to the Alabama		

	<u>Education Trust</u>	<u>Earmarked Funds</u>	<u>Appropriation To-</u>
	<u>Fund</u>		<u>tal</u>
1	Commission on Higher Educa-		
2	tion-Alabama Student Assis-		
3	tance Program fund and shall		
4	not revert to the ETF at the		
5	end of the fiscal year.		
6	PhD in Microbi-		
7	ology	1,295,742	
8	Based on funding formula cal-		
9	culations provided by the Ala-		
10	bama Commission on Higher Edu-		
11	cation. This appropriation is		
12	the fifth year of eight years		
13	of funding for this program.		
14	SOURCE OF FUNDS:		
15	(1) ETF	5,295,742	
16	Total Knight v. Alabama - Fi-		
17	nancial Obligations	5,295,742	5,295,742
18	To be allocated and expended		
19	in accordance with the Final		
20	Order and Settlement Agreement		
21	in Knight v. Alabama, Civil		
22	Action CV 83-M-1676, 900 F		
23	Supp 272.		

24 Section 4. In addition to all other appropriations,
25 there is hereby appropriated \$8,940,252 from the Education
26 Trust Fund representing the remaining 50% of the interest in-
27 come accumulated at the rate of 6% from FY 1992 through FY
28 2002 for the K-12 school systems that did not receive alloca-
29 tions of interest from their Sixteenth Section Land Grants
30 held in trust by the State of Alabama, to be conditioned upon
31 the availability of funds, the recommendation of the Finance
32 Director, and approval of the Governor. This conditional ap-
33 propriation is pursuant to the Class Settlement Agreement

1 signed by the Covington County Circuit Court on December 9,
2 2004.

		Distribution of
3	School System Name	Interest
4	Autauga County	\$2,152
5	Baldwin County	55,478
6	Barbour County	341
7	Bibb County	13,475
8	Blount County	5,573
9	Calhoun County	567,608
10	Piedmont City	120
11	Cherokee County	35,893
12	Chilton County	19,172
13	Choctaw County	254,676
14	Clarke County	265,845
15	Thomasville City	17,620
16	Clay County	273
17	Cleburne County	1,819
18	Coffee County	15,199
19	Elba City	303
20	Enterprise City	271

1	Colbert County	862,096
2	Muscle Shoals City	58,834
3	Sheffield City	10,699
4	Tuscumbia City	56,553
5	Conecuh County	46
6	Coosa County	7,812
7	Covington County	1,335,886
8	Andalusia City	188,267
9	Opp City	161,250
10	Cullman County	95,546
11	Dale County	1,177
12	Daleville City	892
13	Dallas County	2,471
14	Selma City	1,266
15	DeKalb County	16,101
16	Fort Payne City	1,420
17	Elmore County	19,248
18	Tallassee City	1,156
19	Escambia County	249,835
20	Brewton City	20,523
21	Etowah County	107
22	Gadsden City	29

1	Fayette County	29,036
2	Franklin County	622,371
3	Russellville City	130,179
4	Geneva County	510,370
5	Geneva City	41,626
6	Greene County	258,426
7	Hale County	19,343
8	Henry County	32,646
9	Houston County	107,277
10	Dothan City	649
11	Jackson County	123,983
12	Scottsboro City	2,034
13	Jefferson County	1,320,529
14	Birmingham City	297
15	Lamar County	1,621
16	Lauderdale County	271,761
17	Florence City	18,953
18	Lawrence County	5,169
19	Limestone County	285
20	Athens City	6,630
21	Lowndes County	1,210
22	Macon County	13,766

1	Madison County	61
2	Huntsville City	522
3	Madison City	108
4	Marengo County	113,077
5	Demopolis City	2,559
6	Linden City	36,318
7	Marion County	343,220
8	Winfield City	31,151
9	Marshall County	11,001
10	Guntersville City	102
11	Monroe County	10,760
12	Montgomery County	117
13	Morgan County	603
14	Decatur City	66,869
15	Perry County	2,074
16	Pickens County	1,717
17	Pike County	83
18	Randolph County	6,074
19	Roanoke City	852
20	Russell County	107
21	Phenix City	21
22	Saint Clair County	22,582

