

1 HB123
2 131986-2
3 By Representative Love
4 RFD: Ways and Means Education
5 First Read: 01-MAR-11

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ENROLLED, 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 (a), (b), (c), (d), (e), and (f) of Section 3 and Sections 4, 5, 11, 15 and 18 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, contributions, or entitlements, including grants by the Congress of the United States, municipalities or counties.

Section 2. (a) The appropriations provided for in this act shall be paid from funds in the State Treasury to the credit of the Education Trust Fund, Alabama Peace Officers'

1 Standards and Training Fund, Impaired Drivers Trust Fund,
2 Driver Education and Training Fund, Special Education
3 Catastrophic Fund, and Public School Fund and are hereby made
4 for the support of public education in Alabama for the fiscal
5 year ending September 30, 2012, and the appropriations herein
6 made shall be subject to the provisions, terms, conditions and
7 limitations of the Budget and Financial Control Act (Code of
8 Alabama 1975, Sections 41-4-80 et seq.), the provisions of the
9 Budget Management Act of 1976 (Code of Alabama 1975, Sections
10 41-19-1 et seq.), and shall be in the amounts hereinafter
11 specified.

12 (b) Amounts shown hereinunder the columns "Earmarked
13 Funds" and "Appropriation Total" are as set forth for the
14 purpose of establishing amounts estimated to be available by
15 programmatic area from sources other than those listed in
16 subsection (a) of this Section 2, in order, upon consideration
17 of such other funds so estimated to be available, to promote
18 the accountability for an efficient use of funds available,
19 and the same are hereby appropriated by the Legislature.
20 Provided, however, that regardless of the ending date of any
21 pay period which has been or may be established by the
22 Legislature for the payment of salaries of state employees,
23 the entire payment due shall be made from the fiscal year's
24 appropriation in which the pay date falls.

25 Section 3.

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
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1				
2	3A. Legislative Branch:			
3	1. Examiner of Public Accounts:			
4	(a) Audit Services Program ...	6,531,897		6,531,897
5	SOURCE OF FUNDS:			
6	(1) ETF.....	6,531,897		
7	Total Examiner of Public Ac-			
8	counts.....	6,531,897		6,531,897
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9	The above appropriation shall			
10	be used for educational au-			
11	dits. The Department of Exam-			
12	iners of Public Accounts is			
13	hereby authorized to examine			
14	as deemed necessary all appro-			
15	priations herein made for com-			
16	pliance with the laws of the			
17	State of Alabama. Any examina-			
18	tion performed shall be in			
19	accordance with the provisions			
20	of Title 41, Chapter 5, Code			
21	of Alabama 1975. State enti-			
22	ties are hereby authorized to			
23	reimburse the Examiner of Pub-			
24	lic Accounts the full cost for			
25	auditing funds from the Ameri-			
26	can Recovery and Reinvestment			
27	Act of 2009 and such funds are			
28	hereby appropriated to the			
29	Examiners of Public Accounts.			
30	2. Law Institute, Alabama:			
31	(a) Support of Other Educa-			
32	tional Activities Program ..	257,707		257,707
33	SOURCE OF FUNDS:			
34	(1) ETF.....	257,707		
35	Total Law Institute, Alabama .	257,707		257,707
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36	3. Legislative Fiscal Office:			
37	(a) Legislative Operations and			
38	Support Program.....	327,622		327,622

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	SOURCE OF FUNDS:		
2	(1) ETF.....	327,622	
3	Total Legislative Fiscal Of-		
4	fice.....	327,622	327,622
5	4. Legislative Reference Ser-		
6	vice:		
7	(a) Legislative Operations and		
8	Support Program.....	94,401	94,401
9	SOURCE OF FUNDS:		
10	(1) ETF.....	94,401	
11	Total Legislative Reference		
12	Service.....	94,401	94,401
13	This appropriation to the Leg-		
14	islative Reference Service		
15	shall be expended for the re-		
16	vision of Title 16 of the Code		
17	of Alabama 1975.		
18	3B. Executive Branch:		
19	1. American Legion and Auxil-		
20	iary Scholarships:		
21	(a) Financial Assistance Pro-		
22	gram, Estimated.....	112,500	112,500
23	SOURCE OF FUNDS:		
24	(1) ETF.....	112,500	
25	Total American Legion and Aux-		
26	iliary Scholarships	112,500	112,500
27	To be expended under the pro-		
28	visions of the Code of Alabama		
29	1975, Sections 16-31-1 through		
30	16-31-4.		
31	2. Archives and History, De-		
32	partment of:		
33	(a) Historical Resources Man-		
34	agement Program.....	3,538,705	3,538,705
35	SOURCE OF FUNDS:		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	(1) ETF.....	3,538,705	
2	Total Archives and History,		
3	Department of.....	3,538,705	3,538,705
4	The above appropriation shall		
5	be expended to support the		
6	educational functions of Ar-		
7	chives and History.		
8	3. Arts, State Council on the:		
9	(a) Fine Arts Program	3,433,068	893,500
			4,326,568
10	SOURCE OF FUNDS:		
11	(1) ETF.....	3,433,068	
12	(2) Federal and Local Funds ..		893,500
13	Total Arts, State Council on		
14	the.....	3,433,068	893,500
			4,326,568
15	4. Building Commission, State:		
16	(a) Special Services Program .	509,720	509,720
17	SOURCE OF FUNDS:		
18	(1) ETF-Transfer.....	509,720	
19	Total Building Commission,		
20	State.....	509,720	509,720
21	5. Child Abuse and Neglect Pre-		
22	vention, Department of:		
23	(a) Social Services Program ..	1,151,967	1,151,967
24	In accordance with Sections		
25	26-16-1 et seq., Code of Ala-		
26	bama 1975. Of the above appro-		
27	priation to the Department of		
28	Child Abuse and Neglect Pre-		
29	vention, \$669,068 shall be		
30	expended for the Child Advo-		
31	cacy Centers.		
32	SOURCE OF FUNDS:		
33	(1) ETF-Transfer.....	1,151,967	

	<u>Education Trust</u>	<u>Earmarked Funds</u>	<u>Appropriation To-</u>
	<u>Fund</u>		<u>tal</u>
1	Total Child Abuse and Neglect		
2	Prevention, Department of	1,151,967	1,151,967
3	6. Children's Affairs, Depart-		
4	ment of:		
5	(a) Social Services Program ..	17,998,620	17,998,620
6	The proposed spending plan for		
7	the ETF monies included in the		
8	above program is as follows:		
9	Office of		
10	School Read-		
11	ness 17,825,502		
12	Operations and		
13	Maintenance ... 173,118		
14	SOURCE OF FUNDS:		
15	(1) ETF.....	17,998,620	
16	Total Children's Affairs, De-		
17	partment of.....	17,998,620	17,998,620
18	7. Debt Service:		
19	(a) General Obligation Bonds,		
20	Series 2010-A, or subsequent		
21	refunding issue, Estimated .	2,453,890	2,453,890
22	(b) General Obligation Bonds,		
23	Series 2005-A, Estimated ...	5,998,298	5,998,298
24	(c) Payments on Endowments ...	81,880	81,880
25	Payments on endowments shall		
26	be as follows:		
27	For interest on Auburn Univer-		
28	sity Endowment ...20,280		
29	For interest on University of		
30	Alabama Endowment ...61,000		
31	For interest on Grove Hill		
32	Endowment ...600		
33	(d) Interest on Public School		
34	Fund Endowment.....	532,864	532,864
35	Interest on Public School Fund		
36	Endowment shall be as follows:		
37	Interest on 16th Section		
38	Lands, Estimated ...410,000		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Interest on School Indemnity		
2	Lands, Estimated ...90,000		
3	Interest on Valueless 16th		
4	Section Land ...5,825		
5	Interest on Surplus Revenue		
6	...26,764		
7	Interest on James Wallace Fund		
8	...275		
9	(e) General Obligation Bonds,		
10	Series 2010-B, Estimated ... 554,288 554,288		
11	SOURCE OF FUNDS:		
12	(1) ETF, Estimated..... 9,088,356		
13	(2) ETF-Transfer..... 532,864		
14	Total Debt Service..... 9,621,220 9,621,220		
15	In addition to the above ap-		
16	propriation for debt service,		
17	there is hereby appropriated		
18	from the APSCA 2009-D Fiscal		
19	Fees and Expense Fund an		
20	amount as deemed necessary by		
21	the Director of Finance to		
22	make payments for the fiscal		
23	fees and other expenses asso-		
24	ciated with the APSCA 2009-D		
25	bonds.		
26	8. Dental Scholarship Awards,		
27	Board of:		
28	(a) Support of Other Educa-		
29	tional Activities Program .. 199,131 199,131		
30	To be expended under the pro-		
31	visions of Code of Alabama		
32	1975, Sections 16-47-76		
33	through 16-47-81.		
34	SOURCE OF FUNDS:		
35	(1) ETF..... 199,131		
36	Total Dental Scholarship		
37	Awards, Board of..... 199,131 199,131		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	9. Education, State Board of -		
2	Local Boards of Education:		
3	(a) Foundation Program	3,265,968,556	531,864,840
4	Notwithstanding Section		3,797,833,396
5	16-13-232 of the Code of Ala-		
6	bama, 1975, of the above ap-		
7	propriation for current units,		
8	\$320,000 shall be earmarked to		
9	fund current units for the		
10	Saraland City School System.		
11	(b) Transportation Program ...	295,050,615	295,050,615
12	The rate per day for two per-		
13	sonal days and five sick days		
14	for transportation personnel		
15	shall be \$40.		
16	(c) At-Risk Student Program ..	22,713,844	22,713,844
17	Each district shall receive		
18	its pro rata share for each		
19	student who is defined as be-		
20	ing at-risk of dropping out of		
21	school or is performing at an		
22	academic level below current		
23	grade placement. At-risk stu-		
24	dents shall be defined as		
25	those students who score at		
26	level 1 or level 2 (not profi-		
27	cient/partially proficient) in		
28	reading or mathematics on the		
29	current state assessments.		
30	Further, local school faculty		
31	and the school principal shall		
32	make specific recommendations		
33	for students at the school to		
34	be included as participants in		
35	the at-risk program. At-risk		
36	funds may be expended for stu-		
37	dent programs to improve the		
38	efficiency and utilization of		
39	technology-based educational		
40	resources in the classroom. As		
41	a part of the above appropria-		
42	tion for the At-Risk Student		
43	Program, there is hereby ap-		
44	propriated \$750,000 for the		
45	Alabama Student Information		

