



1 SB132
2 126387-1
3 By Senator Pittman
4 RFD: Finance and Taxation Education
5 First Read: 01-MAR-11



1 126387-1 : e : 02/28/2011 : EBO-DT / dt

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SYNOPSIS: This bill makes 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, 2012.

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, 2012.

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, 2012, 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



1 (a), (b), (c), and (d) of Section 3 and Sections 4, 5, 11 and
2 15 of this act. For the purpose specified in subsection (b) of
3 Section 2 of this act, amounts are shown by programmatic area
4 and the total for all programs is shown so as to include
5 estimated sources of funds other than those listed in
6 subsection (a) of Section 2 of this act. For the purpose of
7 this act, "ETF" shall mean the Education Trust Fund and
8 "Federal and Local Funds" shall mean all gifts, grants,
9 contributions, or entitlements, including grants by the
10 Congress of the United States, municipalities or counties.

11 Section 2. (a) The appropriations provided for in
12 this act shall be paid from funds in the State Treasury to the
13 credit of the Education Trust Fund, Alabama Peace Officers'
14 Standards and Training Fund, Impaired Drivers Trust Fund,
15 Driver Education and Training Fund, Special Education
16 Catastrophic Fund, Alabama Veterans Assistance Fund, and
17 Public School Fund and are hereby made for the support of
18 public education in Alabama for the fiscal year ending
19 September 30, 2012, and the appropriations herein made shall
20 be subject to the provisions, terms, conditions and
21 limitations of the Budget and Financial Control Act (Code of
22 Alabama 1975, Sections 41-4-80 et seq.), the provisions of the
23 Budget Management Act of 1976 (Code of Alabama 1975, Sections
24 41-19-1 et seq.), and shall be in the amounts hereinafter
25 specified.

26 (b) Amounts shown hereinunder the columns "Earmarked
27 Funds" and "Appropriation Total" are as set forth for the



1 purpose of establishing amounts estimated to be available by
 2 programmatic area from sources other than those listed in
 3 subsection (a) of this Section 2, in order, upon consideration
 4 of such other funds so estimated to be available, to promote
 5 the accountability for an efficient use of funds available,
 6 and the same are hereby appropriated by the Legislature.
 7 Provided, however, that regardless of the ending date of any
 8 pay period which has been or may be established by the
 9 Legislature for the payment of salaries of state employees,
 10 the entire payment due shall be made from the fiscal year's
 11 appropriation in which the pay date falls.

12 Section 3.

	Education Trust Fund	Earmarked Funds	Appropriation Total
13			
14 3A. Legislative Branch:			
15 1. Examiner of Public Accounts:			
16	(a) Audit Services Program ..	6,684,512	6,684,512
17 SOURCE OF FUNDS:			
18	(1) ETF	6,684,512	
19	Total Examiner of Public Ac-		
20	counts	6,684,512	6,684,512

21 The above appropriation shall
22 be used for educational au-
23 dits. The Department of Exam-
24 iners of Public Accounts is
25 hereby authorized to examine
26 as deemed necessary all appro-
27 priations herein made for com-
28 pliance with the laws of the
29 State of Alabama. Any examina-
30 tion performed shall be in
31 accordance with the provisions
32 of Title 41, Chapter 5, Code
33 of Alabama 1975. State enti-



	Education Trust Fund	Earmarked Funds	Appropriation Total
1	ties are hereby authorized to		
2	reimburse the Examiner of Pub-		
3	lic Accounts the full cost for		
4	auditing funds from the Ameri-		
5	can Recovery and Reinvestment		
6	Act of 2009 and such funds are		
7	hereby appropriated to the		
8	Examiners of Public Accounts.		
9	2. Law Institute, Alabama:		
10	(a) Support of Other Educa-		
11		261,882	261,882
12	SOURCE OF FUNDS:		
13	(1) ETF	261,882	
14	Total Law Institute, Alabama	261,882	261,882
15	3. Legislative Fiscal Office:		
16	(a) Legislative Operations and		
17		336,013	336,013
18	SOURCE OF FUNDS:		
19	(1) ETF	336,013	
20	Total Legislative Fiscal Of-		
21	fice	336,013	336,013
22	4. Legislative Reference Ser-		
23	vice:		
24	(a) Legislative Operations and		
25		96,684	96,684
26	SOURCE OF FUNDS:		
27	(1) ETF	96,684	
28	Total Legislative Reference		
29	Service	96,684	96,684
30	This appropriation to the Leg-		
31	islative Reference Service		
32	shall be expended for the re-		
33	vision of Title 16 of the Code		
34	of Alabama 1975.		
35	3B. Executive Branch:		
36	1. American Legion and Auxil-		
37	iary Scholarships:		



	Education Trust Fund	Earmarked Funds	Appropriation Total
1 (a) Financial Assistance Pro-			
2 gram, Estimated	112,500		112,500
3 SOURCE OF FUNDS:			
4 (1) ETF	112,500		
5 Total American Legion and Aux-			
6 iliary Scholarships	112,500		112,500
7 To be expended under the pro-			
8 visions of Code of Alabama			
9 1975, Sections 16-31-1 through			
10 16-31-4.			
11 2. Archives and History, De-			
12 partment of:			
13 (a) Historical Resources Man-			
14 agement Program	3,238,520		3,238,520
15 SOURCE OF FUNDS:			
16 (1) ETF	3,238,520		
17 Total Archives and History,			
18 Department of	3,238,520		3,238,520
19 The above appropriation shall			
20 be expended to support the			
21 educational functions of Ar-			
22 chives and History.			
23 3. Arts, State Council on the:			
24 (a) Fine Arts Program	3,365,141	893,500	4,258,641
25 SOURCE OF FUNDS:			
26 (1) ETF	3,365,141		
27 (2) Federal and Local Funds .		893,500	
28 Total Arts, State Council on			
29 the	3,365,141	893,500	4,258,641
30 4. Building Commission, State:			
31 (a) Special Services Program	509,720		509,720
32 SOURCE OF FUNDS:			
33 (1) ETF-Transfer	509,720		
34 Total Building Commission,	509,720		509,720



	Education Trust Fund	Earmarked Funds	Appropriation Total
1	State		
2	5. Child Abuse and Neglect Pre-		
3	vention, Department of:		
4	(a) Social Services Program .	1,151,967	1,151,967
5	In accordance with Sections		
6	26-16-1 et seq., Code of Ala-		
7	bama 1975.		
8	SOURCE OF FUNDS:		
9	(1) ETF-Transfer	1,151,967	
10	Total Child Abuse and Neglect		
11	Prevention, Department of ...	1,151,967	1,151,967
12	6. Children's Affairs, Depart-		
13	ment of:		
14	(a) Social Services Program .	18,032,545	18,032,545
15	The proposed spending plan for		
16	the ETF monies included in the		
17	above program is as follows:		
18	Office of		
19	School Read-		
20	ness	17,825,502	
21	Operations and		
22	Maintenance ..	207,043	
23	SOURCE OF FUNDS:		
24	(1) ETF	18,032,545	
25	Total Children's Affairs, De-		
26	partment of	18,032,545	18,032,545
27	7. Debt Service:		
28	(a) General Obligation Bonds,		
29	Series 2010-A, or subsequent		
30	refunding issue, Estimated	2,453,890	2,453,890
31	(b) General Obligation Bonds,		
32	Series 2005-A, Estimated ..	5,998,298	5,998,298
33	(c) Payments on Endowments ..	81,880	81,880
34	Payments on endowments shall		
35	be as follows:		
36	For interest on Auburn Univer-		
37	sity Endowment ...20,280		



	Education Trust Fund	Earmarked Funds	Appropriation Total
1	For interest on University of		
2	Alabama Endowment ...61,000		
3	For interest on Grove Hill		
4	Endowment ...600		
5	(d) Interest on Public School		
6		532,864	532,864
7	Fund Endowment		
8	Interest on Public School Fund		
9	Endowment shall be as follows:		
10	Interest on 16th Section		
11	Lands, Estimated ...410,000		
12	Interest on School Indemnity		
13	Lands, Estimated ...90,000		
14	Interest on Valueless 16th		
15	Section Land ...5,825		
16	Interest on Surplus Revenue		
17	...26,764		
18	Interest on James Wallace Fund		
19	...275		
20	(e) General Obligation Bonds,		
21		554,288	554,288
22			
23	Series 2010-B, Estimated ..		
24	SOURCE OF FUNDS:		
25		9,088,356	
26	(1) ETF, Estimated		
27		532,864	
28	(2) ETF-Transfer		
29	<hr/>		
30	9,621,220		9,621,220
31	Total Debt Service		
32	<hr/>		
33	In addition to the above ap-		
34	propriation for debt service,		
35	there is hereby appropriated		
36	from the APSCA 2009-D Fiscal		
37	Fees and Expense Fund an		
38	amount as deemed necessary by		
39	the Director of Finance to		
40	make payments for the fiscal		
41	fees and other expenses asso-		
42	ciated with the APSCA 2009-D		
43	bonds.		
44	 		
45	8. Dental Scholarship Awards,		
46	Board of:		
47	(a) Support of Other Educa-		
48		199,131	199,131
49			
50	tional Activities Program .		
51	To be expended under the pro-		
52	visions of Code of Alabama		