1	Pell City	89
2	Shelby County	6,914
3	Sumter County	41,067
4	Talladega County	201
5	Sylacauga City	48
6	Talladega City	28
7	Tallapoosa County	15
8	Tuscaloosa County	10,950
9	Tuscaloosa City	41
10	Walker County	346
11	Washington County	303,595
12	Wilcox County	30,619
13	Winston County	26,025
14	Haleyville City	5,143

15 Section 5. In addition to all other appropriations,
16 there is hereby appropriated from the Education Trust Fund the
17 following amounts to be conditioned upon the availability of
18 funds, the recommendation of the Director of Finance, and the
19 approval of the Governor:

20	Entity	Appropriation
21	a. Department of Education-for the Al-	\$5,000,000

Alabama Reading Initiative

Department of Education-for the Al-
abama Math/Science/Technology Ini-

22 b. tiative \$5,000,000

Department of Education-for Dis-
tance Learning (ACCESS)

23 c. \$5,000,000

Foundation Program/Local Boards of
Education - Other Current Expense

24 d. \$20,000,000

Foundation Program/Local Boards of
Education - Transportation Program

25 e. \$10,000,000

Department of Education-for Ad-
vanced Placement

26 f. \$1,000,000

Department of Education-Teacher Re-
cruitment Incentives

27 g. \$2,000,000

Department of Education-Teacher
Mentoring

28 h. \$1,000,000

Department of Human Resources

29 i. \$5,000,000

30 Section 6. The appropriations made herein to an
31 agency or entity are for the valid purposes and/or operation
32 and maintenance of that agency or entity. There shall be no
33 pass-through appropriation by that agency or entity at the
34 direction of any member of the legislative, executive or
35 judicial branch of government. The director of any agency or

1 entity that is directed by a member of the legislative,
2 executive or judicial branch of government to pass-through an
3 appropriation to another state or non-state entity shall
4 report such directive to the Governor, the Chairs of the House
5 Education Appropriations Committee and the Senate Finance and
6 Taxation-Education Committee. Nothing in this section is
7 intended to prohibit a legislator or any other person from
8 asking for or asking about the status of a project that falls
9 within the legal purpose or function of that agency.

10 Section 7. In addition to the appropriations herein
11 made, all gifts, grants, contributions, insurance proceeds or
12 entitlements, in excess of the amount carried in this act,
13 including grants by the Congress of the United States,
14 municipalities or counties, to any department, division,
15 board, bureau, commission, agency, institution, office or
16 officer of the State of Alabama are hereby appropriated and,
17 in the event the same are recurring, are reappropriated to
18 such department, division, board, bureau, commission, agency,
19 institution, office or officer to be used only for the purpose
20 or purposes for which the grant or contribution was or shall
21 be made. Further, all state, county, municipal and educational
22 entities are authorized to disburse such sums as deemed
23 necessary by mutual agreement between said entities and the
24 State of Alabama, Department of Examiners of Public Accounts
25 to partially defray the cost of auditing services performed by
26 said agency. All such sums are hereby appropriated and

1 reappropriated if necessary to the Department of Examiners of
2 Public Accounts for audit services, to be expended through the
3 fund established by Section 41-5-24, Code of Alabama 1975.

4 Section 8. The State Superintendent of Education
5 shall make requisitions to the State Comptroller in favor of
6 the proper beneficiary in accordance with the law and rules
7 and regulations governing the expenditure or disbursement of
8 any and all funds appropriated to the State Department of
9 Education and/or the State Board of Education in this act,
10 whereupon the Comptroller shall issue his warrant therefor.
11 All other appropriations in this act shall be paid after
12 proper requisitions are made to the State Comptroller in the
13 manner now provided by law.