	<u>Education Trust</u>	<u>Earmarked Funds</u>	<u>Appropriation To-</u>
	<u>Fund</u>		<u>tal</u>
1	Management System (ASIMS).		
2	ASIMS will allow the continued		
3	support and maintenance of the		
4	Information Management System		
5	which permits each Local Edu-		
6	cation Agency and the State		
7	Department of Education to		
8	comply with all state and fed-		
9	eral accountability standards		
10	and reporting obligations.		
11	(d) Endowment Interest Pro-		
12	gram-Public School Fund,		
13	Estimated.....	532,864	532,864
14	(e) Public School Fund, Esti-		
15	imated.....	170,000,000	170,000,000
16	Notwithstanding Section		
17	16-13-234 Code of Alabama,		
18	1975, the local boards of edu-		
19	cation shall have flexibility		
20	to spend Public School Funds		
21	appropriated in this Act, af-		
22	ter the payment of pledged		
23	debt service or obligated cap-		
24	ital projects, for other oper-		
25	ating expenses.		
26	(f) Board of Adjustment	623,226	623,226
27	(g) School Nurses Program	30,306,721	30,306,721
28	To be distributed so that each school system shall receive one nurse and an addi-		
29	tional nurse or fractions of a nursing allocation based upon the average daily mem-		
30	bership during the first 20 scholastic days after Labor Day of the preceding school		
31	year. The School Nurses Program shall use the following salary matrix to determine		
32	nursing salaries, based on 182 contract days and seven and one-half working hours		
33	per day. The pay of any part-time employee shall conform to the pro-rata share of		
34	the following matrix:		
35	Years Expe-		
36	rience	LPN	RN
			RN/MS
37	less than 3	18,492	35,178
38	3 but less		
39	than 6	20,323	38,693
40	6 but less		
41	than 9	21,197	40,387
42	9 but less		
43	than 12	21,472	40,929
			47,069

			Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	12 but less				
2	than 15	21,858	41,673	47,921	
3	15 but less				
4	than 18	22,339	42,623	49,017	
5	18 but less				
6	than 21	22,608	43,174	49,648	
7	21 but less				
8	than 24	22,878	43,724	50,285	
9	24 but less				
10	than 27	22,365	44,245	50,805	
11	27 or more	23,852	44,767	51,327	
12	Of the above appropriation for the School Nurses Program, there is hereby appropri-				
13	ated \$250,000 for the collection and management of statewide student health data,				
14	school by school by means of the Alabama Student Information Management System				
15	(ASIMS).				
16	(h) Capital Outlay Pro-				
17	gram-Federal and Local				
18	Funds, Estimated.....			50,527,902	50,527,902
19	(i) Information Technology				
20	Services Program.....		3,592,920		3,592,920
21	The above appropriation shall				
22	be expended by local school				
23	systems towards the position				
24	of a district technology coor-				
25	dinator that meets the job				
26	description and qualifications				
27	as established by the State				
28	Board of Education and serves				
29	as the primary point of con-				
30	tact for all technology is-				
31	sues. The District Technology				
32	Coordinator, as directed by				
33	the school system, shall be				
34	responsible for a technology				
35	program that ensures the				
36	proper accountability for the				
37	following: technology funds;				
38	technology professional devel-				
39	opment; technology planning				
40	and reporting; coordination of				
41	technology across all pro-				
42	grams; a safe, secure, and				
43	fully operable network; tech-				
44	nology procurement and inven-				

	<u>Education Trust</u>	<u>Earmarked Funds</u>	<u>Appropriation To-</u>
	<u>Fund</u>		<u>tal</u>
1	tory; technology support for		
2	data management; technology		
3	support for distance learning;		
4	annual E-rate application;		
5	and, directing a program to		
6	ensure all state standards		
7	involving technology for		
8	teachers, administrators, and		
9	students are met and technol-		
10	ogy is integrated throughout		
11	the curriculum.		
12	SOURCE OF FUNDS:		
13	(1) ETF.....	3,618,255,882	
14	(2) Federal and Local Funds ..		582,392,742
15	(3) Public School Fund, Esti-		
16	mated.....		170,532,864
17	Total Education, State Board		
18	of - Local Boards of Education		
19	.....	3,618,255,882	752,925,606
			4,371,181,488

20 The above appropriation shall be distributed by the State Board of Education in ac-
 21 cordance with the provisions of the Code of Alabama 1975, Sections 16-13-230 through
 22 16-13-239, and all other laws and regulations of the State Board of Education relat-
 23 ing to the expenditure of such funds. These funds shall be used to provide a minimum
 24 school term of 180 full instructional days and for equitable educational opportuni-
 25 ties in the public schools of the state. Foundation Program calculations for FY
 26 2011-2012 are based on the funding divisors set forth below. Units earned under the
 27 Foundation Program shall be employed as regular classroom teachers and assigned by
 28 the local Board of Education. The divisors listed below shall not serve to prescribe
 29 pupil-teacher ratios. It is the intent of the Legislature that local boards have
 30 flexibility in determining where reductions are made. Any reductions made using
 31 flexibility of state units must comply with federal comparability and supplanting
 32 guidelines. Each district will submit an application for approval by the State Su-
 33 perintendent as to unit allocation adjustments requested.

34	Grades K-3	14.25
35	Grades 4-6	21.85
36	Grades 7-8	20.45
37	Grades 9-12 ...	18.45

38 It is the intent of the Legislature to return to the divisor ratios as described in
 39 the FY 2011 Education Budget as soon as it is fiscally possible. In allocating the
 40 funds in the Foundation Program, the State Board of Education shall allot funds

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
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1 based on the rates established as follows:

2 The Foundation Program shall use the following salary matrix to determine the cost
3 of instructional salaries, based on 187 contract days, and any part-time contract
4 shall conform to the pro-rata share of the following matrix:

5	Years Expe-	BS	MS	6Y	DO	ND
6	rience					
7	less than 3	36,144	41,564	44,818	48,071	36,144
8	3 but less					
9	than 6	39,756	45,720	49,297	52,877	39,756
10	6 but less					
11	than 9	41,497	47,721	51,470	55,191	41,497
12	9 but less					
13	than 12	42,053	48,362	52,148	55,932	42,053
14	12 but less					
15	than 15	42,818	49,238	53,093	56,949	42,818
16	15 but less					
17	than 18	43,794	50,364	54,305	58,244	43,794
18	18 but less					
19	than 21	44,360	51,012	55,005	58,999	44,360
20	21 but less					
21	than 24	44,926	51,666	55,708	59,752	44,926
22	24 but less					
23	than 27	45,461	52,201	56,245	60,288	45,461
24	27 or more	45,997	52,737	56,780	60,824	45,997

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

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 \$134.78 per unit earned in the Foundation Program. Funds allocated for
40 instructional support units to meet SACS standards may be used for principals, as-
41 sistant principals, counselors, and librarians and library aides, as calculated by
42 the State Department of Education and assigned to the schools where such units are
43 earned. An instructional support unit earned for a principal shall be increased by

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	.31 for elementary schools, .35 for middle schools, and .45 for secondary schools		
2	and unit schools. An instructional support unit earned for an assistant principal		
3	shall be increased by .10 for elementary schools, middle schools, secondary schools		
4	and unit schools. An instructional support unit earned for a counselor shall be in-		
5	creased by .03 for secondary schools and unit schools. The budgeting and expenditure		
6	of funds in the Foundation Program at the local level shall be determined and made		
7	by the local board of education in accordance with rules and regulations of the		
8	State Board of Education and all laws governing such school budgets and expendi-		
9	tures. It is the intent of the Legislature that funds allocated for textbooks shall		
10	be expended to purchase textbooks within the first two weeks of the school year.		
11	10. Education, State Board of -		
12	Two-Year College System:		
13	(a) Operations and Maintenance		
14	.....	272,452,704	344,318,082
15			616,770,786
16	(b) Auxiliary Enterprises		
17			31,955,187
18	(c) Restricted Funds		
19			352,586,669
20	(d) Operations and Maintenance		
21	of Postsecondary Prison Edu-		
22	cation (ETF).....		
23	.....	8,344,289	8,344,289
24	Of the above appropriation, up		
25	to \$1,999,898 shall be ex-		
26	pended for Therapeutic Educa-		
27	tion.		
28	(e) Adult Education Program .		
29	.....	12,823,901	12,405,782
30			25,229,683
31	(f) Special Populations Train-		
32	ing.....		
33	.....	5,102,314	5,102,314
34	For programs to prepare the		
35	inmate population, parolees or		
36	other special populations des-		
37	ignated by the Chancellor for		
38	entry into the workforce		
39	through adult education,		
40	preemployment skills training,		
41	and short-term intensive ca-		
42	reer technical training.		
43	(g) Mine Safety Training Pro-		
44	gram at Bevill State Commu-		
45	nity College.....		
46	.....	237,768	237,768
47	(h) Postsecondary Education		
48	Department - Administration .		
49	.....	5,655,223	3,933,333
50			9,588,556
51	(i) Postsecondary/Tech Col-		
52	.....	248,237	2,750,000
53			2,998,237

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	leges - Truck Driving Train-		
2	ing.....		
3	Of the above appropriation,		
4	\$248,237 shall be expended for		
5	the Truck Driver Training Pro-		
6	gram at Central Alabama Commu-		
7	nity College. The above appro-		
8	priation from earmarked funds		
9	is estimated and shall be ex-		
10	pended pursuant to Section		
11	32-5-313, Code of Alabama		
12	1975.		
13	(j) Workforce Development	4,387,812	22,051,368
14	The Workforce Development		
15	funds shall be distributed by		
16	the State Board of Education		
17	upon recommendation of the		
18	Chancellor to develop and im-		
19	plement programs to provide a		
20	skilled workforce and to pro-		
21	vide college operations and		
22	maintenance allocations for		
23	workforce and economic devel-		
24	opment. Of the above appropri-		
25	ation for Workforce Develop-		
26	ment, at least 30% shall be		
27	recommended by the Workforce		
28	Departmental Review Committee		
29	to the Chancellor for		
30	workforce development programs		
31	in the twenty-three counties		
32	with the highest unemployment		
33	rates in Alabama and these		
34	programs shall not be subject		
35	to review and approval by the		
36	State Workforce Planning Coun-		
37	cil. The Chancellor shall sub-		
38	mit a quarterly report to the		
39	Chair of the Senate Committee		
40	on F&T-Education, the Chair of		
41	the House Ways and Means Edu-		
42	cation Committee and the Di-		
43	rector of the Legislative Fis-		
44	cal Office, with such report		
45	noting the counties impacted		
46	by this provision, the number		
47	of persons served and the		