	Education Trust Fund	Earmarked Funds	Appropriation Total
1 1975, Sections 16-47-76			
2 through 16-47-81.			
3 SOURCE OF FUNDS:			
4 (1) ETF	199,131		
5 Total Dental Scholarship			
6 Awards, Board of	199,131		199,131
7 9. Education, State Board of -			
8 Local Boards of Education:			
9 (a) Foundation Program	3,254,192,326	531,864,840	3,786,057,166
10			
11 (b) Transportation Program ..	270,050,615		270,050,615
12 The State Superintendent is			
13 directed to withhold transpor-			
14 tation funds used to pay em-			
15 ployee benefits including but			
16 not limited to PEEHIP, sick			
17 leave, teacher retirement, and			
18 F.I.C.A. from any local board			
19 which does not directly pro-			
20 vide these benefits to trans-			
21 portation employees. The rate			
22 per day for two personal days			
23 and five sick days for trans-			
24 portation personnel shall be			
25 \$40.			
26 (c) At-Risk Student Program .	22,713,844		22,713,844
27 Each district shall receive			
28 its pro rata share for each			
29 student who is defined as be-			
30 ing at-risk of dropping out of			
31 school or is performing at an			
32 academic level below current			
33 grade placement. At-risk stu-			
34 dents shall be defined as			
35 those students who score at			
36 level 1 or level 2 (not profi-			
37 cient/partially proficient) in			
38 reading or mathematics on the			
39 current state assessments.			
40 Further, local school faculty			
41 and the school principal shall			
42 make specific recommendations			
43 for students at the school to			
44 be included as participants in			
45 the at-risk program. At-risk			



	Education Trust Fund	Earmarked Funds	Appropriation Total
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1 funds may be expended for stu-
 2 dent programs to improve the
 3 efficiency and utilization of
 4 technology-based educational
 5 resources in the classroom. As
 6 a part of the above appropria-
 7 tion for the At-Risk Student
 8 Program, there is hereby ap-
 9 propriated \$750,000 for the
 10 Alabama Student Information
 11 Management System (ASIMS).
 12 ASIMS will allow the continued
 13 support and maintenance of the
 14 Information Management System
 15 which permits each Local Edu-
 16 cation Agency and the State
 17 Department of Education to
 18 comply with all state and fed-
 19 eral accountability standards
 20 and reporting obligations.

21 (d) Endowment Interest Pro-			
22 gram-Public School Fund,			
23 Estimated		532,864	532,864

24 (e) Public School Fund, Esti-			
25 mated		170,000,000	170,000,000

26 Notwithstanding the provisions
 27 of Section 16-13-234 Code of
 28 Alabama, 1975, or Section 13
 29 of this Act, the local boards
 30 of education shall have flexi-
 31 bility to spend Public School
 32 Funds appropriated in this
 33 Act, after the payment of
 34 pledged debt service or obli-
 35 gated capital projects, for
 36 other operating expenses.

37 (f) Board of Adjustment	623,226		623,226
38 (g) School Nurses Program ...	30,306,721		30,306,721

39 To be distributed so that each school system shall receive one nurse and additional
 40 nurse or fractions of a nursing allocation based upon the average daily membership
 41 during the first 20 scholastic days after Labor Day of the preceding school year.
 42 The School Nurses Program shall use the following salary matrix to determine nursing
 43 salaries, based on 187 contract days and seven and one-half working hours per day.
 44 No funds provided herein for the School Nurses Program shall be used for the payment
 45 of any salaries of nurses who are not under the direct control, employment, and su-
 46 pervision of local boards of education. The pay of any part-time employee shall con-
 47 form to the pro-rata share of the following matrix:

Years Expe-	LPN	RN	RN/MS
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			Education Trust Fund	Earmarked Funds	Appropriation Total
1	rience				
2	less than 3	19,000	36,144	41,564	
3	3 but less				
4	than 6	20,881	39,756	45,720	
5	6 but less				
6	than 9	21,779	41,497	47,721	
7	9 but less				
8	than 12	22,062	42,053	48,362	
9	12 but less				
10	than 15	22,459	42,818	49,238	
11	15 but less				
12	than 18	22,953	43,794	50,364	
13	18 but less				
14	than 21	23,229	44,360	51,012	
15	21 but less				
16	than 24	23,507	44,926	51,666	
17	24 but less				
18	than 27	24,007	45,461	52,201	
19	27 or more	24,507	45,997	52,737	
20	As a part of the above appropriation for the School Nurses Program, there is hereby				
21	appropriated \$250,000 for the collection and management of statewide student health				
22	data, school by school by means of Alabama Student Information Management System				
23	(ASIMS).				
24	(h) Capital Outlay Pro-				
25	gram-Federal and Local				
26	Funds, Estimated			50,527,902	50,527,902
27	(i) Information Technology				
28	Services Program		3,592,920		3,592,920
29	The above appropriation shall				
30	be expended by local school				
31	systems towards the position				
32	of a district technology coord-				
33	inator that meets the job				
34	description and qualifications				
35	as established by the State				
36	Board of Education and serves				
37	as the primary point of con-				
38	tact for all technology is-				
39	sues. The District Technology				
40	Coordinator as directed by the				
41	school system shall be respon-				
42	sible for a technology program				
43	that ensures the proper ac-				
44	countability for the follow-				
45	ing: technology funds; tech-				
46	nology professional develop-				



	Education Trust Fund	Earmarked Funds	Appropriation Total
1	ment; technology planning and		
2	reporting; coordination of		
3	technology across all pro-		
4	grams; a safe, secure, and		
5	fully operable network; tech-		
6	nology procurement and inven-		
7	tory; technology support for		
8	data management; technology		
9	support for distance learning;		
10	annual E-rate application;		
11	and, directing a program to		
12	ensure all state standards		
13	involving technology for		
14	teachers, administrators, and		
15	students are met and technol-		
16	ogy is integrated throughout		
17	the curriculum.		
18	SOURCE OF FUNDS:		
19	(1) ETF	3,581,479,652	
20	(2) Federal and Local Funds .		582,392,742
21	(3) Public School Fund, Esti-		
22	mated		170,532,864
23	Total Education, State Board		
24	of - Local Boards of Education		
25	.....	3,581,479,652	752,925,606
			4,334,405,258

26 The above appropriation shall be distributed by the State Board of Education in ac-
27 cordance with the provisions of the Code of Alabama 1975, Sections 16-13-230 through
28 16-13-239, and all other laws and regulations of the State Board of Education relat-
29 ing to the expenditure of such funds. These funds shall be used to provide a minimum
30 school term of 180 full instructional days and for equitable educational opportuni-
31 ties in the public schools of the state. Foundation Program calculations for FY
32 2011-2012 are based on the funding divisors set forth below. Units earned under the
33 Foundation Program shall be employed as regular classroom teachers and assigned by
34 the local Board of Education. The divisors listed below shall not serve to prescribe
35 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
43 of instructional salaries, based on 187 contract days, and any part-time contract



	Education Trust Fund	Earmarked Funds	Appropriation Total
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1 shall conform to the pro-rata share of the following matrix:

2	Years Expe-	BS	MS	6Y	DO	ND
3	rience					
4	less than 3	36,144	41,564	44,818	48,071	36,144
5	3 but less					
6	than 6	39,756	45,720	49,297	52,877	39,756
7	6 but less					
8	than 9	41,497	47,721	51,470	55,191	41,497
9	9 but less					
10	than 12	42,053	48,362	52,148	55,932	42,053
11	12 but less					
12	than 15	42,818	49,238	53,093	56,949	42,818
13	15 but less					
14	than 18	43,794	50,364	54,305	58,244	43,794
15	18 but less					
16	than 21	44,360	51,012	55,005	58,999	44,360
17	21 but less					
18	than 24	44,926	51,666	55,708	59,752	44,926
19	24 but less					
20	than 27	45,461	52,201	56,245	60,288	45,461
21	27 or more	45,997	52,737	56,780	60,824	45,997

22 Notwithstanding Section 16-13-231.1(d) of the Code of Alabama 1975, there shall not
 23 be an appropriation for the 1% over the total cost of instructional salaries for the
 24 Foundation Program as calculated by the State Minimum Salary Schedule for the fiscal
 25 year beginning October 1, 2011. For "Fringe Benefits" the rate per day for two per-
 26 sonal days and five sick days (for units earned in the Foundation Program) shall be
 27 \$60. The Teachers' Retirement System rate shall be 10.00% of salaries. The Public
 28 Education Employees' Health Insurance Program (PEEHIP) rate shall be \$714 per month
 29 for each full-time employee. As funds are appropriated the appropriation herein
 30 shall include funds to pay for substitute support employees for each day a support
 31 employee is absent. State funds calculated in the Foundation Program for salary in-
 32 creases and fringe benefits for child nutrition program personnel shall be budgeted
 33 and expended by the local board of education in the child nutrition program fund
 34 only.

35 For "Classroom Instructional Support" the uniform amounts used in determining the
 36 Foundation Program allowance for classroom instructional support shall be: (1) text-
 37 books at \$15.88 per pupil in average daily membership during the first 20 scholastic
 38 days after Labor Day of the preceding school year and (2) classroom materials and
 39 supplies at \$103.11 per unit earned in the Foundation Program. Funds allocated for
 40 instructional support units to meet SACS standards shall be used exclusively and
 41 specifically for principals, assistant principals, counselors, and librarians and
 42 library aides, as calculated by the State Department of Education and assigned to
 43 the schools where such units are earned. An instructional support unit earned for a
 44 principal shall be increased by .31 for elementary schools, .35 for middle schools,
 45 and .45 for secondary schools and unit schools. An instructional support unit earned
 46 for an assistant principal shall be increased by .10 for elementary schools, middle



