

1 HB433  
2 128584-3  
3 By Representative Love  
4 RFD: Ways and Means Education  
5 First Read: 05-APR-11

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2 ENROLLED, An Act,

3           To provide authority for the State School  
4 Superintendent to approve the use of Other Current Expense  
5 funds allocated to local boards of education for Child  
6 Nutrition Programs in the annual Education Trust Fund  
7 appropriations act for the fiscal year ending September 30,  
8 2011 for purposes other than pass-through calculations to the  
9 Child Nutrition Programs of the local boards of education.

10 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

11           Section 1. The Legislature finds that proration of  
12 the Education Trust Fund creates a hardship for local boards  
13 of education and desires to provide some relief to local  
14 school systems by allowing flexibility of certain Other  
15 Current Expense funds.

16           Section 2. This act would authorize the State School  
17 Superintendent to approve the use of Other Current Expense  
18 funds allocated to local boards of education for pass-through  
19 calculations to the Child Nutrition Programs as designated in  
20 Section 13 of Act No. 2010-610 for other uses as allowed by  
21 state law and/or as set forth by rules or regulations of the  
22 State Board of Education.

23           Section 3. The State School Superintendent may  
24 approve a request by a local board of education for  
25 redirecting Other Current Expense funds designated for

1 pass-through calculations to their local Child Nutrition  
2 Program if the redirected funds do not prevent the Child  
3 Nutrition Program of the local board of education from  
4 maintaining a fund balance ~~sufficient to pay expenditures for~~  
5 ~~the fiscal year ending September 30, 2011~~ equal to or greater  
6 than a two-month operating reserve for the fiscal year ending  
7 September 30, 2011.

8 Section 4. No Child Nutrition Program worker  
9 employed by a local board of education shall have their  
10 contract or contracted salary reduced as a result of this act.

11 Section 5. This act shall become effective  
12 immediately following its passage and approval by the  
13 Governor, or its otherwise becoming law.

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Speaker of the House of Representatives

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President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in  
and was passed by the House 13-APR-11, as amended.

Greg Pappas  
Clerk

Senate	<hr/> 03-MAY-11 <hr/>	Amended and Passed
House	<hr/> 04-MAY-11 <hr/>	Concurred in Sen- ate Amendment