	<u>Education Trust</u>	<u>Earmarked Funds</u>	<u>Appropriation To-</u>
	<u>Fund</u>		<u>tal</u>
1	amounts expended under this		
2	provision. Of the above appro-		
3	priation for Workforce Devel-		
4	opment, \$400,000 shall be ex-		
5	pended for Career Coaches.		
6	(k) Marion Military Institute .	6,052,192	6,052,192
7	Of the above appropriation,		
8	\$177,000 shall be expended for		
9	debt service.		
10	(l) Alabama Technology Network		
11	.....	4,680,370	4,680,370
12	Of the above appropriation to		
13	the Alabama Technology Net-		
14	work, \$259,088 shall be ex-		
15	pended for Workforce Training.		
16	(m) English as a Second Lan-		
17	guage.....	97,000	97,000
18	Of the above appropriation to		
19	the Two-Year College System, a		
20	total of \$97,000 shall be used		
21	by the Chancellor to contract		
22	with other public or private		
23	institutions of higher educa-		
24	tion in order to provide pro-		
25	grams designed to provide as-		
26	sistance to persons attending		
27	or served by the colleges that		
28	do not utilize English as		
29	their native language so they		
30	may become proficient in read-		
31	ing, writing and speaking Eng-		
32	lish.		
33	SOURCE OF FUNDS:		
34	(1) ETF.....	320,081,810	
35			
36	(2) Federal and Other Funds ..		<u>770,000,421</u>
37	Total Education, State Board		
38	of - Two-Year College System .	<u>320,081,810</u>	<u>770,000,421</u>
39	(1) The allocations as set forth above shall be distributed by the State Board of		
40	Education through the Office of the Chancellor.		
41	(2) The above appropriation from the ETF for Operations and Maintenance shall be		

Education Trust Fund	Earmarked Funds	Appropriation To- tal
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distributed to each of the colleges, except Marion Military Institute. Shelton State Community College shall receive \$1,030,346 to operate the Poison Control Center. Of the above appropriation for Operations and Maintenance, in addition to their regular O & M distribution, \$150,000 shall be distributed to Gadsden State Community College for economic development, allied health sciences and nursing programs; \$100,000 shall be distributed to Enterprise/Ozark Community College Aeronautics School in Albertville; \$80,000 shall be distributed to Bishop State Community College for the welding program at the Carver Campus; and \$75,000 shall be distributed to Calhoun Community College for the Arts Center.

(3) 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 Ways and Means Education 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.

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

(a) Administrative Services Program.....	160,960,979	89,937,461	250,898,440
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The proposed spending plan for the ETF monies included in the above program is as follows:

Operations and Maintenance of the Department .	23,400,807
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Children's First Trust Fund	9,119,435
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Of the above appropriation, at least \$9,119,435 shall be expended in the same manner and for the same programs as the appropriation to the State Department of Education from the Children's First Trust Fund that was expended in FY 2005.

Community Edu- cation	628,868
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	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Operations and		
2	Maintenance for		
3	the Alabama		
4	Reading Initia-		
5	tive	58,153,789	
6	Operations and		
7	Maintenance for		
8	Math/Science/Te		
9	chnology Ini-		
10	tiative	26,049,318	
11	Arts Education		
12	for Art Educa-		
13	tion programs		
14	in areas evalu-		
15	ated and re-		
16	viewed by the		
17	Rural Develop-		
18	ment Agency ...	388,400	
19	Teacher/Student		
20	Testing	6,827,806	
21	To be expended for		
22	teacher/student test develop-		
23	ment and expenses directly		
24	related to teacher and student		
25	assessment.		
26	Children's Eye		
27	Screening Pro-		
28	gram and Fol-		
29	low-up Eye Care		
30	.....	2,137,144	
31	Of the above appropriation,		
32	\$1,068,572 shall be used to		
33	provide eye screening for		
34	Grades K, 2 and 4. The method		
35	of screening shall be color		
36	photo refraction as developed		
37	by the National Aeronautics		
38	and Space Administration and		
39	\$1,068,572 shall be used to		
40	provide follow-up care for		
41	those Grades K, 2 and 4 stu-		
42	dents. Follow-up eye care ser-		
43	vices shall include, but not		
44	be limited to, providing as-		
45	sistance in obtaining and co-		
46	ordinating local eye care ser-		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	vices for those children iden-		
2	tified as needing said fol-		
3	low-up eye care services		
4	whether insured, uninsured or		
5	underinsured. Children identi-		
6	fied as uninsured or		
7	underinsured shall be provided		
8	with free eye exams and free		
9	prescription spectacles. A		
10	database including specific		
11	data by child, grade,		
12	school/system, and services		
13	for outcome-based measurement		
14	shall be maintained and ar-		
15	chived.		
16	Governor's Lo-		
17	cal School and		
18	School System		
19	Academic and		
20	Financial Im-		
21	provement Pro-		
22	gram (At-Risk) . 10,867,913		
23	The above appropriation shall		
24	be expended for the operations		
25	and maintenance of at-risk		
26	programs to develop and imple-		
27	ment school improvement pro-		
28	grams' financial and/or aca-		
29	demic accountability in accor-		
30	dance with Section 16-6B-3;		
31	Section 16-13-233; Section		
32	16-39-11, Code of Alabama		
33	1975, and Administrative Pro-		
34	cedure 290-2-1-.05. At-risk		
35	funds shall be used to employ		
36	personnel under short-term		
37	contracts who shall be as-		
38	signed by the State Superin-		
39	tendent of Education to give		
40	direct assistance to schools		
41	which come under the jurisdic-		
42	tion of the Department in ac-		
43	cordance with Sections 16-6B-1		
44	through 16-6B-6, Code of Ala-		
45	bama 1975, which requires		
46	schools and/or school systems		
47	to be placed in intervention		
48	for academic and/or financial		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	reasons by the State Superin-		
2	tendent. The State Superinten-		
3	dent may further use these		
4	personnel to assist schools		
5	that are in need of academic		
6	and/or financial assistance as		
7	determined by the State Super-		
8	intendent of Education. These		
9	programs shall include, but		
10	not be limited to, after		
11	school programs, character		
12	education programs, drop-out		
13	prevention programs, summer		
14	programs, career technical		
15	youth programs, programs to		
16	improve reading, and/or math,		
17	and/or science skills to in-		
18	crease grade-to-grade promo-		
19	tion, high school graduation		
20	and college preparedness, and		
21	other activities designed to		
22	assist at-risk students. Per-		
23	sonnel employed or contracted		
24	by the Department for assis-		
25	tance in at-risk schools shall		
26	be on release status from		
27	their respective local boards		
28	of education and shall retain		
29	all benefits and tenure status		
30	unless they are given perma-		
31	nent employment in the State		
32	Department of Education. Funds		
33	may be allocated to entities		
34	that have and/or can effect		
35	positive results in improved		
36	student achievement. Any		
37	not-for-profit entity allo-		
38	cated funds for grants must		
39	comply with State of Alabama		
40	purchasing requirements for		
41	any goods and/or services or		
42	equipment purchased with grant		
43	funds. Any not-for-profit en-		
44	tity must verify its current		
45	Internal Revenue Service (IRS)		
46	status with the Department of		
47	Education prior to any grant		
48	funds being allocated.		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	School Account-		
2	ability Report		
3	Card	120,536	
4	For distribution of the School		
5	Accountability Report Card		
6	referred to in Section 16-6B-7		
7	of the Code of Alabama 1975 to		
8	every parent with a child in		
9	Alabama public schools.		
10	English as a		
11	Second Language		
12	Students Pro-		
13	gram	2,289,976	
14	Based on the 2010-11 school		
15	system count supplied to the		
16	Alabama Department of Educa-		
17	tion by each local superinten-		
18	dent of education, herein is		
19	appropriated on a per student		
20	basis to be utilized by local		
21	school boards to provide as-		
22	sistance to students not uti-		
23	lizing English as their native		
24	language so they may become		
25	proficient in reading, writ-		
26	ing, and speaking English at		
27	the earliest possible time.		
28	Tenure Arbitra-		
29	tion and/or		
30	Hearing Officer		
31	Costs	704,861	
32	Of the above appropriation for		
33	Tenure Arbitration and/or		
34	Hearing Officer Costs,		
35	\$125,615 shall be transferred		
36	to fund the Office of the At-		
37	torney General for performance		
38	of arbitration and/or Hearing		
39	Officer services, including		
40	administration of the State's		
41	tenure laws (Code of Alabama		
42	1975, Section 36-26-115).		
43	Teacher Re-		
44	cruitment In-		
45	centives	8,972	

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Distance Learn-		
2	ing.....	18,506,242	
3	Job descriptions shall be de-		
4	veloped by the State Depart-		
5	ment of Education for posi-		
6	tions funded by this appropri-		
7	ation. Hiring of personnel		
8	shall be monitored by the		
9	State Department of Education		
10	for compliance with these job		
11	descriptions. In addition,		
12	these funds shall be used ex-		
13	clusively to meet the distance		
14	learning initiative ACCESS		
15	(Alabama Connecting Class-		
16	rooms, Educators, and Students		
17	Statewide).		
18	Advanced Place-		
19	ment	1,271,179	
20	Dropout Preven-		
21	tion Pilot	485,733	
22	(b) Financial Assistance Pro-		
23	gram.....	32,472,138	891,888,851
24			924,360,989
25	The proposed spending plan for		
26	the ETF monies included in the		
27	above program is as follows:		
28	Southwest		
29	School of Deaf		
30	and Blind	196,367	
31	Home Instruc-		
32	tion for Par-		
33	ents of Pre-		
34	school Young-		
35	sters (HIPPY)		
36	Program	1,463,732	
37	Pre-School Pro-		
38	gram (Special		
39	Education)	1,733,423	
40	National Board		
41	for Profes-		
42	sional Teaching		
43	Standards	7,797,102	
44	The above appropriation in-		
	cludes funds to pay salary		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	supplements and related bene-		
2	fit costs for NBCT and other		
3	costs of the program. Supple-		
4	ment amounts will be deter-		
5	mined by the availability of		
6	funds based on the number of		
7	National Board Certified		
8	Teachers.		
9	Children's Hos-		
10	pital	110,586	
11	Career Tech		
12	Initiative	2,411,499	
13	The above appropriation shall		
14	be spent on expanding career		
15	tech learning opportunities		
16	for students and to extend		
17	leadership and student orga-		
18	nized activities throughout		
19	the state as defined by the		
20	State Superintendent of Educa-		
21	tion. Furthermore, not more		
22	than \$900,000 of the above		
23	appropriation shall be first		
24	used for agriscience purposes		
25	if an adequate number of RFP's		
26	are received. Such funds shall		
27	be made available through a		
28	competitive grant process to		
29	pay stipends, salaries, bene-		
30	fits and travel of agriscience		
31	teachers who work on a 220 day		
32	or less contract provided		
33	their duties and activities		
34	exceed existing contract		
35	length. In the event all the		
36	agriscience funds are not ap-		
37	plied for, the balance of the		
38	\$900,000 shall revert to the		
39	balance of the appropriation		
40	and shall be distributed at		
41	the discretion of the State		
42	Superintendent of Education		
43	for additional career tech		
44	initiatives not limited to but		
45	including travel and student		
46	leadership development activi-		
47	ties in other career tech pro-		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	gram disciplines.		
2	Teacher		
3	In-Service Cen-		
4	ters	2,691,750	
5	The State Board of Education,		
6	through the State Superinten-		
7	dent of Education, shall ad-		
8	minister the in-service cen-		
9	ters and shall monitor the		
10	centers for compliance with		
11	established accountability		
12	standards. The above appropri-		
13	ation to the In-Service Cen-		
14	ters shall be distributed to		
15	the existing eleven Teacher		
16	In-Service Centers in each		
17	geographical area of the state		
18	as follows:		
19	University of		
20	Alabama		
21	. . . . .	212,117	
22	University of		
23	Alabama at Bir-		
24	mingham		
25	. . . . .	293,609	
26	Alabama A and M		
27	University		
28	. . . . .	267,596	
29	Alabama State		
30	University		
31	. . . . .	230,610	
32	Athens State		
33	University		
34	. . . . .	223,546	
35	Auburn Univer-		
36	sity		
37	. . . . .	232,683	