	Education Trust Fund	Earmarked Funds	Appropriation Total
1 schools, secondary schools and unit schools. An instructional support unit earned			
2 for a counselor shall be increased by .03 for secondary schools and unit schools.			
3 The budgeting and expenditure of funds in the Foundation Program at the local level			
4 shall be determined and made by the local board of education in accordance with			
5 rules and regulations of the State Board of Education and all laws governing such			
6 school budgets and expenditures.			
7 10. Education, State Board of -			
8 Two-Year College System:			
9 (a) Operations and Maintenance			
10	267,591,245	344,318,082	611,909,327
11			
12 (b) Auxiliary Enterprises ...		31,955,187	31,955,187
13 (c) Restricted Funds		352,586,669	352,586,669
14 (d) Operations and Maintenance			
15 of Postsecondary Prison Edu-			
16 cation (ETF)	8,344,289		8,344,289
17 Of the above appropriation,			
18 \$1,999,898 shall be expended			
19 for Therapeutic Education.			
20 (e) Adult Education Program	12,823,901	12,405,782	25,229,683
21 (f) Special Populations Train-			
22 ing	5,102,314		5,102,314
23 For programs to prepare the			
24 inmate population, parolees or			
25 other special populations des-			
26 ignated by the Chancellor for			
27 entry into the workforce			
28 through adult education,			
29 preemployment skills training,			
30 and short-term intensive ca-			
31 reer technical training.			
32 (g) Mine Safety Training Pro-			
33 gram at Bevill State Commu-			
34 nity College	237,768		237,768
35 (h) Postsecondary Education			
36 Department - Administration	5,562,931	3,933,333	9,496,264
37 (i) Postsecondary/Tech Col-			
38 leges - Truck Driving Train-			
39 ing	248,237	2,750,000	2,998,237
40 Of the above appropriation,			
41 \$248,237 shall be expended for			
42 the Truck Driver Training Pro-			
43 gram at Central Alabama Commu-			
44 nity College. The above appro-			
45 priation from earmarked funds			



	Education Trust Fund	Earmarked Funds	Appropriation Total
1 is estimated and shall be ex-			
2 pended pursuant to Section			
3 32-5-313, Code of Alabama			
4 1975.			
5 (j) Workforce Development ...	3,987,812	22,051,368	26,039,180
6 The Workforce Development			
7 Funds shall be distributed by			
8 the State Board of Education			
9 upon recommendation of the			
10 Chancellor to develop and im-			
11 plement programs to provide a			
12 skilled workforce and to pro-			
13 vide college operations and			
14 maintenance allocations for			
15 workforce and economic devel-			
16 opment. Of the above appropri-			
17 ation for Workforce Develop-			
18 ment, at least 30% shall be			
19 recommended by the Workforce			
20 Departmental Review Committee			
21 to the Chancellor for			
22 workforce development programs			
23 in the twenty-three counties			
24 with the highest unemployment			
25 rates in Alabama and these			
26 programs shall not be subject			
27 to review and approval by the			
28 State Workforce Planning Coun-			
29 cil. The Chancellor shall sub-			
30 mit a quarterly report to the			
31 Chair of the Senate Committee			
32 on F&T-Education, the Chair of			
33 the House Education Appropria-			
34 tions Committee and the Direc-			
35 tor of the Legislative Fiscal			
36 Office, with such report not-			
37 ing the counties impacted by			
38 this provision, the number of			
39 persons served and the amounts			
40 expended under this provision.			
41 (k) Marion Military Institute	6,052,192		6,052,192
42 Of the above appropriation			
43 \$177,000 shall be expended for			
44 debt service.			
45 (l) Alabama Technology Network			
46	4,421,282		4,421,282
47 (m) English as a Second Lan-			
48 guage	97,000		97,000



Education Trust Fund	Earmarked Funds	Appropriation Total
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1 Of the above appropriation to
2 the Two-Year College System, a
3 total of \$97,000 shall be used
4 by the Chancellor to contract
5 with other public or private
6 institutions of higher educa-
7 tion in order to provide pro-
8 grams designed to provide as-
9 sistance to persons attending
10 or served by the colleges that
11 do not utilize English as
12 their native language so they
13 may become proficient in read-
14 ing, writing and speaking Eng-
15 lish.

16 SOURCE OF FUNDS:

17 (1) ETF	314,468,971		
18			
19 (2) Federal and Other Funds .		770,000,421	
20 Total Education, State Board			
21 of - Two-Year College System	314,468,971	770,000,421	1,084,469,392

22 (1) The allocations as set forth above shall be distributed by the State Board of
23 Education through the Office of the Chancellor.

24 (2) The above appropriation from the ETF for Operations and Maintenance shall be
25 distributed to each of the colleges, except Marion Military Institute. Shelton State
26 Community College shall receive \$1,030,346 to operate the Poison Control Center.

27 (3) The allocation of Adult Education funds appropriated herein is restricted to the
28 provision of services as defined under the stipulations of the Adult Education and
29 Family Literacy Act, Title II of the federal Workforce Investment Act of 1998. At
30 least 10% of the appropriation for Adult Education shall be recommended by the Vice
31 Chancellor for Instructional Services to the Chancellor for programs for individuals
32 that do not have a high school diploma and live in communities impacted by higher
33 unemployment rates than the state average unemployment rate. The Chancellor shall
34 submit a quarterly report to the Chair of the Senate Committee on F&T-Education, the
35 Chair of the House Education Appropriations Committee and the Director of the Legis-
36 lative Fiscal Office, with such report noting the counties impacted by this provi-
37 sion, the number of persons served and the amounts expended under this provision.

38 **11. Education, State Department**
39 of:

40 (a) Administrative Services			
41 Program	158,362,886	89,937,461	248,300,347

42 The proposed spending plan for
43 the ETF monies included in the
44 above program is as follows:



	Education Trust Fund	Earmarked Funds	Appropriation Total
1	Operations and		
2	Maintenance of		
3	the Department	22,202,251	
4	Children's		
5	First Trust		
6	Fund	10,719,898	
7	Of the above appropriation, at		
8	least \$10,719,898 shall be		
9	expended in the same manner		
10	and for the same programs as		
11	the appropriation to the State		
12	Department of Education from		
13	the Children First Trust Fund		
14	was expended in FY 2005.		
15	Community Edu-		
16	cation	628,868	
17	Operations and		
18	Maintenance for		
19	the Alabama		
20	Reading Initia-		
21	tive	58,153,789	
22	Operations and		
23	Maintenance for		
24	Math/Science/Te		
25	chnology Ini-		
26	tiative	26,049,318	
27	Arts Education		
28	for Art Educa-		
29	tion programs		
30	in areas evalu-		
31	ated and re-		
32	viewed by the		
33	Rural Develop-		
34	ment Agency ..	388,400	
35	Teacher/Student		
36	Testing	6,827,806	
37	To be expended for		
38	teacher/student test develop-		
39	ment and expenses directly		
40	related to teacher and student		
41	assessment.		
42	Children's Eye		
43	Screening Pro-		
44	gram and Fol-		
45	low-up Eye Care		
46	2,137,144	



	Education Trust Fund	Earmarked Funds	Appropriation Total
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1 Of the above appropriation,
2 \$1,091,374 shall be used to
3 provide eye screening for
4 Grades K, 2 and 4. The method
5 of screening shall be color
6 photo refraction as developed
7 by the National Aeronautics
8 and Space Administration and
9 \$1,045,770 shall be used to
10 provide follow-up care for
11 those Grades K, 2 and 4 stu-
12 dents. Follow-up eye care ser-
13 vices shall include, but not
14 be limited to, providing as-
15 sistance in obtaining and co-
16 ordinating local eye care ser-
17 vices for those children iden-
18 tified as needing said fol-
19 low-up eye care services
20 whether insured, uninsured or
21 underinsured. Children identi-
22 fied as uninsured or
23 underinsured shall be provided
24 with free eye exams and free
25 prescription spectacles. A
26 database including specific
27 data by child, grade,
28 school/system, and services
29 for outcome-based measurement
30 shall be maintained and ar-
31 chived.

32	Governor's Lo-		
33	cal School and		
34	School System		
35	Academic and		
36	Financial Im-		
37	provement Pro-		
38	gram (At-Risk)	7,867,913	

39 The above appropriation shall
40 be expended for the operations
41 and maintenance of at-risk
42 programs to develop and imple-
43 ment school improvement pro-
44 grams' financial and/or aca-
45 demic accountability per Sec-
46 tion 16-6B-3, Code of Alabama
47 1975. At-risk funds shall be
48 used to employ personnel under
49 short-term contracts who shall
50 be assigned by the State Su-



Education Trust	Earmarked Funds	Appropriation
Fund		Total

1 perintendent of Education to
2 give direct assistance to
3 schools which come under the
4 jurisdiction of the Department
5 in accordance with Sections
6 16-6B-1 through 16-6B-6, Code
7 of Alabama 1975, which re-
8 quires schools and/or school
9 systems to be placed in inter-
10 vention for academic and/or
11 financial reasons by the State
12 Superintendent. The State Su-
13 perintendent may further use
14 these personnel to assist
15 schools that are in need of
16 academic and/or financial as-
17 sistance as determined by the
18 State Superintendent of Educa-
19 tion. These programs shall
20 include, but not be limited
21 to, after school programs,
22 character education programs,
23 drop-out prevention programs,
24 summer programs, career tech-
25 nical youth programs, programs
26 to improve reading, and/or
27 math, and/or science skills to
28 increase grade-to-grade promo-
29 tion, high school graduation
30 and college preparedness, and
31 other activities designed to
32 assist at-risk students. Per-
33 sonnel employed or contracted
34 by the Department for assis-
35 tance in at-risk schools shall
36 be on release status from
37 their respective local boards
38 of education and shall retain
39 all benefits and tenure status
40 unless they are given perma-
41 nent employment in the State
42 Department of Education. Funds
43 may be allocated to entities
44 that have and/or can effect
45 positive results in improved
46 student achievement.