14 Section 9. Nothing in this act shall be construed to
15 affect or repeal any law authorizing or permitting any
16 college, school or other education or eleemosynary institution
17 of the State to receive, collect or disburse any fees,
18 tuitions, charges, sales, endowments, trusts or income
19 therefrom, which are now or may hereafter be authorized to
20 receive, collect or disburse. The receiving college, school or
21 institution shall further maintain separate accounts for such
22 receipts or shall maintain a system of accounting which will
23 show a cash flow of such receipts received under the provision
24 of this appropriation.

25 Section 10. The appropriations made herein to the
26 departments, boards, offices, commissions, and agencies

1 include the amount necessary and said departments, boards,
2 offices, commissions, and agencies are hereby directed to make
3 the transfer of funds to the State Personnel Department in the
4 amounts enumerated in the general appropriations act for the
5 fiscal year ending September 30, 2011. All agencies and
6 institutions enumerated in this act that receive services from
7 other governmental agencies enumerated in this act or the
8 general appropriations act shall make full payment in a timely
9 manner (as determined by the Department of Finance) for such
10 services.

11 Section 11. All encumbered balances of a previous
12 fiscal year appropriation other than the exclusions authorized
13 by the Code of Alabama 1975, Section 41-4-93, shall lapse no
14 later than September 30 of the fiscal year immediately
15 following the fiscal year for which the appropriation was made
16 and shall revert to the credit of the Education Trust Fund or
17 earmarked fund from which the appropriation or appropriations
18 were made.

19 Section 12. Upon certification to the Director of
20 Finance by the State Attorney General that a federal court has
21 ordered the State of Alabama to pay claims, attorney fees, or
22 other costs relating to said court order, funds are hereby
23 appropriated to the affected department, board, bureau, or
24 commission in the amount necessary to satisfy that court
25 order. Such appropriations are in addition to any other
26 appropriation heretofore or hereafter made in this

1 appropriation act. Such appropriations are conditioned upon
2 the availability of funds and a determination by the Director
3 of Finance that other current appropriations are not available
4 for court-ordered payments.

5 Section 13. All state-mandated and state-funded
6 salary increases and fringe benefits for Child Nutrition
7 Program workers shall be fully-funded from the Foundation
8 Program appropriation in this act, and shall therefore be
9 subsequently fully-funded by all local boards of education
10 from funds provided in this act from Other Current Expense and
11 not from funds generated by the Child Nutrition Program unless
12 the local school system's Child Nutrition Program has in
13 excess of a three-month operating reserve. Before any funds
14 may be utilized by the local board of education to pay for
15 salary or fringe benefits, the State Department of Education
16 Child Nutrition Program Administrator shall conduct an
17 analysis of each local board of education's Child Nutrition
18 Program, and certify that the program meets the three-month
19 balance as of the end of the previous fiscal year and shall
20 therefore insure that the use of the funds in excess of a
21 three-month balance will not be detrimental to the local Child
22 Nutrition Program. The State Department of Education Child
23 Nutrition Program Administrator shall certify to the State
24 Superintendent of Education that funds utilized in excess of a
25 three-month balance as of the end of the previous fiscal year
26 are in excess of any funds contained in an approved corrective

1 plan submitted by the local school system's Child Nutrition
2 Program for expenditures at each applicable school site for
3 facilities, equipment, personnel, and/or salary schedule
4 adjustments. It is the intent that no employee shall suffer a
5 reduction of hours, benefits, compensation, or termination of
6 employment, and that no local Child Nutrition Program services
7 shall be contracted out as a result of this section. It is
8 further the intent of the Legislature that the State
9 Department of Education shall help to develop a plan to
10 eliminate any financial deficiencies that may arise in a local
11 Child Nutrition Program as a result of this section, and that
12 disputes which may arise regarding corrective action plans are
13 to be resolved by the State Department of Education
14 consolidated monitoring teams. The State Department of
15 Education shall give an annual report to the Legislature, the
16 Chair of the House Education Appropriations Committee, the
17 Chair of the Senate Finance and Taxation-Education Committee,
18 and the Legislative Fiscal Officer one month prior to each
19 regular session of the Legislature on the impact of this
20 section on the local Child Nutrition Programs.