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

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	20-day count of Average Daily		
2	Membership (ADM) of all stu-		
3	dents for the purpose of cre-		
4	ating a plan to prevent stu-		
5	dents from dropping out of		
6	school and to become high		
7	school graduates. Such plans		
8	may include, but not be lim-		
9	ited to, graduation coaches,		
10	remediation for students not		
11	passing all parts of the Grad-		
12	uation Exam, after-school and		
13	tutorial programs, ca-		
14	reer/technical programs, and		
15	early warning and prevention		
16	programs associated with the		
17	state courts and corrections.		
18	One-half is to be allocated		
19	for programs that serve		
20	at-risk students in one or		
21	more of the areas of character		
22	education, career/technical		
23	programs, programs that en-		
24	hance reading abilities in		
25	students during the school day		
26	and outside the normal school		
27	day, physical fitness and nu-		
28	trition programs to reduce		
29	childhood obesity, and other		
30	activities that increase		
31	grade-to-grade promotion, high		
32	school graduation, and career		
33	and college preparedness. Any		
34	private or not-for-profit en-		
35	tity allocated funds for		
36	grants must comply with State		
37	of Alabama purchasing require-		
38	ments for any goods and/or		
39	services or equipment pur-		
40	chased with grant funds. Any		
41	not-for-profit entity must		
42	verify its current Internal		
43	Revenue Service (IRS) status		
44	with the Department of Educa-		
45	tion prior to any grant funds		
46	being allocated.		
47	Jobs for Ala-		
48	bama's Gradu-	852,610	

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	ates (JAG)		
2	Virtual Library		
3	Project	3,022,627	
4	The State Department shall		
5	serve as the fiscal agent for		
6	the Virtual Library Project.		
7	Teach For Amer-		
8	ica.....	611,100	
9	(c) Alabama Science In Motion		
10	Program.....	1,691,487	1,691,487
11	All funds appropriated to this		
12	program shall be expended in		
13	accordance with Title 16,		
14	Chapters 61B and 61C, Code of		
15	Alabama 1975. Additionally,		
16	any funds unexpended and car-		
17	ried over from the prior fis-		
18	cal year are hereby		
19	reappropriated.		
20	(d) Disability Determination		
21	for Social Security Program .	87,238,903	87,238,903
22	SOURCE OF FUNDS:		
23	(1) ETF.....	193,433,117	
24	(2) ETF-Transfer.....	1,691,487	
25	(3) Driver Education and		
26	Training Fund.....	4,534,095	
27	(4) Federal and Local Funds ..	1,062,031,120	
28	(5) Special Education Cata-		
29	strophic Fund.....	2,500,000	
30	Total Education, State Depart-		
31	ment of.....	195,124,604	1,264,189,819
32	12. Educational Television Com-		
33	mission:		
34	(a) Capital Outlay Program ...	600,000	600,000
35	(b) Educational Television		
36	Program.....	4,951,123	898,721
37	SOURCE OF FUNDS:		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	(1) ETF.....	5,551,123	
2	(2) Federal and Local Funds ..		898,721
3	Total Educational Television		
4	Commission.....	5,551,123	898,721
			6,449,844
5	13. Executive Commission on Com-		
6	munity Services Grants, State:		
7	(a) Community Services Grants		
8	Program.....	4,092,084	4,092,084
9	Distributed pursuant to Sec-		
10	tion 29-2-123 of the Code of		
11	Alabama 1975, as amended.		
12	SOURCE OF FUNDS:		
13	(1) ETF.....	4,092,084	
14	The above appropriation shall		
15	be used for grants that pro-		
16	mote public education pur-		
17	poses.		
18	Total Executive Commission on		
19	Community Services Grants,		
20	State.....	4,092,084	4,092,084
21	14. Family Practice Rural Health		
22	Board:		
23	(a) Family Practice Rural		
24	Health Program.....	1,577,006	1,577,006
25			
26	SOURCE OF FUNDS:		
27	(1) ETF.....	1,577,006	
28	Total Family Practice Rural		
29	Health Board.....	1,577,006	1,577,006
30	Of the above appropriation, at		
31	least \$101,050 shall be ex-		
32	pended for the Auburn Rural		
33	Health Program; a minimum of		
34	\$81,650 shall be expended for		
35	the Tuskegee Area Health Edu-		
36	cation Center (TAHEC);		
37	\$440,909 shall be expended for		

	<u>Education Trust</u>	<u>Earmarked Funds</u>	<u>Appropriation To-</u>
	<u>Fund</u>		<u>tal</u>
1	the Rural Medical Scholars		
2	Program at the University of		
3	Alabama at Tuscaloosa; and		
4	\$91,350 shall be expended for		
5	the Rural Health Program at		
6	the University of Alabama in		
7	Huntsville.		
8	15. Finance, Department of:		
9	(a) Employee Benefits Program .	1,358,000	1,358,000
10	SOURCE OF FUNDS:		
11	(1) ETF, Estimated.....	<u>1,358,000</u>	
12	Total Finance, Department of .	<u>1,358,000</u>	<u>1,358,000</u>
13	To be distributed by the State		
14	Comptroller to the designated		
15	beneficiaries or estates for		
16	unused sick leave pursuant to		
17	Code of Alabama 1975, Section		
18	16-1-18.2.		
19	16. Finance, Department of -		
20	Telephone Revolving Fund:		
21	(a) Information Systems Pro-		
22	gram.....	109,585	109,585
23	SOURCE OF FUNDS:		
24	(1) ETF-Transfer.....	<u>109,585</u>	
25	Total Finance, Department of -		
26	Telephone Revolving Fund	<u>109,585</u>	<u>109,585</u>
27	The Telephone Revolving Fund		
28	shall assess to using agencies		
29	and institutions any addi-		
30	tional amount necessary to		
31	provide continuing		
32	non-interrupted service of a		
33	minimum maintenance level.		
34	17. Fine Arts, Alabama School of:		
35	(a) Financial Assistance Pro-		
36	gram.....	6,321,982	1,178,429
37	SOURCE OF FUNDS:		
		7,500,411	

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	(1) ETF.....	6,321,982	
2	(2) Federal and Local Funds ..		1,178,429
3	Total Fine Arts, Alabama		
4	School of.....	6,321,982	1,178,429
			7,500,411
5	18. Fire Fighters' Personnel		
6	Standards and Education Com-		
7	mission, Alabama/Fire College		
8	Shelton State Community Col-		
9	lege:		
10	(a) Operations and Maintenance		
11	.....	3,731,064	2,052,250
12	Of the above appropriation,		
13	\$158,514 shall be expended to		
14	operate the Risk Watch Pro-		
15	gram.		
16	SOURCE OF FUNDS:		
17	(1) ETF.....	3,731,064	
18	(2) Federal and Local Funds ..		2,052,250
19	Total Fire Fighters' Personnel		
20	Standards and Education Com-		
21	mission, Alabama/Fire College		
22	Shelton State Community Col-		
23	lege.....	3,731,064	2,052,250
			5,783,314
24			
25	19. Governor's Office of Faith		
26	Based and Community Initia-		
27	tives:		
28	(a) Executive Direction Pro-		
29	gram.....	126,169	126,169
30	SOURCE OF FUNDS:		
31	(1) ETF.....	126,169	
32	Total Governor's Office of		
33	Faith Based and Community Ini-		
34	tatives.....	126,169	126,169
35	20. Higher Education, Alabama		
36	Commission on:		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 (a) Planning and Coordination			
2 Services Program.....	2,815,512		2,815,512
3 The proposed spending plan for			
4 the ETF monies included in the			
5 above program is as follows:			
6 Operations and			
7 Maintenance ... 2,815,512			
8 (b) Student Financial Aid Pro-			
9 gram.....	5,282,042	3,585,313	8,867,355
10 (1) Policeman's			
11 Survivor Tui-			
12 tion, Estimated			
13	154,540		
14 To be expended under the pro-			
15 visions of Code of Alabama			
16 1975, Section 36-21-105.			
17 (2) Alabama Na-			
18 tional Guard			
19 Educational As-			
20 sistance Schol-			
21 arships	583,643		
22 To be expended in accordance			
23 with Code of Alabama 1975,			
24 Sections 31-10-1 through			
25 31-10-4 and Sections 31-10-20			
26 through 31-10-25.			
27 (3) Alabama			
28 Student Assis-			
29 tance Program . 2,809,949			
30 In addition to the ETF appro-			
31 priation for the Alabama Stu-			
32 dent Assistance Program, any			
33 available funds as a result of			
34 the court ordered transfers			
35 from Knight vs. Alabama diver-			
36 sity scholarships are hereby			
37 appropriated and any carryover			
38 funds from these transfers are			
39 hereby reappropriated.			
40 (4) Educational			
41 Grants Program			
42 (Alabama Stu-			
43 dent Grant Pro-			
44 gram)	1,688,510		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	To be expended in accordance		
2	with Code of Alabama 1975,		
3	Sections 16-33A-1 through		
4	16-33A-11. Private institu-		
5	tions receiving state grant		
6	funds under this provision		
7	make their best effort to use		
8	the equivalent of ten percent		
9	of Federal Work Study alloca-		
10	tions for the purpose of tu-		
11	toring and mentoring students		
12	in grades K-12 to better pre-		
13	pare them for graduation, col-		
14	lege entry and retention. In-		
15	stitutions shall work with		
16	their respective governing		
17	boards to develop and imple-		
18	ment this effort.		
19	(5)		
20	Chiropractic		
21	Scholarships ..	21,400	
22	To be expended in accordance		
23	with Code of Alabama 1975,		
24	Section 16-5-11.		
25	(6) Washington		
26	Center Intern-		
27	ship Program ..	24,000	
28	It is the intent of the Legis-		
29	lature that the above funds		
30	for the Washington Center In-		
31	ternship Program be expended		
32	for Alabama residents.		
33	(c) Support of Other Educa-		
34	tional Activities Program ..	2,587,947	1,671,000
35			
36	The proposed spending plan for		
37	the ETF monies included in the		
38	above program is as follows:		
39	(1) Network of		
40	Alabama Aca-		
41	ademic Libraries	313,800	
42	.....	
43	ACHE shall provide for the		
44	participation of Athens State		
45	University in the Network of		
	Alabama Academic Libraries.		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	(2) Southern		
2	Regional Educa-		
3	tion Board		
4	(SREB)	650,990	
5	(3) EPSCoR (Re-		
6	search) Program		
7	.....	1,190,717	
8	(4) Computer		
9	Based Articula-		
10	tion System ...	390,486	
11	To fund Troy University for		
12	developing and operating a		
13	statewide computer-based ar-		
14	ticulation system to serve all		
15	four-year and two-year		
16	postsecondary institutions in		
17	the State of Alabama.		
18	(5) School and		
19	University		
20	Partnership for		
21	Education Re-		
22	newal Program		
23	(SUPER)	41,954	
24	(d) Support of State Universi-		
25	ties Program.....	5,250,840	75,000
26			5,325,840
27	The proposed spending plan for		
28	the ETF monies included in the		
29	above program is as follows:		
30	(1) Alabama Ag-		
31	ricultural Land		
32	Grant Alliance .	5,250,840	
33	Of the above appropriation to		
34	AALGA, at least \$4,411,316		
35	shall be equally distributed		
36	as a state match for federal		
37	funds for those institutions		
38	in the Alliance required to		
39	provide matching funds in or-		
40	der to obtain federal funds		
41	for the first time in fiscal		
42	year 2000; \$539,524 shall be		
43	allocated for the		
44	McIntire-Stennis Forestry Re-		
45	search Initiative Matching		
	Program; and \$300,000 shall be		