47 School Account-
48 ability Report
49 Card 120,536

50 For distribution of the School
51 Accountability Report Card



	Education Trust Fund	Earmarked Funds	Appropriation Total
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1	referred to in Section 16-6B-7		
2	of the Code of Alabama 1975 to		
3	every parent with a child in		
4	Alabama public schools.		
5	English as a		
6	Second Language		
7	Students Pro-		
8	gram	2,289,976	
9	Based on the 2010-11 school		
10	system count supplied to the		
11	Alabama Department of Educa-		
12	tion by each local superinten-		
13	dent of education, herein is		
14	appropriated on a per student		
15	basis to be utilized by local		
16	school boards to provide as-		
17	sistance to students not uti-		
18	lizing English as their native		
19	language so they may become		
20	proficient in reading, writ-		
21	ing, and speaking English at		
22	the earliest possible time.		
23	Tenure Arbitra-		
24	tion Costs	704,861	
25	Of the above appropriation for		
26	Tenure Arbitration Costs,		
27	\$125,615 shall be transferred		
28	to fund the Office of the At-		
29	torney General for performance		
30	of arbitration services, in-		
31	cluding administration of the		
32	State's tenure laws (Code of		
33	Alabama 1975, Section		
34	36-26-115) by the Office of		
35	Administrative Hearings, Divi-		
36	sion of Administrative Law		
37	Judges.		
38	Teacher Re-		
39	cruitment In-		
40	centives	8,972	
41	Distance Learn-		
42	ing	18,506,242	
43	Job descriptions shall be de-		
44	veloped by the State Depart-		
45	ment of Education for posi-		
46	tions funded by this appropri-		
47	ation. Hiring of personnel		
48	shall be monitored by the		



	Education Trust Fund	Earmarked Funds	Appropriation Total
1 State Department of Education			
2 for compliance with these job			
3 descriptions. In addition,			
4 these funds shall be used ex-			
5 clusively to meet the distance			
6 learning initiative ACCESS			
7 (Alabama Connecting Class-			
8 rooms, Educators, and Students			
9 Statewide).			
10 Advanced Place-			
11 ment 1,271,179			
12 Dropout Preven-			
13 tion Pilot ... 485,733			
14 (b) Financial Assistance Pro-			
15 gram 28,956,544	28,956,544	891,888,851	920,845,395
16 The proposed spending plan for			
17 the ETF monies included in the			
18 above program is as follows:			
19 Home Instruc-			
20 tion for Par-			
21 ents of Pre-			
22 school Young-			
23 sters (HIPPY)			
24 Program 1,363,732			
25 Pre-School Pro-			
26 gram (Special			
27 Education) ... 1,733,423			
28 National Board			
29 for Profes-			
30 sional Teaching			
31 Standards 7,797,102			
32 The above appropriation in-			
33 cludes funds to pay salary			
34 supplements and related bene-			
35 fit costs for NBCT and other			
36 costs of the program. Supple-			
37 ment amounts will be deter-			
38 mined by the availability of			
39 funds based on the number of			
40 National Board Certified			
41 Teachers.			
42 Children's Hos-			
43 pital 110,586			
44 Career Tech			
45 Initiative ... 2,192,272			
46 The above appropriation shall			
47 be spent on expending career			



	Education Trust Fund	Earmarked Funds	Appropriation Total
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1	tech learning opportunities		
2	for students and to extend		
3	leadership and student orga-		
4	nized activities throughout		
5	the state as defined by the		
6	State Superintendent of Educa-		
7	tion.		
8	Teacher		
9	In-Service Cen-		
10	ters	2,691,750	
11	The State Board of Education,		
12	through the State Superinten-		
13	dent of Education, shall ad-		
14	minister the in-service cen-		
15	ters and shall monitor the		
16	centers for compliance with		
17	established accountability		
18	standards. The above appropri-		
19	ation to the In-Service Cen-		
20	ters shall be distributed to		
21	the existing eleven Teacher		
22	In-Service Centers in each		
23	geographical area of the state		
24	as follows:		
25	University of		
26	Alabama		
27	.....	212,117	
28	University of		
29	Alabama at Bir-		
30	mingham		
31	.....	293,609	
32	Alabama A and M		
33	University		
34	.....	267,596	
35	Alabama State		
36	University		
37	.....	230,610	
38	Athens State		
39	University		
40	.....	223,546	
41	Auburn Univer-		
42	sity		



	Education Trust Fund	Earmarked Funds	Appropriation Total
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1	232,683	
2	Jacksonville		
3	State Univer-		
4	sity		
5	227,860	
6	University of		
7	Montevallo		
8	.....	239,469	
9	Troy University		
10	.....	242,043	
11	University of		
12	North Alabama		
13	.....	207,330	
14	University of		
15	South Alabama		
16	.....	314,887	
17	Teacher Profes-		
18	sional Develop-		
19	ment Training	1,036,903	
20	This appropriation shall be		
21	used to train teachers (K-12)		
22	in the use of computers in the		
23	classroom. Trainers shall be		
24	chosen who can assist teachers		
25	in learning computer skills,		
26	the use of instructional soft-		
27	ware, and the classroom uses		
28	of the Internet.		
29	Governor's High.		
30	Hopes for Ala-		
31	bama Students	7,544,439	
32	Of the above appropriation,		
33	\$950,000 shall be expended to		
34	link the Alabama Student In-		
35	formation Management Systems		
36	(ASIMS) to students' home com-		
37	puters.		
38	Jobs for Ala-		
39	bama's Gradu-		
40	ates (JAG) ...	852,610	



	Education Trust Fund	Earmarked Funds	Appropriation Total
1	Virtual Library		
2	Project 3,022,627		
3	The State Department shall		
4	serve as the fiscal agent for		
5	the Virtual Library Project.		
6	Teach For Amer-		
7	ica 611,100		
8	(c) Alabama Science In Motion		
9	Program 1,691,487		
10	All funds appropriated to this		
11	program shall be expended in		
12	accordance with Title 16,		
13	Chapters 61B and 61C, Code of		
14	Alabama 1975. Additionally,		
15	any funds unexpended and car-		
16	ried over from the prior fis-		
17	cal year are hereby		
18	reappropriated.		
19	(d) Disability Determination		
20	for Social Security Program		
		87,238,903	87,238,903
21	SOURCE OF FUNDS:		
22	(1) ETF 187,319,430		
23	(2) ETF-Transfer 1,691,487		
24	(3) Driver Education and		
25	Training Fund 4,534,095		
26	(4) Federal and Local Funds . 1,062,031,120		
27	(5) Special Education Cata-		
28	strophic Fund 2,500,000		
29	Total Education, State Depart-		
30	ment of 189,010,917		
	189,010,917	1,069,065,215	1,258,076,132
31	12. Educational Television Com-		
32	mission:		
33	(a) Educational Television		
34	Program 5,021,917		
		898,721	5,920,638
35	SOURCE OF FUNDS:		
36	(1) ETF 5,021,917		
37	(2) Federal and Local Funds . 898,721		
38	Total Educational Television		
39	Commission 5,021,917		
	5,021,917	898,721	5,920,638



	Education Trust Fund	Earmarked Funds	Appropriation Total
1	13. Executive Commission on Com-		
2	munity Services Grants, State:		
3	(a) Community Services Grants		
4			
		2,046,042	2,046,042
5	Distributed pursuant to Sec-		
6	tion 29-2-123 of the Code of		
7	Alabama 1975, as amended.		
8	SOURCE OF FUNDS:		
9			
		2,046,042	
10	The above appropriation shall		
11	be used for grants that pro-		
12	mote public education pur-		
13	poses.		
14	Total Executive Commission on		
15	Community Services Grants,		
16			
		2,046,042	2,046,042
17	14. Family Practice Rural Health		
18	Board:		
19	(a) Family Practice Rural		
20			
		1,577,006	1,577,006
21			
22	SOURCE OF FUNDS:		
23			
		1,577,006	
24	Total Family Practice Rural		
25			
		1,577,006	1,577,006
26	Of the above appropriation, at		
27	least \$101,050 shall be ex-		
28	pended for the Auburn Rural		
29	Health Program; a minimum of		
30	\$81,650 shall be expended for		
31	the Tuskegee Area Health Edu-		
32	cation Center (TAHEC);		
33	\$440,909 shall be expended for		
34	the Rural Medical Scholars		
35	Program at the University of		
36	Alabama at Tuscaloosa; and		
37	\$91,350 shall be expended for		
38	the Rural Health Program at		
39	the University of Alabama in		
40	Huntsville.		



	Education Trust Fund	Earmarked Funds	Appropriation Total
1	15. Finance, Department of:		
2	(a) Employee Benefits Program	1,358,000	1,358,000
3	SOURCE OF FUNDS:		
4	(1) ETF, Estimated	1,358,000	
5	Total Finance, Department of	1,358,000	1,358,000
6	To be distributed by the State		
7	Comptroller to the designated		
8	beneficiaries or estates for		
9	unused sick leave pursuant to		
10	Code of Alabama 1975, Section		
11	16-1-18.2.		
12	16. Finance, Department of -		
13	Telephone Revolving Fund:		
14	(a) Information Systems Pro-		
15	gram	109,585	109,585
16	SOURCE OF FUNDS:		
17	(1) ETF-Transfer	109,585	
18	Total Finance, Department of -		
19	Telephone Revolving Fund	109,585	109,585
20	The Telephone Revolving Fund		
21	shall assess to using agencies		
22	and institutions any addi-		
23	tional amount necessary to		
24	provide continuing		
25	non-interrupted service of a		
26	minimum maintenance level.		
27	17. Fine Arts, Alabama School of:		
28	(a) Financial Assistance Pro-		
29	gram	6,221,982	7,400,411
30	SOURCE OF FUNDS:		
31	(1) ETF	6,221,982	
32	(2) Federal and Local Funds .		1,178,429
33	Total Fine Arts, Alabama		
34	School of	6,221,982	7,400,411
35	18. Fire Fighters' Personnel		
36	Standards and Education Com-		



	Education Trust Fund	Earmarked Funds	Appropriation Total
1	mission, Alabama/Fire College		
2	Shelton State Community Col-		
3	lege:		
4	(a) Operations and Maintenance		
5	3,731,064	2,052,250	5,783,314
6	Of the above appropriation,		
7	\$158,514 to operate the Risk		
8	Watch Program.		
9	SOURCE OF FUNDS:		
10	(1) ETF	3,731,064	
11	(2) Federal and Local Funds	2,052,250	
12	Total Fire Fighters' Personnel		
13	Standards and Education Com-		
14	mission, Alabama/Fire College		
15	Shelton State Community Col-		
16	lege	3,731,064	5,783,314
17			
18	19. Governor's Office of Faith		
19	Based and Community Initia-		
20	tives:		
21	(a) Executive Direction Pro-		
22	gram	128,232	128,232
23	SOURCE OF FUNDS:		
24	(1) ETF	128,232	
25	Total Governor's Office of		
26	Faith Based and Community Ini-		
27	tiatives	128,232	128,232
28	20. Higher Education, Alabama		
29	Commission on:		
30	(a) Planning and Coordination		
31	Services Program	2,875,840	2,875,840
32	The proposed spending plan for		
33	the ETF monies included in the		
34	above program is as follows:		
35	Operations and		
36	Maintenance ..	2,875,840	
37	(b) Student Financial Aid Pro-		
38	gram	5,258,042	3,585,313
39	(1) Policeman's	154,540	8,843,355