21 Section 14. For FY 2011, local boards of education
22 may exercise flexibility among line item expenditures, not to
23 exceed 20% in any line item and not to create a reduction of
24 earned teacher units and/or local board of education support
25 personnel.

1 Section 15. This Act anticipates \$0 in an
2 unappropriated or unanticipated ending balance in the
3 Education Trust Fund. Notwithstanding Section 40-1-32.1 or any
4 other law, if FY 2011 ends with a balance in the ETF, 37.5% of
5 any ending balance must be transferred by the Director of
6 Finance to the Statutory Proration Prevention Account in
7 Section 40-1-32.1, Code of Alabama and 37.5% must be
8 transferred by the Director of Finance toward the repayment of
9 the Rainy Day Account as provided for in Amendment 803 to the
10 Alabama Constitution.

11 Section 16. No funds provided herein for the public
12 schools shall be used for the payment of any salaries of
13 personnel which are not under the direct control, employment,
14 and supervision of local boards of education; provided,
15 however, that this section shall not apply to the
16 construction, renovation, or major repair of buildings or
17 other capital improvements which are beyond the capacity of
18 regular employees to perform.

19 Section 17. Any amounts that may become due and
20 payable of Public School and College Authority Swaptions are
21 hereby authorized to be paid in the same manner as other debt
22 service on Public School and College Authority bonds,
23 including items such as court costs and attorney fees
24 associated with swaption litigation.

25 Section 18. Notwithstanding any other provisions of
26 this act or any other act, any amount from appropriations for

1 the fiscal year ending September 30, 2010 to the various state
2 agencies and institutions in this act which are unexpended and
3 reverted on September 30, 2010 are hereby reappropriated to
4 the respective offices for the fiscal year beginning October
5 1, 2010.

6 Section 19. If merit pay increases are reinstated
7 after December 31, 2010, current anniversary dates will be
8 maintained for all employees. Agencies are prohibited from
9 adjusting employee anniversary dates to obtain merit pay
10 increases at an earlier date.

11 Section 20. The appropriations made herein to the
12 departments, boards, offices, commissions and agencies include
13 the amounts necessary to pay the State Employee Health
14 Insurance Board (SEIB). The SEIB rate shall be \$805 per month
15 for each full-time employee for the fiscal year ending
16 September 30, 2011. The SEIB shall adjust the insurance
17 program wherever appropriate to maintain the aforementioned
18 fixed rate.

19 Section 21. There is hereby conditionally
20 appropriated any federal funds made available to Alabama from
21 any additional federal stimulus funds provided by Congress.
22 Any such funds should be apportioned by the Director of
23 Finance according to the division of funds between higher
24 education and K-12 as provided for in this Act unless the
25 distribution is otherwise provided by Congress. The first
26 priority conditional for the K-12 share of federal jobs funds

1 shall be to distribute \$33,040,170 for fleet renewal. The
2 second priority conditional shall be to distribute the
3 remainder of any K-12 federal jobs funds through the Other
4 Current Expense formula in the Foundation Program.

5 Section 22. If any section, paragraph, sentence,
6 clause, provision or portion of this act or all or any portion
7 of the appropriations herein made is held unconstitutional or
8 invalid, it shall not affect any other section, paragraph,
9 sentence, clause, provision or portion of this act or any
10 other appropriation or appropriations or portion thereof
11 hereby made not in and of itself unconstitutional or invalid.

12 Section 23. All laws or parts of laws, general,
13 special, private or local in conflict with or inconsistent
14 with the provisions of this act are hereby expressly repealed.

15 Section 24. This act shall become effective on
16 October 1, 2010.

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House of Representatives

Read for the first time and re-
ferred to the House of Representa-
tives committee on Education Appro-
priations 14-JAN-10

Read for the second time and placed
on the calendar with 1 substitute
and 25-MAR-10

Read for the third time and passed
as amended 30-MAR-10

Yeas 104, Nays 0, Abstains 0

Greg Pappas
Clerk