	<u>Education Trust Fund</u>	<u>Earmarked Funds</u>	<u>Appropriation To- tal</u>
1 allocated to the Alabama De-			
2 partment of Agriculture and			
3 Industries for the Agricul-			
4 tural Trade Program of which			
5 \$50,000 shall be expended to			
6 expand markets for the Alabama			
7 Seafood Industry.			
8 (e) Resource Conservation and			
9 Development Programs (RC and			
10 D).....	716,400		716,400
11 (f) Soil and Water Conserva-			
12 tion Committee Program	805,600		805,600
13 (g) Alabama Forestry Founda-			
14 tion Black Belt Initiative .	200,000		200,000
15 SOURCE OF FUNDS:			
16 (1) ETF.....	17,658,341		
17 (2) Federal and Local Funds ..		5,331,313	
18 Total Higher Education, Ala-			
19 bama Commission on.....	17,658,341	5,331,313	22,989,654
20 In addition to the above ap-			
21 propriations, any scholarship			
22 funds transferred from the			
23 State Department of Education			
24 for the Alabama Teacher Re-			
25 cruitment Incentive Program			
26 (ATRIP) shall not revert and			
27 are hereby appropriated or			
28 reappropriated.			
29 21. Human Resources, Department			
30 of:			
31 (a) Human Services Program -			
32 Jobs Opportunities and Basic			
33 Skills Training (JOBS) Pro-			
34 gram.....	3,713,719		3,713,719
35 (b) Human Services Program -			
36 Jobs Child Care and After			
37 School Child Care Program ..	8,850,658		8,850,658
38 Of the above appropriation,			
39 \$138,697 shall be expended for			
40 the Black Belt Eye Care Con-			
41 sortium and \$882,286 shall be			

	<u>Education Trust Fund</u>	<u>Earmarked Funds</u>	<u>Appropriation To- tal</u>
1 distributed to the Greater			
2 Alabama Child Development Pro-			
3 gram for rural day care.			
4 SOURCE OF FUNDS:			
5 (1) ETF-Transfer.....	12,564,377		
6 Total Human Resources, Depart-			
7 ment of.....	12,564,377		12,564,377
8 Notwithstanding any other pro-			
9 vision of this act to the con-			
10 trary, the maximum amount of			
11 funds from the sales tax ex-			
12 emption for the issuance of			
13 food stamps that may be re-			
14 verted by the Department of			
15 Human Resources to the Educa-			
16 tion Trust Fund shall be			
17 \$18,600,000 for the fiscal			
18 year ending September 30,			
19 2012. Any such funds over this			
20 amount not utilized in the			
21 Food Stamp Program up to			
22 \$4,800,000 shall be expended			
23 for subsidized child care			
24 slots and are hereby appropri-			
25 ated for such purpose. Any			
26 funds over this appropriation			
27 of \$4,800,000 to subsidized			
28 child care slots shall revert			
29 to the Education Trust Fund.			
30 22. Industrial Development Train-			
31 ing Institute, Alabama:			
32 (a) Industrial Development and			
33 Training Program.....	5,533,052		5,533,052
34 (b) Industrial Training Pro-			
35 gram - Operations and Main-			
36 tenance.....	4,713,341		4,713,341
37 (c) Workforce Development	25,500,000		25,500,000
38 SOURCE OF FUNDS:			
39 (1) ETF.....	35,746,393		
40 Total Industrial Development			
41 Training Institute, Alabama ..	35,746,393		35,746,393

Education Trust Fund	Earmarked Funds	Appropriation To- tal
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1 The funds appropriated for
 2 Workforce Development are to
 3 be expended for those costs
 4 incurred by the State in hon-
 5 oring commitments to pay
 6 Workforce Development costs,
 7 including services and other
 8 assistance and expenses of
 9 recruitment and training of a
 10 company's workforce, that are
 11 undertaken to induce companies
 12 to locate or expand their op-
 13 erations in Alabama (described
 14 hereinafter as a "Project")
 15 and to develop and implement
 16 training, placement and re-
 17 cruitment programs that will
 18 improve, develop and expand
 19 the State's workforce. Such
 20 costs include, but are not
 21 limited to (i) AIDT operating
 22 costs directly related to a
 23 Project; (ii) wages and bene-
 24 fits for trainers engaged by
 25 AIDT for the purpose of a Pro-
 26 ject; (iii) costs which the
 27 State has agreed to pay under
 28 the terms of a Project Agree-
 29 ment with a company that are
 30 necessary and reasonable
 31 charges incurred by the com-
 32 pany or its affiliates for
 33 personnel providing training
 34 to the company's employees,
 35 whether those trainers are
 36 employees of the company or
 37 its vendors or suppliers, in-
 38 cluding wages, benefits and
 39 travel (domestic and, when
 40 necessary, international);
 41 (iv) any necessary materials,
 42 equipment, manuals, or other
 43 relevant training materials;
 44 (v) the costs incurred for
 45 purchasing or repairing or
 46 replacing training tools and
 47 equipment; (vi) costs incurred
 48 for the purchase or construc-

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	tion and maintenance of train-		
2	ing facilities; (vii) travel		
3	expenses for prospective and		
4	current employees and train-		
5	ees, including travel, food,		
6	lodging, relocation, and other		
7	costs necessary and reasonable		
8	to enable the company to se-		
9	cure a qualified workforce;		
10	(viii) outside training fees;		
11	and (ix) the construction and		
12	equipping of career centers to		
13	assist citizens of the State		
14	in outreach, job search, as-		
15	sessments of individuals,		
16	placement assistance, labor		
17	market information, individual		
18	employment plans and counsel-		
19	ing, career planning, occupa-		
20	tional and vocational train-		
21	ing, and specific skills		
22	training. The above funds ap-		
23	propriated for workforce de-		
24	velopment shall be expended		
25	primarily for the training of		
26	Alabama residents. It is fur-		
27	ther the intent that contracts		
28	with vendors to provide		
29	workforce training shall be		
30	inclusive and reflect the ra-		
31	cial and gender diversity of		
32	the state. The Office of		
33	Workforce Development shall		
34	report quarterly to the Chairs		
35	of the Senate Committee on		
36	Finance and Taxation - Educa-		
37	tion and the House Ways and		
38	Means Education Committee and		
39	the Legislative Fiscal Officer		
40	on any funds allocated for		
41	workforce training. Such re-		
42	port shall include a summary		
43	of the persons trained and the		
44	vendors providing the train-		
45	ing. The reports shall contain		
46	information including resi-		
47	dence, race and gender of the		
48	persons trained and of the		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 principal or majority owner of			
2 the firm or business con-			
3 tracted with to provide the			
4 training services.			
5 23. Library Service, Alabama Pub-			
6 lic:			
7 (a) Public Library Service			
8 Program.....	6,827,415	3,079,210	9,906,625
9 Of the above appropriation, a			
10 minimum of \$4,034,615 is to be			
11 distributed to public librar-			
12 ies within the state and			
13 \$255,713 shall be expended for			
14 Homework Alabama.			
15 SOURCE OF FUNDS:			
16 (1) ETF.....	6,827,415		
17 (2) Federal and Local Funds ..		3,079,210	
18 Total Library Service, Alabama			
19 Public.....	6,827,415	3,079,210	9,906,625
20 24. Marine Environmental Sciences			
21 Consortium/Dauphin Island Sea			
22 Lab:			
23 (a) Support of Other Educa-			
24 tional Activities Program ..	3,677,464	9,560,450	13,237,914
25 Of the above appropriation,			
26 \$79,258 shall be expended for			
27 the Mobile Bay National Estu-			
28 ary Program and \$79,258 shall			
29 be expended for the Missis-			
30 sippi-Alabama Sea Grant Con-			
31 sortium.			
32 SOURCE OF FUNDS:			
33 (1) ETF.....	3,677,464		
34 (2) Federal and Local Funds ..		9,560,450	
35 Total Marine Environmental			
36 Sciences Consortium/Dauphin			
37 Island Sea Lab.....	3,677,464	9,560,450	13,237,914
38 25. Mathematics and Science, Ala-			

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Alabama School of:		
2	(a) Financial Assistance Pro-		
3			gram..... 5,712,397 960,000 6,672,397
4	SOURCE OF FUNDS:		
5	(1) ETF..... 5,712,397		
6	(2) Federal and Local Funds ..	960,000	
7	Total Mathematics and Science,		
8	Alabama School of.....	5,712,397	960,000 6,672,397
9	26. Medical Scholarship Awards,		
10	Board of:		
11	(a) Support of Other Educa-		
12			tional Activities Program .. 770,848 400,000 1,170,848
13	To be expended under the pro-		
14	visions of the Code of Alabama		
15	1975, Sections 16-47-121		
16	through 16-47-129.		
17	SOURCE OF FUNDS:		
18	(1) ETF..... 770,848		
19	(2) Federal and Local Funds ..	400,000	
20	Total Medical Scholarship		
21	Awards, Board of.....	770,848	400,000 1,170,848
22	27. Mental Health, Department of:		
23	(a) Institutional Treatment		
24	and Care of Mental Illness		
25			Program..... 3,917,546 3,917,546
26	(b) Substance Abuse Program ..	965,772	965,772
27	(c) Special Services Program .	1,163,374	1,163,374
28	(d) Institutional Treatment		
29	and Care of Intellectually		
30			Disabled Program..... 20,565,391 20,565,391
31	Of the above appropriation to		
32	the Department of Mental		
33	Health for the Institutional		
34	Treatment and Care of Intel-		
35	lectually Disabled Program,		
36	the sum of \$4,157,409 shall be		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 used to fund ARC-type commu-			
2 nity-based programs, including			
3 the Montgomery Institute for			
4 Neurological Development for			
5 the intellectually disabled in			
6 Alabama; the sum of \$318,525			
7 shall be allocated to Camp			
8 ASCCA; \$254,625 shall be			
9 transferred to the Eagles'			
10 Wings Program; and \$55,000			
11 shall be allocated for the			
12 Alabama Interagency Autism			
13 Coordinating Council.			
14 SOURCE OF FUNDS:			
15 (1) ETF-Transfer.....	26,612,083		
16 Total Mental Health, Depart-			
17 ment of.....	26,612,083		26,612,083

18

19 **28. Nursing, Alabama Board of:**

20 (a) Professional and Occupa-			
21 tional Licensing and Regula-			
22 tion Program.....	172,945		172,945

23 The above appropriation shall
 24 be expended pursuant to the
 25 provisions of the Code of Ala-
 26 bama 1975, Sections 34-21-60
 27 through 34-21-63. Notwith-
 28 standing the limiting provi-
 29 sions of the Code of Alabama
 30 1975, Sections 34-21-60
 31 through 34-21-63, \$150,000 of
 32 the above appropriation shall
 33 be expended exclusively for
 34 scholarships for advanced de-
 35 grees to train instructors to
 36 teach nursing classes in Ala-
 37 bama colleges and universi-
 38 ties.