	Education Trust Fund	Earmarked Funds	Appropriation Total
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1	Survivor Tui-		
2	tion, Estimated		
3		
4	To be expended under the pro-		
5	visions of Code of Alabama		
6	1975, Section 36-21-105.		
7	(2) Alabama Na-		
8	tional Guard		
9	Educational As-		
10	sistance Schol-		
11	arships 583,643		
12	To be expended in accordance		
13	with Code of Alabama 1975,		
14	Sections 31-10-1 through		
15	31-10-4 and Sections 31-10-20		
16	through 31-10-25.		
17	(3) Alabama		
18	Student Assis-		
19	tance Program 2,809,949		
20	In addition to the ETF appro-		
21	priation for the Alabama Stu-		
22	dent Assistance Program, any		
23	available funds as a result of		
24	the court ordered transfers		
25	from Knight vs. Alabama diver-		
26	sity scholarships are hereby		
27	appropriated and any carryover		
28	funds from these transfers are		
29	hereby reappropriated.		
30	(4) Educational		
31	Grants Program		
32	(Alabama Stu-		
33	dent Grant Pro-		
34	gram) 1,688,510		
35	To be expended in accordance		
36	with Code of Alabama 1975,		
37	Sections 16-33A-1 through		
38	16-33A-11. Private institu-		
39	tions receiving state grant		
40	funds under this provision		
41	make their best effort to use		
42	the equivalent of ten percent		
43	of Federal Work Study alloca-		
44	tions for the purpose of tu-		
45	toring and mentoring students		
46	in grades K-12 to better pre-		
47	pare them for graduation, col-		
48	lege entry and retention. In-		



	Education Trust Fund	Earmarked Funds	Appropriation Total
1	stitutions shall work with		
2	their respective governing		
3	boards to develop and imple-		
4	ment this effort.		
5	(5)		
6	Chiropractic		
7	Scholarships . 21,400		
8	To be expended in accordance		
9	with Code of Alabama 1975,		
10	Section 16-5-11.		
11	(c) Support of Other Educa-		
12	tional Activities Program . 2,545,993 1,671,000 4,216,993		
13	The proposed spending plan for		
14	the ETF monies included in the		
15	above program is as follows:		
16	(1) Network of		
17	Alabama Aca-		
18	demic Libraries		
19	..... 313,800		
20	ACHE shall provide for the		
21	participation of Athens State		
22	University in the Network of		
23	Alabama Academic Libraries.		
24	(2) Southern		
25	Regional Educa-		
26	tion Board		
27	(SREB) 650,990		
28	(3) EPSCoR (Re-		
29	search) Program		
30	..... 1,190,717		
31	(4) Computer		
32	Based Articula-		
33	tion System .. 390,486		
34	To fund Troy University for		
35	developing and operating a		
36	statewide computer-based ar-		
37	ticulation system to serve all		
38	four-year and two-year		
39	postsecondary institutions in		
40	the State of Alabama.		
41	(d) Support of State Universi-		
42	ties Program 4,950,840 75,000 5,025,840		
43	The proposed spending plan for		
44	the ETF monies included in the		
45	above program is as follows:		
46	(1) Alabama Ag- 4,950,840		



	Education Trust Fund	Earmarked Funds	Appropriation Total
1	gricultural Land		
2	Grant Alliance		
3	Of the above appropriation to		
4	AALGA, at least \$4,950,840		
5	shall be equally distributed		
6	as a state match for federal		
7	funds for those institutions		
8	in the Alliance required to		
9	provide matching funds in or-		
10	der to obtain federal funds		
11	for the first time in fiscal		
12	year 2000.		
13	SOURCE OF FUNDS:		
14	(1) ETF	15,630,715	
15	(2) Federal and Local Funds .		5,331,313
16	Total Higher Education, Ala-		
17	bama Commission on	15,630,715	5,331,313
			20,962,028
18	In addition to the above ap-		
19	propriations, any scholarship		
20	funds transferred from the		
21	State Department of Education		
22	for the Alabama Teacher Re-		
23	ruitment Incentive Program		
24	(ATRIP) shall not revert and		
25	are hereby appropriated or		
26	reappropriated.		
27	21. Human Resources, Department		
28	of:		
29	(a) Human Services Program -		
30	Jobs Opportunities and Basic		
31	Skills Training (JOBS) Pro-		
32	gram	3,713,719	3,713,719
33	(b) Human Services Program -		
34	Jobs Child Care and After		
35	School Child Care Program .	8,850,658	8,850,658
36	Of the above appropriation,		
37	\$138,697 shall be expended for		
38	the Black Belt Eye Care Con-		
39	sortium and \$882,286 shall be		
40	distributed to the Greater		
41	Alabama Child Development Pro-		
42	gram for rural day care.		
43	SOURCE OF FUNDS:		



	Education Trust Fund	Earmarked Funds	Appropriation Total
1 (1) ETF-Transfer	12,564,377		
2 Total Human Resources, Depart-			
3 ment of	12,564,377		12,564,377

4 Notwithstanding any other pro-
5 vision of this act to the con-
6 trary, the maximum amount of
7 funds from the sales tax ex-
8 emption for the issuance of
9 food stamps that may be re-
10 verted by the Department of
11 Human Resources to the Educa-
12 tion Trust Fund shall be
13 \$18,600,000 for the fiscal
14 year ending September 30,
15 2012. Any such funds over this
16 amount not utilized in the
17 Food Stamp Program shall be
18 expended for subsidized child
19 care slots and are hereby ap-
20 propriated for such purpose.

21 **22. Industrial Development Train-**
22 **ing Institute, Alabama:**

23 (a) Industrial Development and			
24 Training Program	5,533,052		5,533,052
25 (b) Industrial Training Pro-			
26 gram - Operations and Main-			
27 tenance	4,713,341		4,713,341
28 (c) Workforce Development ...	28,000,000		28,000,000

29 SOURCE OF FUNDS:

30 (1) ETF	38,246,393		
31 Total Industrial Development			
32 Training Institute, Alabama .	38,246,393		38,246,393

33 The funds appropriated for
34 Workforce Development are to
35 be expended for those costs
36 incurred by the State in hon-
37 oring commitments to pay
38 Workforce Development costs,
39 including services and other
40 assistance and expenses of
41 recruitment and training of a
42 company's workforce, that are
43 undertaken to induce companies
44 to locate or expand their op-



	Education Trust Fund	Earmarked Funds	Appropriation Total
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1 erations in Alabama (described
 2 hereinafter as a "Project")
 3 and to develop and implement
 4 training, placement and re-
 5 cruitment programs that will
 6 improve, develop and expand
 7 the State's workforce. Such
 8 costs include, but are not
 9 limited to (i) AIDT operating
 10 costs directly related to a
 11 Project; (ii) wages and bene-
 12 fits for trainers engaged by
 13 AIDT for the purpose of a Pro-
 14 ject; (iii) costs which the
 15 State has agreed to pay under
 16 the terms of a Project Agree-
 17 ment with a company that are
 18 necessary and reasonable
 19 charges incurred by the com-
 20 pany or its affiliates for
 21 personnel providing training
 22 to the company's employees,
 23 whether those trainers are
 24 employees of the company or
 25 its vendors or suppliers, in-
 26 cluding wages, benefits and
 27 travel (domestic and, when
 28 necessary, international);
 29 (iv) any necessary materials,
 30 equipment, manuals, or other
 31 relevant training materials;
 32 (v) the costs incurred for
 33 purchasing or repairing or
 34 replacing training tools and
 35 equipment; (vi) costs incurred
 36 for the purchase or construc-
 37 tion and maintenance of train-
 38 ing facilities; (vii) travel
 39 expenses for prospective and
 40 current employees and train-
 41 ees, including travel, food,
 42 lodging, relocation, and other
 43 costs necessary and reasonable
 44 to enable the company to se-
 45 cure a qualified workforce;
 46 (viii) outside training fees;
 47 and (ix) the construction and
 48 equipping of career centers to
 49 assist citizens of the State
 50 in outreach, job search, as-
 51 sements of individuals,



Education Trust Fund	Earmarked Funds	Appropriation Total
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1 placement assistance, labor
2 market information, individual
3 employment plans and counsel-
4 ing, career planning, occupa-
5 tional and vocational train-
6 ing, and specific skills
7 training. The above funds ap-
8 propriated for workforce de-
9 velopment shall be expended
10 primarily for the training of
11 Alabama residents. It is fur-
12 ther the intent that contracts
13 with vendors to provide
14 workforce training shall be
15 inclusive and reflect the ra-
16 cial and gender diversity of
17 the state. The Office of
18 Workforce Development shall
19 report quarterly to the Chairs
20 of the Senate Committee on
21 Finance and Taxation - Educa-
22 tion and the House Committee
23 on Education Appropriation and
24 the Legislative Fiscal Officer
25 on any funds allocated for
26 workforce training. Such re-
27 port shall include a summary
28 of the persons trained and the
29 vendors providing the train-
30 ing. The reports shall contain
31 information including resi-
32 dence, race and gender of the
33 persons trained and of the
34 principal or majority owner of
35 the firm or business con-
36 tracted with to provide the
37 training services.

38 **23. Library Service, Alabama Pub-**
39 **lic:**

40 (a) Public Library Service			
41 Program	6,884,709	3,079,210	9,963,919

42 Of the above appropriation, a
43 minimum of \$4,034,615 is to be
44 distributed to public librar-
45 ies within the state and
46 \$255,713 shall be expended for
47 Homework Alabama.

48 SOURCE OF FUNDS:



	Education Trust Fund	Earmarked Funds	Appropriation Total
1 (1) ETF	6,884,709		
2 (2) Federal and Local Funds .		3,079,210	
3 Total Library Service, Alabama			
4 Public	6,884,709	3,079,210	9,963,919
5 24. Marine Environmental Sciences			
6 Consortium/Dauphin Island Sea			
7 Lab:			
8 (a) Support of Other Educa-			
9 tional Activities Program .	3,469,464	9,560,450	13,029,914
10 Of the above appropriation,			
11 \$79,258 shall be expended for			
12 the Mobile Bay National Estu-			
13 ary Program and \$79,258 shall			
14 be expended for the Missis-			
15 sippi-Alabama Sea Grant Con-			
16 sortium.			
17 SOURCE OF FUNDS:			
18 (1) ETF	3,469,464		
19 (2) Federal and Local Funds .		9,560,450	
20 Total Marine Environmental			
21 Sciences Consortium/Dauphin			
22 Island Sea Lab	3,469,464	9,560,450	13,029,914
23 25. Mathematics and Science, Ala-			
24 bama School of:			
25 (a) Financial Assistance Pro-			
26 gram	5,704,494	960,000	6,664,494
27 SOURCE OF FUNDS:			
28 (1) ETF	5,704,494		
29 (2) Federal and Local Funds .		960,000	
30 Total Mathematics and Science,			
31 Alabama School of	5,704,494	960,000	6,664,494
32 26. Medical Scholarship Awards,			
33 Board of:			
34 (a) Support of Other Educa-			
35 tional Activities Program .	773,279	400,000	1,173,279
36 To be expended under the pro-			
37 visions of the Code of Alabama			



	Education Trust Fund	Earmarked Funds	Appropriation Total
1	1975, Sections 16-47-121		
2	through 16-47-129.		
3	SOURCE OF FUNDS:		
4	(1) ETF	773,279	
5	(2) Federal and Local Funds .		400,000
6	Total Medical Scholarship		
7	Awards, Board of	773,279	400,000
			1,173,279
8	27. Mental Health, Department of:		
9	(a) Institutional Treatment		
10	and Care of Mental Illness		
11	Program	3,917,546	3,917,546
12	(b) Substance Abuse Program .	965,772	965,772
13	(c) Special Services Program	1,163,374	1,163,374
14	(d) Institutional Treatment		
15	and Care of Intellectually		
16	Disabled Program	20,510,391	20,510,391
17	Of the above appropriation to		
18	the Department of Mental		
19	Health for the Institutional		
20	Treatment and Care of Intel-		
21	lectually Disabled Program,		
22	the sum of \$4,157,409 shall be		
23	used to fund ARC-type commu-		
24	nity-based programs, including		
25	the Montgomery Institute for		
26	Neurological Development for		
27	the intellectually disabled in		
28	Alabama; the sum of \$318,525		
29	shall be allocated to Camp		
30	ASCCA; and \$254,625 shall be		
31	transferred to the Eagles'		
32	Wings Program.		
33	SOURCE OF FUNDS:		
34	(1) ETF-Transfer	26,557,083	
35	Total Mental Health, Depart-		
36	ment of	26,557,083	26,557,083
37			
38	28. Nursing, Alabama Board of:		
39	(a) Professional and Occupa-		
40	tional Licensing and Regula-	172,945	172,945



	Education Trust Fund	Earmarked Funds	Appropriation Total
1	tion Program		
2	The above appropriation shall		
3	be expended pursuant to the		
4	provisions of the Code of Ala-		
5	bama 1975, Sections 34-21-60		
6	through 34-21-63. Notwith-		
7	standing the limiting provi-		
8	sions of the Code of Alabama		
9	1975, Sections 34-21-60		
10	through 34-21-63, \$150,000 of		
11	the above appropriation shall		
12	be expended exclusively for		
13	scholarships for advanced de-		
14	grees to train instructors to		
15	teach nursing classes in Ala-		
16	bama colleges and universi-		
17	ties.		
18	SOURCE OF FUNDS:		
19	(1) ETF	172,945	
20	Total Nursing, Alabama Board		
21	of	172,945	172,945
22	29. Optometric Scholarship		
23	Awards, Board of:		
24	(a) Support of Other Educa-		
25	tional Activities Program .	111,752	111,752
26	To be expended under the pro-		
27	visions of the Code of Alabama		
28	1975, Sections 34-22-60		
29	through 34-22-65.		
30	SOURCE OF FUNDS:		
31	(1) ETF	111,752	
32	Total Optometric Scholarship		
33	Awards, Board of	111,752	111,752
34	30. Peace Officers' Standards and		
35	Training Commission, Alabama:		
36	(a) Professional and Occupa-		
37	tional Licensing and Regula-		
38	tion Program	270,646	3,770,646
39	(b) Certified Law Enforcement		
40	Academy Program	371,328	450,000
41	Of the above appropriation for		821,328
42	the Certified Law Enforcement		



	Education Trust Fund	Earmarked Funds	Appropriation Total
1 Academy Program, \$371,328 of			
2 ETF monies included therein			
3 shall be expended as follows:			
4 Northeast Po-			
5 lice Academy . 96,545	96,545		
6 Alabama Peace			
7 Officers' Stan-			
8 dards and			
9 Training Com-			
10 mission Law En-			
11 forcement Acad-			
12 emy at			
13 Tuscaloosa ... 96,545	96,545		
14 Alabama Peace			
15 Officers' Stan-			
16 dards and			
17 Training Com-			
18 mission Law En-			
19 forcement Acad-			
20 emy - Baldwin			
21 County 96,545	96,545		
22 Alabama Police			
23 Academy 51,987	51,987		
24 Montgomery Po-			
25 lice Academy . 29,706	29,706		
26 SOURCE OF FUNDS:			
27 (1) ETF 641,974	641,974		
28 (2) Alabama Peace Officers'			
29 Standards and Training			
30 Fund-as provided in the Code			
31 of Alabama 1975, Sections			
32 36-21-40 through 36-21-51 . 3,950,000		3,950,000	
33 Total Peace Officers' Stan-			
34 dards and Training Commission,			
35 Alabama 641,974 3,950,000 4,591,974	641,974	3,950,000	4,591,974
36 31. Penny Trust Fund - Buskey			
37 Matching Funds:			
38 (a) Special Services Program,			
39 Estimated 256,274 256,274	256,274		256,274
40 SOURCE OF FUNDS:			
41 (1) ETF-Transfer 256,274	256,274		
42 Total Penny Trust Fund -			
43 Buskey Matching Funds 256,274 256,274	256,274		256,274



	Education Trust Fund	Earmarked Funds	Appropriation Total
1	In accordance with Sections		
2	41-15A-10 through 41-15A-12,		
3	Code of Alabama 1975.		
4	32. Physical Fitness, State Com-		
5	mission on:		
6	(a) Advisory Services Program	774,888	18,846
			793,734
7	SOURCE OF FUNDS:		
8	(1) ETF	774,888	
9	(2) Federal and Local Funds .		18,846
10	Total Physical Fitness, State		
11	Commission on	774,888	18,846
			793,734
12	33. Public Health, Department of:		
13	(a) Health Department, Public		
14	Health	14,103,153	14,103,153
15	SOURCE OF FUNDS:		
16	(1) ETF	14,103,153	
17	Total Public Health, Depart-		
18	ment of	14,103,153	14,103,153
19			
20	34. Rehabilitation Services, De-		
21	partment of:		
22	(a) Direct Client Services for		
23	the Handicapped Program ...	36,627,954	134,580,542
			171,208,496
24	The proposed spending plan for		
25	the ETF monies included in the		
26	above program is as follows:		
27	Homebound	5,102,994	
28	Hemophilia ...	1,299,012	
29	Children's Re-		
30	habilitation		
31	Services	10,985,269	
32	Of the above appropriation the		
33	agency will pay to each hospi-		
34	tal the standard per diem paid		
35	by the state Medicaid Agency		
36	for services relating to		
37	scoliosis and spina bifida		
38	medical care.		



	Education Trust Fund	Earmarked Funds	Appropriation Total
1	Education of		
2	Dependents of		
3	Blind Parents	10,832	
4	The above appropriation shall		
5	be allocated for reimbursement		
6	to every state institution of		
7	higher learning, college, uni-		
8	versity, community college, or		
9	junior college, in which bene-		
10	fits are given to dependents		
11	of blind parents under the		
12	provisions of Code of Alabama		
13	1975, Sections 16-33-1 through		
14	16-33-12.		
15	Rehabilitation		
16	Services	10,565,973	
17	Of the above appropriation,		
18	\$94,211 shall be expended for		
19	Teaching Children With Dis-		
20	abilities		
21	Early Interven-		
22	tion Program .	5,938,759	
23	Respite Related		
24	Services and		
25	Training	76,238	
26	Rehabilitation		
27	Projects	1,235,631	
28	Rehabilitation		
29	-FMAP	1,413,246	
30	SOURCE OF FUNDS:		
31	(1) ETF	36,627,954	
32	(2) Federal and Local Funds .		132,670,863
33	(3) Impaired Drivers Trust		
34	Fund		1,909,679
35	Total Rehabilitation Services,		
36	Department of	36,627,954	134,580,542
37	The above appropriation to the		
38	Department of Rehabilitation		
39	Services - Rehabilitation Pro-		
40	jects may be used to contract		
41	with providers of cerebral		
42	palsy services.		