39 SOURCE OF FUNDS:

40 (1) ETF.....	172,945		
-----------------	---------	--	--

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Total Nursing, Alabama Board		
2	of.....		
	172,945		172,945
3	29. Optometric Scholarship		
4	Awards, Board of:		
5	(a) Support of Other Educa-		
6	tional Activities Program ..		
	111,752		111,752
7	To be expended under the pro-		
8	visions of the Code of Alabama		
9	1975, Sections 34-22-60		
10	through 34-22-65.		
11	SOURCE OF FUNDS:		
12	(1) ETF.....		
	111,752		
13	Total Optometric Scholarship		
14	Awards, Board of.....		
	111,752		111,752
15	30. Peace Officers' Standards and		
16	Training Commission, Alabama:		
17	(a) Professional and Occupa-		
18	tional Licensing and Regula-		
19	tion Program.....		
	265,949	3,500,000	3,765,949
20	(b) Certified Law Enforcement		
21	Academy Program.....		
	371,328	450,000	821,328
22	Of the above appropriation for		
23	the Certified Law Enforcement		
24	Academy Program, \$371,328 of		
25	ETF monies included therein		
26	shall be expended as follows:		
27	Northeast Po-		
28	lice Academy ..		
	96,545		
29	Alabama Peace		
30	Officers' Stan-		
31	dards and		
32	Training Com-		
33	mission Law En-		
34	forcement Acad-		
35	emy at		
36	Tuscaloosa		
	96,545		
37	Alabama Peace		
38	Officers' Stan-		
39	dards and		
40	Training Com-		
41	mission Law En-		
	96,545		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	forcement Acad-		
2	emy - Baldwin		
3	County		
4	Alabama Police		
5	Academy	51,987	
6	Montgomery Po-		
7	lice Academy ..	29,706	
8	SOURCE OF FUNDS:		
9	(1) ETF.....	637,277	
10	(2) Alabama Peace Officers'		
11	Standards and Training		
12	Fund-as provided in the Code		
13	of Alabama 1975, Sections		
14	36-21-40 through 36-21-51 ..	3,950,000	
15	Total Peace Officers' Stan-		
16	dards and Training Commission,		
17	Alabama.....	637,277	4,587,277
18	31. Penny Trust Fund - Buskey		
19	Matching Funds:		
20	(a) Special Services Program,		
21	Estimated.....	256,274	256,274
22	SOURCE OF FUNDS:		
23	(1) ETF-Transfer.....	256,274	
24	Total Penny Trust Fund -		
25	Buskey Matching Funds	256,274	256,274
26	In accordance with Sections		
27	41-15A-10 through 41-15A-12,		
28	Code of Alabama 1975.		
29	32. Physical Fitness, State Com-		
30	mission on:		
31	(a) Advisory Services Program .	818,442	18,846
32	Of the above appropriation,		837,288
33	\$200,000 shall be expended for		
34	the Alabama Sports Foundation;		
35	\$250,000 shall be expended for		
36	the Alabama Sports Festival;		
37	and \$100,000 shall be expended		
38	for the Alabama Sports Hall of		
39	Fame.		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	SOURCE OF FUNDS:		
2	(1) ETF.....	818,442	
3	(2) Federal and Local Funds ..		18,846
4	Total Physical Fitness, State		
5	Commission on.....	818,442	18,846
			837,288
6	33. Public Health, Department of:		
7	(a) Children's Health Insur-		
8	ance Program.....	30,447,377	217,626,266
			248,073,643
9	The above appropriation for		
10	the Children's Health Insur-		
11	ance Program shall cover unin-		
12	sured eligible children up to		
13	300% of the federal poverty		
14	level. Any of the above appro-		
15	priation in excess of the		
16	amount needed to fully fund		
17	the Alabama Children's Health		
18	Insurance Program at 300% of		
19	the federal poverty level may		
20	be expended for other public		
21	health programs within the		
22	Department of Public Health.		
23	(b) Continuing Education for		
24	EMT Personnel.....	1,426,609	1,426,609
25	With the above appropriation,		
26	the Department shall offer		
27	performance-based awards to		
28	regional EMS agencies for the		
29	purpose of providing continu-		
30	ing education to EMTs and		
31	strengthening the EMS infra-		
32	structure.		
33	(c) Health Department, Public		
34	Health.....	12,609,262	12,609,262
35	Of the above appropriation,		
36	\$213,994 shall be expended for		
37	AIDS Alabama; \$291,000 shall		
38	be expended for the Alabama		
39	Kidney Foundation.		
40	SOURCE OF FUNDS:		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 (1) ETF.....	44,483,248		
2 (2) CHIP Unencumbered Balance			
3 Brought Forward, Estimated .		4,836,033	
4 (3) Federal Funds-CHIP		212,790,233	
5 Total Public Health, Depart-			
6 ment of.....	44,483,248	217,626,266	262,109,514

**34. Rehabilitation Services, De-
partment of:**

10 (a) Direct Client Services for			
11 the Handicapped Program	37,292,238	134,580,542	171,872,780

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

15 Homebound	5,033,008
16 Hemophilia	1,299,012
17 Children's Re-	
18 habilitation	
19 Services	10,834,610

20 Of the above appropriation the
21 agency will pay to each hospi-
22 tal the standard per diem paid
23 by the state Medicaid Agency
24 for services relating to
25 scoliosis and spina bifida
26 medical care.

27 Education of	
28 Dependents of	
29 Blind Parents .	10,832

30 The above appropriation shall
31 be allocated for reimbursement
32 to every state institution of
33 higher learning, college, uni-
34 versity, community college, or
35 junior college, in which bene-
36 fits are given to dependents
37 of blind parents under the
38 provisions of Code of Alabama
39 1975, Sections 16-33-1 through
40 16-33-12.

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Rehabilitation		
2	Services	10,421,064	
3	Of the above appropriation,		
4	\$94,211 shall be expended for		
5	Teaching Children With Dis-		
6	abilities		
7	Early Interven-		
8	tion Program ..	6,843,597	
9	Respite Related		
10	Services and		
11	Training	76,238	
12	Rehabilitation		
13	Projects	1,360,631	
14	Rehabilitation		
15	-FMAP	1,413,246	
16	SOURCE OF FUNDS:		
17	(1) ETF.....	37,292,238	
18	(2) Federal and Local Funds ..		132,670,863
19	(3) Impaired Drivers Trust		
20	Fund.....		1,909,679
21	Total Rehabilitation Services,		
22	Department of.....	37,292,238	171,872,780
23	The above appropriation to the		
24	Department of Rehabilitation		
25	Services - Rehabilitation Pro-		
26	jects may be used to contract		
27	with providers of cerebral		
28	palsy services.		
29	35. Sickle Cell Oversight and		
30	Regulatory Commission, Ala-		
31	bama:		
32	(a) Support of Other Educa-		
33	tional Activities Program ..	1,304,771	1,304,771
34	Of the above appropriation to		
35	the Alabama Sickle Cell and		
36	Regulatory Commission, the sum		
37	of \$27,739 shall be used to		
38	fund travel and other expenses		
39	of the Alabama Sickle Cell		
40	Oversight and Regulatory Com-		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 mission and \$1,277,032 shall			
2 be used to fund university and			
3 community-based Sickle Cell			
4 programs which were funded			
5 from the ETF budget in FY			
6 2000. These funds shall be			
7 distributed proportionately to			
8 the distribution made in FY			
9 2003.			
10 SOURCE OF FUNDS:			
11 (1) ETF.....	1,304,771		
12 Total Sickle Cell Oversight			
13 and Regulatory Commission,			
14 Alabama.....	1,304,771		1,304,771
15 36. Space Science Exhibit Commis-			
16 sion, Alabama:			
17 (a) Special Services Program .	515,164	32,340,000	32,855,164
18 SOURCE OF FUNDS:			
19 (1) ETF.....	515,164		
20 (2) Federal and Local Funds ..		32,340,000	
21 Total Space Science Exhibit			
22 Commission, Alabama	515,164	32,340,000	32,855,164
23 37. Supercomputer Authority, Ala-			
24 bama:			
25 (a) Information Technology			
26 Services Program.....	5,087,017	3,496,870	8,583,887
27 The above appropriation is to			
28 be expended in accordance with			
29 Sections 41-10-390 through			
30 41-10-406, Code of Alabama			
31 1975.			
32 SOURCE OF FUNDS:			
33 (1) ETF-Transfer.....	5,087,017		
34 (2) Supercomputer Revolving			
35 Fund, Estimated.....		3,496,870	
36 Total Supercomputer Authority,			
37 Alabama.....	5,087,017	3,496,870	8,583,887

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1			
2	38. Veterans' Affairs, Department		
3	of:		
4	(a) Administration of Veter-		
5	ans' Affairs Program	2,601,537	2,601,537
6	(b) Student Financial Aid Pro-		
7	gram, Estimated.....	16,689,179	16,689,179
8	For reimbursement to every		
9	state institution of higher		
10	learning, college, university,		
11	community college, junior col-		
12	lege or technical college in		
13	which benefits are given to		
14	veterans, their spouses, wid-		
15	ows, or children under the		
16	provisions of Code of Alabama		
17	1975, Sections 31-6-1 through		
18	31-6-17.		
19	SOURCE OF FUNDS:		
20	(1) ETF.....	19,290,716	
21	Total Veterans' Affairs, De-		
22	partment of.....	19,290,716	19,290,716
23	39. Youth Services, Department		
24	of:		
25	(a) Financial Assistance Pro-		
26	gram (School District)	6,530,887	6,530,887
27	The above appropriation shall		
28	be expended by the Youth Ser-		
29	vices Department District in a		
30	manner consistent with the		
31	funding formula cooperatively		
32	established by the Youth Ser-		
33	vices Board and the State		
34	Board of Education pursuant to		
35	the provisions of the Code of		
36	Alabama 1975, Sections 44-1-70		
37	through 44-1-77.		
38	(b) Youth Services Program ...	47,166,743	47,166,743
39	(c) Special Programming for		
40	Achievement Network (SPAN)		
41	Program.....	4,448,983	4,448,983