	Education Trust Fund	Earmarked Funds	Appropriation Total
1	35. Sickle Cell Oversight and		
2	Regulatory Commission, Ala-		
3	bama:		
4	(a) Support of Other Educa-		
5			
		1,304,771	1,304,771
6	tional Activities Program .		
7	Of the above appropriation to		
8	the Alabama Sickle Cell and		
9	Regulatory Commission, the sum		
10	of \$27,739 shall be used to		
11	fund travel and other expenses		
12	of the Alabama Sickle Cell		
13	Oversight and Regulatory Com-		
14	mission and \$1,277,032 shall		
15	be used to fund university and		
16	community-based Sickle Cell		
17	programs which were funded		
18	from the ETF budget in FY		
19	2000. These funds shall be		
20	distributed proportionately to		
21	the distribution made in FY		
22	2003.		
22	SOURCE OF FUNDS:		
23	(1) ETF	1,304,771	
24	Total Sickle Cell Oversight		
25	and Regulatory Commission,		
26	Alabama	1,304,771	1,304,771
27	36. Space Science Exhibit Commis-		
28	sion, Alabama:		
29	(a) Special Services Program	515,164	32,340,000
30	SOURCE OF FUNDS:		
31	(1) ETF	515,164	
32	(2) Federal and Local Funds .		32,340,000
33	Total Space Science Exhibit		
34	Commission, Alabama	515,164	32,340,000
35	37. Supercomputer Authority, Ala-		
36	bama:		
37	(a) Information Technology		
38	Services Program	5,087,017	3,496,870
39	The above appropriation is to		
40	be expended in accordance with		
41	Sections 41-10-390 through		



	Education Trust Fund	Earmarked Funds	Appropriation Total
1	41-10-406, Code of Alabama		
2	1975.		
3	SOURCE OF FUNDS:		
4	(1) ETF-Transfer	5,087,017	
5	(2) Supercomputer Revolving		
6	Fund, Estimated		3,496,870
7	Total Supercomputer Authority,		
8	Alabama	5,087,017	3,496,870
9			8,583,887

38. Veterans' Affairs, Department

10	38. Veterans' Affairs, Department		
11	of:		
12	(a) Administration of Veter-		
13	ans' Affairs Program	2,657,988	2,657,988
14	(b) Student Financial Aid Pro-		
15	gram, Estimated	16,689,179	16,689,179

16 For reimbursement to every
17 state institution of higher
18 learning, college, university,
19 community college, junior col-
20 lege or technical college in
21 which benefits are given to
22 veterans, their spouses, wid-
23 ows, or children under the
24 provisions of Code of Alabama
25 1975, Sections 31-6-1 through
26 31-6-17.

27	SOURCE OF FUNDS:		
28	(1) ETF	19,347,167	
29	Total Veterans' Affairs, De-		
30	partment of	19,347,167	19,347,167

39. Youth Services, Department

31	39. Youth Services, Department		
32	of:		
33	(a) Financial Assistance Pro-		
34	gram (School District)	6,530,887	6,530,887

35 The above appropriation shall
36 be expended by the Youth Ser-
37 vices Department District in a
38 manner consistent with the
39 funding formula cooperatively
40 established by the Youth Ser-
41 vices Board and the State



	Education Trust Fund	Earmarked Funds	Appropriation Total
1	Board of Education pursuant to		
2	the provisions of the Code of		
3	Alabama 1975, Sections 44-1-70		
4	through 44-1-77.		
5	(b) Youth Services Program ..	48,209,216	48,209,216
6	(c) Special Programming for		
7	Achievement Network (SPAN)		
8	Program	4,448,983	4,448,983
9	SOURCE OF FUNDS:		
10	(1) ETF	59,189,086	
11	Total Youth Services, Depart-		
12	ment of	59,189,086	59,189,086
13	3C. Colleges and Universities:		
14	1. Alabama Agricultural and		
15	Mechanical University, Board		
16	of Trustees:		
17	(a) Operations and Maintenance		
18	and Program Support	32,175,114	60,320,638
19			
20	(b) Extension-Urban Affairs		
21	and Non-Traditional Land		
22	Grant Programs	3,945,155	3,945,155
23	Pursuant to Knight v. Alabama		
24	Final Settlement Agreement.		
25	(c) Agricultural Research Sta-		
26	tion Fixed Costs	292,182	292,182
27	Pursuant to Knight v. Alabama		
28	Final Settlement Agreement.		
29	(d) Auxiliary Enterprises ...		
30	(e) Restricted Funds		
31	(f) Agricultural Research and		
32	Extension-State Match	1,190,097	1,190,097
33	SOURCE OF FUNDS:		
34	(1) ETF	37,602,548	
35	(2) Federal and Other Funds .		118,576,868
36	Total Alabama Agricultural and		
37	Mechanical University, Board		
38	of Trustees	37,602,548	156,179,416



	Education Trust Fund	Earmarked Funds	Appropriation Total
1			
2	2. Alabama State University,		
3	Board of Trustees:		
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27	3. Alabama, University of,		
28	Board of Trustees:		
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	Education Trust Fund	Earmarked Funds	Appropriation Total
1 University of Alabama in			
2 Huntsville			
3			
4 (d) Special Mental Health and			
5 Chauncey Sparks Center for			
6 Developmental and Learning			
7 Disorders, University of			
8 Alabama at Birmingham	3,406,977		3,406,977
9 (e) School of Optometry			
10 Fund-Transfer to University			
11 of Alabama at Birmingham			
12 School of Optometry, esti-			
13 mated		70,000	70,000
14 (f) Auxiliary Enterprises ...		144,702,991	144,702,991
15 (g) Restricted Funds		567,711,026	567,711,026
16 (h) University of Alabama at			
17 Birmingham Cancer Center ..	5,052,527		5,052,527
18 SOURCE OF FUNDS:			
19 (1) ETF	454,258,331		
20 (2) Federal and Other Funds .		2,704,353,274	
21 Total Alabama, University of,			
22 Board of Trustees	454,258,331	2,704,353,274	3,158,611,605
23 4. Auburn University, Board of			
24 Trustees:			
25 (a) Operations and Maintenance			
26 and Program Support, Auburn			
27 University	159,106,141	391,800,943	550,907,084
28			
29 (b) Auxiliary Enterprises ...		115,901,473	115,901,473
30 (c) Restricted Funds		190,337,611	190,337,611
31 (d) Operations and Maintenance			
32 and Program Support, Alabama			
33 Agricultural Experiment Sta-			
34 tion	31,183,951	33,012,736	64,196,687
35			
36 (e) Operations and Maintenance			
37 and Program Support, Alabama			
38 Cooperative Extension System			
39	32,476,409	24,627,679	57,104,088



	Education Trust Fund	Earmarked Funds	Appropriation Total
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	Education Trust Fund	Earmarked Funds	Appropriation Total
1 (2) Federal and Other Funds .		132,934,994	
2 Total Jacksonville State Uni-			
3 versity, Board of Trustees ..	35,828,373	132,934,994	168,763,367
4 7. Montevallo, University of,			
5 Board of Trustees:			
6 (a) Operations and Maintenance			
7 and Program Support	18,173,840	25,281,078	43,454,918
8 (b) Auxiliary Enterprises ...		4,746,997	4,746,997
9 (c) Restricted Funds		9,516,841	9,516,841
10 SOURCE OF FUNDS:			
11 (1) ETF	18,173,840		
12 (2) Federal and Other Funds .		39,544,916	
13 Total Montevallo, University			
14 of, Board of Trustees	18,173,840	39,544,916	57,718,756
15 8. North Alabama, University			
16 of, Board of Trustees:			
17 (a) Operations and Maintenance			
18 and Program Support	25,642,661	44,052,765	69,695,426
19 (b) Auxiliary Enterprises ...		9,327,289	9,327,289
20 (c) Restricted Funds		6,084,493	6,084,493
21 SOURCE OF FUNDS:			
22 (1) ETF	25,642,661		
23 (2) Federal and Other Funds .		59,464,547	
24 Total North Alabama, Univer-			
25 sity of, Board of Trustees ..	25,642,661	59,464,547	85,107,208
26 9. South Alabama, University			
27 of, Board of Trustees:			
28 (a) Operations and Maintenance			
29 and Program Support	101,780,681	163,426,329	265,207,010
30			
31 (b) Auxiliary Enterprises ...		17,510,585	17,510,585
32 (c) Restricted Funds		65,330,000	65,330,000
33 (d) University of South Ala-			
34 bama - Cancer Center	1,000,000		1,000,000



	Education Trust Fund	Earmarked Funds	Appropriation Total
1	SOURCE OF FUNDS:		
2	(1) ETF	102,780,681	
3	(2) Federal and Other Funds .	246,266,914	
4	Total South Alabama, Univer-		
5	sity of, Board of Trustees ..	102,780,681	246,266,914
			349,047,595
6	10. Troy University, Board of		
7	Trustees:		
8	(a) Operations and Maintenance		
9	and Program Support	45,832,146	202,263,817
			248,095,963
10			
11	(b) Auxiliary Enterprises ...		13,225,508
12	(c) Restricted Funds		6,727,380
			6,727,380
13	SOURCE OF FUNDS:		
14	(1) ETF	45,832,146	
15	(2) Federal and Other Funds .		222,216,705
16	Total Troy University, Board		
17	of Trustees	45,832,146	222,216,705
			268,048,851
18	11. West Alabama, University of,		
19	Board of Trustees:		
20	(a) Operations and Maintenance		
21	and Program Support	13,081,251	17,693,056
			30,774,307
22	Of the above appropriation,		
23	\$690,652 shall be expended for		
24	the Alabama Medical Education		
25	Consortium.		
26	(b) Auxiliary Enterprises ...		4,260,653
27	(c) Restricted Funds		3,049,640
			3,049,640
28	SOURCE OF FUNDS:		
29	(1) ETF	13,081,251	
30	(2) Federal Stimulus Funds,		
31	estimated		1,203,971
32	(3) Federal and Local Funds .		23,799,378
33	Total West Alabama, University		
34	of, Board of Trustees	13,081,251	25,003,349
			38,084,600