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	SOURCE OF FUNDS:		
2	(1) ETF.....	58,146,613	
3	Total Youth Services, Depart-		
4	ment of.....	58,146,613	58,146,613
5	3C. Colleges and Universities:		
6	1. Alabama Agricultural and		
7	Mechanical University, Board		
8	of Trustees:		
9	(a) Operations and Maintenance		
10	and Program Support	32,367,945	60,320,638
11			92,688,583
12	(b) Extension-Urban Affairs		
13	and Non-Traditional Land		
14	Grant Programs.....	3,945,155	3,945,155
15	Pursuant to Knight v. Alabama		
16	Final Settlement Agreement.		
17	(c) Agricultural Research Sta-		
18	tion Fixed Costs.....	292,182	292,182
19	Pursuant to Knight v. Alabama		
20	Final Settlement Agreement.		
21	(d) Auxiliary Enterprises		13,573,286
22	(e) Restricted Funds		44,682,944
23	(f) Agricultural Research and		
24	Extension-State Match	1,190,097	1,190,097
25	SOURCE OF FUNDS:		
26	(1) ETF.....	37,795,379	
27	(2) Federal and Other Funds ..		118,576,868
28	Total Alabama Agricultural and		
29	Mechanical University, Board		
30	of Trustees.....	37,795,379	118,576,868
31			156,372,247
32	2. Alabama A and M University,		
33	Board of Trustees-Miles Col-		
34	lege Consortium:		
35	(a) Alabama A and M Univer-	269,422	269,422

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	sity-Miles College Consor-		
2	tium.....		
3	SOURCE OF FUNDS:		
4	(1) ETF.....	269,422	
5	Total Alabama A and M Univer-		
6	sity, Board of Trustees-Miles		
7	College Consortium.....	269,422	269,422
8			
9	3. Alabama State University,		
10	Board of Trustees:		
11	(a) Operations and Maintenance		
12	and Program Support	42,611,872	69,862,137
13	The above appropriation for		
14	Operations and Maintenance		
15	includes funds for Health In-		
16	formation Management, Occupa-		
17	tional Therapy, Physical Ther-		
18	apy Programs, Title VI Program		
19	Enhancement, EdD in Educa-		
20	tional Leadership, Policy and		
21	Law, and Desegregation Plan-		
22	ning pursuant to the Knight vs		
23	Alabama Final Settlement		
24	Agreement.		
25	(b) Auxiliary Enterprises		7,775,503
26	(c) Restricted Funds		51,238,749
27	SOURCE OF FUNDS:		
28	(1) ETF.....	42,611,872	
29	(2) Federal Stimulus Funds,		
30	estimated.....		3,504,365
31	(3) Federal and Other Funds ..		125,372,024
32	Total Alabama State Univer-		
33	sity, Board of Trustees	42,611,872	128,876,389
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	145,951,239	385,473,402
			531,424,641

	<u>Education Trust Fund</u>	<u>Earmarked Funds</u>	<u>Appropriation To- tal</u>
1 Tuscaloosa.....			
2 Of the above appropriation,			
3 \$628,000 shall be expended by			
4 the Alabama Small Business			
5 Development Centers and			
6 \$100,000 shall be expended for			
7 the Special Outreach Program;			
8 and \$100,000 shall be expended			
9 for the Alabama Center for			
10 Civic Life (the David Mathews			
11 Center).			
12 (b) Operations and Maintenance			
13 and Program Support for the			
14 University of Alabama at			
15 Birmingham.....	260,106,754	1,530,514,656	1,790,621,410
16 Of the above appropriation,			
17 \$396,287 shall be expended for			
18 the Minority Business Train-			
19 ing-Economic Development Pro-			
20 gram and \$138,700 shall be			
21 expended for the High School			
22 Athletic Training Program.			
23 (c) Operations and Maintenance			
24 and Program Support for the			
25 University of Alabama in			
26 Huntsville.....	43,240,587	75,881,199	119,121,786
27			
28 (d) Special Mental Health and			
29 Chauncey Sparks Center for			
30 Developmental and Learning			
31 Disorders, University of			
32 Alabama at Birmingham	3,406,977		3,406,977
33 (e) School of Optometry			
34 Fund-Transfer to University			
35 of Alabama at Birmingham			
36 School of Optometry, esti-			
37 mated.....		70,000	70,000
38 (f) Auxiliary Enterprises		144,702,991	144,702,991
39 (g) Restricted Funds		567,711,026	567,711,026
40 (h) University of Alabama at			
41 Birmingham Cancer Center ...	5,052,527		5,052,527
42 SOURCE OF FUNDS:			

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 (1) ETF.....	457,758,084		
2 (2) Federal and Other Funds ..		2,704,353,274	
3 Total Alabama, University of, 4 Board of Trustees.....	457,758,084	2,704,353,274	3,162,111,358
5 5. Auburn University, Board of 6 Trustees:			
7 (a) Operations and Maintenance 8 and Program Support, Auburn 9 University.....	160,059,693	391,800,943	551,860,636
10			
11 (b) Auxiliary Enterprises		115,901,473	115,901,473
12 (c) Restricted Funds		190,337,611	190,337,611
13 (d) Operations and Maintenance 14 and Program Support, Alabama 15 Agricultural Experiment Sta- 16 tion.....	31,183,951	33,012,736	64,196,687
17 Of the above appropriation, 18 \$100,000 shall be expended for 19 fire ant eradication/research 20 at the Department of Entomol- 21 ogy.			
22 (e) Operations and Maintenance 23 and Program Support, Alabama 24 Cooperative Extension System 25	32,476,409	24,627,679	57,104,088
26			
27 (f) Operations and Maintenance 28 and Program Support, Auburn 29 University at Montgomery ...	22,863,412	51,651,479	74,514,891
30 Of the above appropriation, 31 \$120,964 shall be expended for 32 the Senior Resource Center.			
33 (g) College of Veterinary Med- 34 icine Development of Custom- 35 ized Therapeutics for Breast 36 Cancer.....	1,000,000		1,000,000
37 SOURCE OF FUNDS:			
38 (1) ETF.....	247,583,465		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	(2) Federal and Other Funds ..	807,331,921	
2	Total Auburn University, Board		
3	of Trustees.....	247,583,465	807,331,921
			1,054,915,386
4	6. Education, State Board of -		
5	Athens State University:		
6	(a) Operations and Maintenance		
7	and Program Support	11,523,918	16,901,761
8	Of the above appropriations to		28,425,679
9	Athens State University for		
10	operations and maintenance,		
11	\$75,000 shall be expended for		
12	the Arts Center.		
13	(b) Auxiliary Enterprises		258,500
14	(c) Restricted Funds		258,500
15	SOURCE OF FUNDS:		
16	(1) ETF.....	11,523,918	
17	(2) Federal and Other Funds ..		43,083,154
18	Total Education, State Board		
19	of - Athens State University .	11,523,918	43,083,154
			54,607,072
20	7. Jacksonville State Univer-		
21	sity, Board of Trustees:		
22	(a) Operations and Maintenance		
23	and Program Support	36,241,239	64,594,091
24	Of the above appropriation,		100,835,330
25	\$198,140 shall be expended for		
26	the Little River Canyon Field		
27	School.		
28	(b) Auxiliary Enterprises		11,103,035
29	(c) Restricted Funds		11,103,035
30	(d) Alabama Film Initiative		
31	Program.....	448,625	448,625
32	SOURCE OF FUNDS:		
33	(1) ETF.....	36,689,864	
34	(2) Federal and Other Funds ..		132,934,994
35	Total Jacksonville State Uni-	36,689,864	132,934,994
			169,624,858

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	versity, Board of Trustees ...		
2	8. Montevallo, University of,		
3	Board of Trustees:		
4	(a) Operations and Maintenance		
5	and Program Support 18,282,759 25,281,078 43,563,837		
6	(b) Auxiliary Enterprises 4,746,997 4,746,997		
7	(c) Restricted Funds 9,516,841 9,516,841		
8	SOURCE OF FUNDS:		
9	(1) ETF..... 18,282,759		
10	(2) Federal and Other Funds .. 39,544,916		
11	Total Montevallo, University		
12	of, Board of Trustees 18,282,759 39,544,916 57,827,675		
13	9. North Alabama, University		
14	of, Board of Trustees:		
15	(a) Operations and Maintenance		
16	and Program Support 25,796,342 44,052,765 69,849,107		
17	(b) Auxiliary Enterprises 9,327,289 9,327,289		
18	(c) Restricted Funds 6,084,493 6,084,493		
19	SOURCE OF FUNDS:		
20	(1) ETF..... 25,796,342		
21	(2) Federal and Other Funds .. 59,464,547		
22	Total North Alabama, Univer-		
23	sity of, Board of Trustees ... 25,796,342 59,464,547 85,260,889		
24	10. South Alabama, University of,		
25	Board of Trustees:		
26	(a) Operations and Maintenance		
27	and Program Support 102,390,671 163,426,329 265,817,000		
28			
29	(b) Auxiliary Enterprises 17,510,585 17,510,585		
30	(c) Restricted Funds 65,330,000 65,330,000		
31	(d) University of South Ala-		
32	bama - Cancer Center 2,000,000 2,000,000		
33	SOURCE OF FUNDS:		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	(1) ETF.....	104,390,671	
2	(2) Federal and Other Funds ..		246,266,914
3	Total South Alabama, Univer-		
4	sity of, Board of Trustees ...	104,390,671	246,266,914
			350,657,585
5	11. Troy University, Board of		
6	Trustees:		
7	(a) Operations and Maintenance		
8	and Program Support	46,275,807	202,263,817
9	Of the above appropriation,		
10	\$129,353 shall be expended for		
11	the Interpreter's Program and		
12	\$39,628 shall be expended for		
13	the Center for International		
14	Business and Economic Develop-		
15	ment.		
16	(b) Auxiliary Enterprises		13,225,508
17	(c) Restricted Funds		6,727,380
18	SOURCE OF FUNDS:		
19	(1) ETF.....	46,275,807	
20	(2) Federal and Other Funds ..		222,216,705
21	Total Troy University, Board		
22	of Trustees.....	46,275,807	222,216,705
			268,492,512
23	12. West Alabama, University of,		
24	Board of Trustees:		
25	(a) Operations and Maintenance		
26	and Program Support	13,518,653	17,693,056
27	Of the above appropriation,		
28	\$690,652 shall be expended for		
29	the Alabama Medical Education		
30	Consortium and \$198,143 shall		
31	be expended for the Economic		
32	and Small Business Development		
33	Program.		
34	(b) Auxiliary Enterprises		4,260,653
35	(c) Restricted Funds		3,049,640
36	SOURCE OF FUNDS:		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	(1) ETF.....	13,518,653	
2	(2) Federal Stimulus Funds,		
3	estimated.....	1,203,971	
4	(3) Federal and Local Funds ..	23,799,378	
5	Total West Alabama, University		
6	of, Board of Trustees	13,518,653	25,003,349
			38,522,002

3D. Alabama Innovation Fund:

1. Alabama Innovation Fund:

9	(a) Alabama Innovation Fund ..	5,000,000	5,000,000
10	SOURCE OF FUNDS:		
11	(1) ETF.....	5,000,000	
12	Total Alabama Innovation Fund .	5,000,000	5,000,000

Of the above appropriation,
\$1,000,000 shall be allocated
to the University of South
Alabama Cancer Center and the
remainder shall be used for
economic development and re-
search purposes recommended by
the Director of the Alabama
Development Office and ap-
proved by the Governor.

**3E. Horizon Oil Spill Disaster
Relief:**

**1. Mobile County Board of Edu-
cation:**

27	(a) Disaster Mitigation Pro-		
28	gram.....	2,500,000	2,500,000
29	SOURCE OF FUNDS:		
30	(1) ETF.....	2,500,000	
31	Total Mobile County Board of		
32	Education.....	2,500,000	2,500,000

The Legislature hereby finds
that the Horizon Oil Spill in
the Gulf of Mexico caused mas-

	<u>Education Trust</u>	<u>Earmarked Funds</u>	<u>Appropriation To-</u>
	<u>Fund</u>		<u>tal</u>
1	sive erosion of the tax base		
2	for education and schools in		
3	Mobile County. The funds ap-		
4	propriated from the Education		
5	Trust Fund in this section are		
6	to mitigate the loss of local		
7	funds for education in Mobile		
8	County and are to be distrib-		
9	uted on a per student basis to		
10	the schools within the county.		
11	Of the above appropriation to		
12	the Mobile County Board of		
13	Education, .0274049 shall be		
14	distributed to the Saraland		
15	City School System. Notwith-		
16	standing the above appropria-		
17	tion to the Mobile County		
18	Board of Education, any funds		
19	received by the Mobile County		
20	Board of Education, up to		
21	\$2,500,000, from grants, in-		
22	surance proceeds, or court		
23	settlements from BP for the		
24	Horizon Oil Spill Disaster, in		
25	the fiscal year beginning Oc-		
26	tober 1, 2011, shall be repaid		
27	to the Education Trust Fund.		
28	2. Baldwin County Board of Edu-		
29	cation:		
30	(a) Disaster Mitigation Pro-		
31	gram.....	2,500,000	2,500,000
32	SOURCE OF FUNDS:		
33	(1) ETF.....	2,500,000	
34	Total Baldwin County Board of		
35	Education.....	2,500,000	2,500,000
36	The Legislature hereby finds		
37	that the Horizon Oil Spill in		
38	the Gulf of Mexico caused mas-		
39	sive erosion of the tax base		
40	for education and schools in		
41	Baldwin County. The funds ap-		
42	propriated from the Education		
43	Trust Fund in this section are		
44	to mitigate the loss of local		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 funds for education in Baldwin			
2 County and are to be distrib-			
3 uted on a per student basis to			
4 the schools within the county.			
5 Notwithstanding the above ap-			
6 propriation to the Baldwin			
7 County Board of Education, any			
8 funds received by the Baldwin			
9 County Board of Education, up			
10 to \$2,500,000, from grants,			
11 insurance proceeds, or court			
12 settlements from BP for the			
13 Horizon Oil Spill Disaster, in			
14 the fiscal year beginning Oc-			
15 tober 1, 2011, shall be repaid			
16 to the Education Trust Fund.			
17 3F. Other:			
18 1. Deaf and Blind, Alabama In-			
19 stitute for, Board of Trust-			
20 ees:			
21 (a) Adult Programs.....	9,595,674	7,799,979	17,395,653
22 (b) Children and Youth Pro-			
23 grams.....	27,786,733	5,224,538	33,011,271
24 (c) Industries for the Blind .	8,176,735	25,168,432	33,345,167
25 SOURCE OF FUNDS:			
26 (1) ETF.....	45,559,142		
27 (2) Federal and Other Funds ..		38,192,949	
28 Total Deaf and Blind, Alabama			
29 Institute for, Board of Trust-			
30 ees.....	45,559,142	38,192,949	83,752,091
31 2. Knight v. Alabama - Finan-			
32 cial Obligations:			
33 (a) Support of State Universi-			
34 ties Program, Estimated	1,932,413		1,932,413
35 PhD in Microbi-			
36 ology 1,682,413			
37 Based on funding formula cal-			
38 culations provided by the Ala-			
39 bama Commission on Higher Edu-			
40 cation. This appropriation is			

	<u>Education Trust</u>	<u>Earmarked Funds</u>	<u>Appropriation To-</u>
	<u>Fund</u>		<u>tal</u>
1	the sixth year of eight years		
2	of funding for this program.		
3	Two-Year		
4	Postsecondary		
5	Department, Al-		
6	abama A & M and		
7	Alabama State		
8	University		
9	Transfer Schol-		
10	arship Program	250,000	
11	SOURCE OF FUNDS:		
12	(1) ETF.....	1,932,413	
13	Total Knight v. Alabama - Fi-		
14	nancial Obligations	1,932,413	1,932,413
15	To be allocated and expended		
16	in accordance with the Final		
17	Order and Settlement Agreement		
18	in Knight v. Alabama, Civil		
19	Action CV 83-M-1676, 900 F		
20	Supp 272.		

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

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

Distribution of

	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

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

1	Lowndes County	1,210
2	Macon County	13,766
3	Madison County	61
4	Huntsville City	522
5	Madison City	108
6	Marengo County	113,077
7	Demopolis City	2,559
8	Linden City	36,318
9	Marion County	343,220
10	Winfield City	31,151
11	Marshall County	11,001
12	Guntersville City	102
13	Monroe County	10,760
14	Montgomery County	117
15	Morgan County	603
16	Decatur City	66,869
17	Perry County	2,074
18	Pickens County	1,717
19	Pike County	83
20	Randolph County	6,074
21	Roanoke City	852

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

18 Section 5. In addition to all other appropriations,
 19 there is hereby appropriated from the Education Trust Fund the
 20 following amounts to be conditioned upon the availability of

1 funds, the recommendation of the Director of Finance, and the
 2 approval of the Governor:

3	Entity	Appropriation
	Department of Education-for the Alabama Math/Science/Technology	
4	a. Initiative	\$5,000,000
	Foundation Program/Local Boards of	
5	b. Education - Other Current Expense	\$20,000,000
	Department of Rehabilitation Ser-	
6	c. vices	\$5,000,000

7 Section 6. In addition to the appropriations herein
 8 made, all gifts, grants, contributions, insurance proceeds or
 9 entitlements, in excess of the amount carried in this act,
 10 including grants by the Congress of the United States,
 11 municipalities or counties, to any department, division,
 12 board, bureau, commission, agency, institution, office or
 13 officer of the State of Alabama are hereby appropriated and,
 14 in the event the same are recurring, are reappropriated to
 15 such department, division, board, bureau, commission, agency,
 16 institution, office or officer to be used only for the purpose
 17 or purposes for which the grant or contribution was or shall
 18 be made. Further, all state, county, municipal and educational

1 entities are authorized to disburse such sums as deemed
2 necessary by mutual agreement between said entities and the
3 State of Alabama, Department of Examiners of Public Accounts
4 to partially defray the cost of auditing services performed by
5 said agency. All such sums are hereby appropriated and
6 reappropriated if necessary to the Department of Examiners of
7 Public Accounts for audit services, to be expended through the
8 fund established by Section 41-5-24, Code of Alabama 1975.

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

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

1 Section 11. Upon certification to the Director of
2 Finance by the State Attorney General that a federal court has
3 ordered the State of Alabama to pay claims, attorney fees, or
4 other costs relating to said court order, funds are hereby
5 appropriated to the affected department, board, bureau, or
6 commission in the amount necessary to satisfy that court
7 order. Such appropriations are in addition to any other
8 appropriation heretofore or hereafter made in this
9 appropriation act. Such appropriations are conditioned upon
10 the availability of funds and a determination by the Director
11 of Finance that other current appropriations are not available
12 for court-ordered payments.

13 Section 12. For FY 2012, local boards of education
14 may exercise flexibility among line item expenditures, not to
15 create a reduction of earned teacher units and/or local board
16 of education support personnel.

17 Section 13. The State Superintendent of Education
18 may approve a request by a local board of education for
19 redirecting Other Current Expense funds designated for
20 pass-through calculations to their local Child Nutrition
21 Program if the redirected funds do not prevent the Child
22 Nutrition Program of that local board of education from
23 maintaining a fund balance equal to or greater than a
24 two-month operating reserve.

1 Section 14. Notwithstanding any other provisions of
2 this act or any other act, any amount from appropriations for
3 the fiscal year ending September 30, 2011 to the various state
4 agencies and institutions in this act which are unexpended and
5 reverted on September 30, 2011 are hereby reappropriated to
6 the respective offices for the fiscal year beginning October
7 1, 2011.

8 Section 15. If merit pay increases are reinstated
9 after December 31, 2011, current anniversary dates will be
10 maintained for all employees. Agencies are prohibited from
11 adjusting employee anniversary dates to obtain merit pay
12 increases at an earlier date.

13 Section 16. The appropriations made herein to the
14 departments, boards, offices, commissions and agencies include
15 the amounts necessary to pay the State Employee Health
16 Insurance Board (SEIB). The SEIB rate shall be \$765 per month
17 for each full-time employee for the fiscal year ending
18 September 30, 2012. The SEIB shall adjust the insurance
19 program wherever appropriate to maintain the aforementioned
20 fixed rate.

21 Section 17. This Act anticipates \$0 in an
22 unappropriated or unanticipated ending balance in the
23 Education Trust Fund. Notwithstanding any other law, if FY
24 2012 ends with a balance in the ETF, 50% of any ending balance
25 must be transferred by the Director of Finance toward

1 repayment of the Rainy Day Account as provided for in
2 Amendment 803 to the Alabama Constitution.

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

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

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

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Speaker of the House of Representatives

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 12-APR-11, as amended.

Greg Pappas
Clerk

Senate	<hr/> 03-MAY-11 <hr/>	Amended and Passed
House	24-MAY-11 <hr/>	Passed, as amended by Conference Com- mittee Report
Senate	<hr/> 25-MAY-11 <hr/>	Passed, as amended by Conference Com- mittee Report