	Education Trust Fund	Earmarked Funds	Appropriation Total
1	3D. Alabama Innovation Fund:		
2	1. Alabama Innovation Fund:		
3	(a) Alabama Innovation Fund .	10,000,000	10,000,000
4	SOURCE OF FUNDS:		
5	(1) ETF	10,000,000	
6	Total Alabama Innovation Fund	10,000,000	10,000,000
7	3E. Other:		
8	1. Deaf and Blind, Alabama In-		
9	stitute for, Board of Trust-		
10	ees:		
11	(a) Adult Programs	9,069,124	7,799,979
12	(b) Children and Youth Pro-		
13	grams	26,261,733	5,224,538
14	(c) Industries for the Blind	7,728,285	25,168,432
15	SOURCE OF FUNDS:		
16	(1) ETF	43,059,142	
17	(2) Federal and Other Funds .		38,192,949
18	Total Deaf and Blind, Alabama		
19	Institute for, Board of Trust-		
20	ees	43,059,142	38,192,949
21	2. Knight v. Alabama - Finan-		
22	cial Obligations:		
23	(a) Support of State Universi-		
24	ties Program, Estimated ...	1,682,413	1,682,413
25	PhD in Microbi-		
26	ology	1,682,413	
27	Based on funding formula cal-		
28	culations provided by the Ala-		
29	bama Commission on Higher Edu-		
30	cation. This appropriation is		
31	the sixth year of eight years		
32	of funding for this program.		
33	SOURCE OF FUNDS:		
34	(1) ETF	1,682,413	



	Education Trust Fund	Earmarked Funds	Appropriation Total
1 Total Knight v. Alabama - Fi-			
2 nancial Obligations	1,682,413		1,682,413
3 To be allocated and expended			
4 in accordance with the Final			
5 Order and Settlement Agreement			
6 in Knight v. Alabama, Civil			
7 Action CV 83-M-1676, 900 F			
8 Supp 272.			

9 Section 4. In addition to all other appropriations,
10 there is hereby appropriated \$8,940,252 from the Education
11 Trust Fund representing the remaining 50% of the interest in-
12 come accumulated at the rate of 6% from FY 1992 through FY
13 2002 for the K-12 school systems that did not receive alloca-
14 tions of interest from their Sixteenth Section Land Grants
15 held in trust by the State of Alabama, to be conditioned upon
16 the availability of funds, the recommendation of the Finance
17 Director, and approval of the Governor. This conditional ap-
18 propriation is pursuant to the Class Settlement Agreement
19 signed by the Covington County Circuit Court on December 9,
20 2004.

		Distribution of
21	School System Name	Interest
22	Autauga County	\$2,152
23	Baldwin County	55,478
24	Barbour County	341



1	Bibb County	13,475
2	Blount County	5,573
3	Calhoun County	567,608
4	Piedmont City	120
5	Cherokee County	35,893
6	Chilton County	19,172
7	Choctaw County	254,676
8	Clarke County	265,845
9	Thomasville City	17,620
10	Clay County	273
11	Cleburne County	1,819
12	Coffee County	15,199
13	Elba City	303
14	Enterprise City	271
15	Colbert County	862,096
16	Muscle Shoals City	58,834
17	Sheffield City	10,699
18	Tuscumbia City	56,553
19	Conecuh County	46



1	Coosa County	7,812
2	Covington County	1,335,886
3	Andalusia City	188,267
4	Opp City	161,250
5	Cullman County	95,546
6	Dale County	1,177
7	Daleville City	892
8	Dallas County	2,471
9	Selma City	1,266
10	DeKalb County	16,101
11	Fort Payne City	1,420
12	Elmore County	19,248
13	Tallassee City	1,156
14	Escambia County	249,835
15	Brewton City	20,523
16	Etowah County	107
17	Gadsden City	29
18	Fayette County	29,036
19	Franklin County	622,371



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



1	Macon County	13,766
2	Madison County	61
3	Huntsville City	522
4	Madison City	108
5	Marengo County	113,077
6	Demopolis City	2,559
7	Linden City	36,318
8	Marion County	343,220
9	Winfield City	31,151
10	Marshall County	11,001
11	Guntersville City	102
12	Monroe County	10,760
13	Montgomery County	117
14	Morgan County	603
15	Decatur City	66,869
16	Perry County	2,074
17	Pickens County	1,717
18	Pike County	83
19	Randolph County	6,074



1	Roanoke City	852
2	Russell County	107
3	Phenix City	21
4	Saint Clair County	22,582
5	Pell City	89
6	Shelby County	6,914
7	Sumter County	41,067
8	Talladega County	201
9	Sylacauga City	48
10	Talladega City	28
11	Tallapoosa County	15
12	Tuscaloosa County	10,950
13	Tuscaloosa City	41
14	Walker County	346
15	Washington County	303,595
16	Wilcox County	30,619
17	Winston County	26,025
18	Haleyville City	5,143



1 Section 5. In addition to all other appropriations,
 2 there is hereby appropriated from the Education Trust Fund the
 3 following amounts to be conditioned upon the availability of
 4 funds, the recommendation of the Director of Finance, and the
 5 approval of the Governor:

6	Entity	Appropriation
7	a. Department of Education-for the Al- abama Math/Science/Technology Ini- tiative	\$5,000,000
8	b. Foundation Program/Local Boards of Education - Other Current Expense	\$20,000,000
9	c. Department of Rehabilitation Ser- vices	\$5,000,000

10 Section 6. 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



1 or purposes for which the grant or contribution was or shall
2 be made. Further, all state, county, municipal and educational
3 entities are authorized to disburse such sums as deemed
4 necessary by mutual agreement between said entities and the
5 State of Alabama, Department of Examiners of Public Accounts
6 to partially defray the cost of auditing services performed by
7 said agency. All such sums are hereby appropriated and
8 reappropriated if necessary to the Department of Examiners of
9 Public Accounts for audit services, to be expended through the
10 fund established by Section 41-5-24, Code of Alabama 1975.

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

21 Section 8. Nothing in this act shall be construed to
22 affect or repeal any law authorizing or permitting any
23 college, school or other education or eleemosynary institution
24 of the State to receive, collect or disburse any fees,
25 tuitions, charges, sales, endowments, trusts or income
26 therefrom, which are now or may hereafter be authorized to
27 receive, collect or disburse. The receiving college, school or



1 institution shall further maintain separate accounts for such
2 receipts or shall maintain a system of accounting which will
3 show a cash flow of such receipts received under the provision
4 of this appropriation.

5 Section 9. The appropriations made herein to the
6 departments, boards, offices, commissions, and agencies
7 include the amount necessary and said departments, boards,
8 offices, commissions, and agencies are hereby directed to make
9 the transfer of funds to the State Personnel Department in the
10 amounts enumerated in the general appropriations act for the
11 fiscal year ending September 30, 2012. All agencies and
12 institutions enumerated in this act that receive services from
13 other governmental agencies enumerated in this act or the
14 general appropriations act shall make full payment in a timely
15 manner (as determined by the Department of Finance) for such
16 services.

17 Section 10. All encumbered balances of a previous
18 fiscal year appropriation other than the exclusions authorized
19 by the Code of Alabama 1975, Section 41-4-93, shall lapse no
20 later than September 30 of the fiscal year immediately
21 following the fiscal year for which the appropriation was made
22 and shall revert to the credit of the Education Trust Fund or
23 earmarked fund from which the appropriation or appropriations
24 were made.

25 Section 11. Upon certification to the Director of
26 Finance by the State Attorney General that a federal court has
27 ordered the State of Alabama to pay claims, attorney fees, or



1 other costs relating to said court order, funds are hereby
2 appropriated to the affected department, board, bureau, or
3 commission in the amount necessary to satisfy that court
4 order. Such appropriations are in addition to any other
5 appropriation heretofore or hereafter made in this
6 appropriation act. Such appropriations are conditioned upon
7 the availability of funds and a determination by the Director
8 of Finance that other current appropriations are not available
9 for court-ordered payments.

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



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

25 Section 13. For FY 2012, local boards of education
26 may exercise flexibility among line item expenditures, not to



1 create a reduction of earned teacher units and/or local board
2 of education support personnel.

3 Section 14. No funds provided herein for the public
4 schools shall be used for the payment of any salaries of
5 personnel which are not under the direct control, employment,
6 and supervision of local boards of education; provided,
7 however, that this section shall not apply to the
8 construction, renovation, or major repair of buildings or
9 other capital improvements which are beyond the capacity of
10 regular employees to perform.

11 Section 15. Notwithstanding any other provisions of
12 this act or any other act, any amount from appropriations for
13 the fiscal year ending September 30, 2011 to the various state
14 agencies and institutions in this act which are unexpended and
15 reverted on September 30, 2011 are hereby reappropriated to
16 the respective offices for the fiscal year beginning October
17 1, 2011.

18 Section 16. If merit pay increases are reinstated
19 after December 31, 2011, current anniversary dates will be
20 maintained for all employees. Agencies are prohibited from
21 adjusting employee anniversary dates to obtain merit pay
22 increases at an earlier date.

23 Section 17. The appropriations made herein to the
24 departments, boards, offices, commissions and agencies include
25 the amounts necessary to pay the State Employee Health
26 Insurance Board (SEIB). The SEIB rate shall be \$765 per month
27 for each full-time employee for the fiscal year ending



1 September 30, 2012. The SEIB shall adjust the insurance
2 program wherever appropriate to maintain the aforementioned
3 fixed rate.

4 Section 18. If any section, paragraph, sentence,
5 clause, provision or portion of this act or all or any portion
6 of the appropriations herein made is held unconstitutional or
7 invalid, it shall not affect any other section, paragraph,
8 sentence, clause, provision or portion of this act or any
9 other appropriation or appropriations or portion thereof
10 hereby made not in and of itself unconstitutional or invalid.

11 Section 19. All laws or parts of laws, general,
12 special, private or local in conflict with or inconsistent
13 with the provisions of this act are hereby expressly repealed.

14 Section 20. This act shall become effective on
15 October 1, 2011.