

1 HB274
2 116413-21
3 By Representatives Lindsey, Gipson, Bentley, Buskey, Kennedy,
4 Greeson, Oden, Taylor, Letson, Hinshaw, Rogers, Fields, Graham
5 and Boyd
6 RFD: Education Appropriations
7 First Read: 14-JAN-10

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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, 2011.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. There is hereby appropriated for the support of public education in Alabama for the fiscal year ending September 30, 2011, for debt service, and for capital outlay to be paid out of funds specified in subsection (a) of Section 2 of this act, the amounts specified in subsections (a), (b), (c), and (d) of Section 3 and Sections 4, 5, 12, 15, 17, 18 and 21 of this act. For the purpose specified in subsection (b) of Section 2 of this act, amounts are shown by programmatic area and the total for all programs is shown so as to include estimated sources of funds other than those listed in subsection (a) of Section 2 of this act. For the purpose of this act, "ETF" shall mean the Education Trust Fund and "Federal and Local Funds" shall mean all gifts, grants, 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, Alabama Veterans Assistance Fund, and
4 Public School Fund and are hereby made for the support of
5 public education in Alabama for the fiscal year ending
6 September 30, 2011, and the appropriations herein made shall
7 be subject to the provisions, terms, conditions and
8 limitations of the Budget and Financial Control Act (Code of
9 Alabama 1975, Sections 41-4-80 et seq.), the provisions of the
10 Budget Management Act of 1976 (Code of Alabama 1975, Sections
11 41-19-1 et seq.), and shall be in the amounts hereinafter
12 specified.

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

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Section 3.

	<u>Education Trust</u>	<u>Earmarked Funds</u>	<u>Appropriation To-</u>
	<u>Fund</u>		<u>tal</u>
3A. Legislative Branch:			
1. Examiner of Public Accounts:			
(a) Audit Services Program ..	6,891,250		6,891,250
SOURCE OF FUNDS:			
(1) ETF	6,891,250		
Total Examiner of Public Ac-			
counts	6,891,250		6,891,250
<p>The above appropriation shall be used for educational audits. The Department of Examiners of Public Accounts is hereby authorized to examine as deemed necessary all appropriations herein made for compliance with the laws of the State of Alabama. Any examination performed shall be in accordance with the provisions of Title 41, Chapter 5, Code of Alabama 1975. State entities are hereby authorized to reimburse the Examiner of Public Accounts the full cost for auditing funds from the American Recovery and Reinvestment Act of 2009 and such funds are hereby appropriated to the Examiners of Public Accounts.</p>			
2. Law Institute, Alabama:			
(a) Support of Other Educa-			
tional Activities Program .	269,981		269,981
SOURCE OF FUNDS:			
(1) ETF	269,981		
Total Law Institute, Alabama	269,981		269,981

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

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

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

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	For interest on Grove Hill		
2	Endowment ...600		
3	(e) Interest on Public School		
4	Fund Endowment	532,864	532,864
5	Interest on Public School Fund		
6	Endowment shall be as follows:		
7	Interest on 16th Section		
8	Lands, Estimated ...410,000		
9	Interest on School Indemnity		
10	Lands, Estimated ...90,000		
11	Interest on Valueless 16th		
12	Section Land ...5,825		
13	Interest on Surplus Revenue		
14	...26,764		
15	Interest on James Wallace Fund		
16	...275		
17	SOURCE OF FUNDS:		
18	(1) ETF, Estimated	7,033,904	
19	(2) ETF-Transfer	532,864	
20	Total Debt Service	7,566,768	7,566,768
21	In addition to the above ap-		
22	propriation for debt service,		
23	there is hereby appropriated		
24	from the APSCA 2009-D Fiscal		
25	Fees and Expense Fund an		
26	amount as deemed necessary by		
27	the Director of Finance to		
28	make payments for the fiscal		
29	fees and other expenses asso-		
30	ciated with the APSCA 2009-D		
31	bonds.		
32	8. Dental Scholarship Awards,		
33	Board of:		
34	(a) Support of Other Educa-		
35	tiona Activities Program .	273,720	273,720
36	To be expended under the pro-		
37	visions of Code of Alabama		
38	1975, Sections 16-47-76		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	through 16-47-81.		
2	SOURCE OF FUNDS:		
3	(1) ETF	273,720	
4	Total Dental Scholarship		
5	Awards, Board of	273,720	273,720
6	9. Education, State Board of -		
7	Local Boards of Education:		
8	(a) Foundation Program	3,246,006,434	694,731,459
9	Notwithstanding Section		
10	16-13-232 of the Code of Ala-		
11	bama, 1975, of the above ap-		
12	propriation that is allocated		
13	to fund current teacher units,		
14	\$150,000 shall be earmarked to		
15	fund current teacher units in		
16	the Saraland City School Sys-		
17	tem.		
18	(b) Transportation Program ..	245,100,957	245,100,957
19	The above appropriation in-		
20	cludes no funds for fleet re-		
21	newal. The State Superinten-		
22	dent is directed to withhold		
23	transportation funds used to		
24	pay employee benefits includ-		
25	ing but not limited to PEEHIP,		
26	sick leave, teacher retire-		
27	ment, and F.I.C.A. from any		
28	local board which does not		
29	directly provide these bene-		
30	fits to transportation employ-		
31	ees. No local board shall be		
32	allowed to convert funding		
33	provided in this budget for		
34	employee benefits into other		
35	uses or expenditures. The		
36	State Examiner of Public Ac-		
37	counts shall assure compli-		
38	ance. The rate per day for two		
39	personal days and five sick		
40	days for transportation per-		
41	sonnel shall be \$40. An appro-		
42	priately certified transporta-		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	tion substitute shall be em-		
2	ployed for the absent trans-		
3	portation employee for each		
4	day the employee is absent.		
5	The Department of Education is		
6	directed to withhold funds		
7	from local systems not employ-		
8	ing substitutes for absent		
9	transportation employees. Such		
10	withheld funds shall revert to		
11	the Education Trust Fund.		
12	(c) At-Risk Student Program .	23,416,334	23,416,334
13	Each district shall receive		
14	its pro rata share for each		
15	student who is defined as be-		
16	ing at-risk of dropping out of		
17	school or is performing at an		
18	academic level below current		
19	grade placement. School sys-		
20	tems should be encouraged to		
21	successfully move students		
22	from the at-risk category.		
23	Therefore, a school system		
24	shall maintain its at-risk		
25	funding for every student re-		
26	moved from its at-risk defini-		
27	tion for the next two fiscal		
28	years. Local school districts		
29	shall maintain separate ac-		
30	counts for all funds received		
31	in this category. The funds		
32	provided in this section are		
33	specifically designated for		
34	special programs to serve		
35	these students and may not be		
36	used as a part of a local		
37	school district's general op-		
38	erating budget. Local school		
39	systems in partnership with		
40	and funding from the Depart-		
41	ment of Education are expected		
42	to establish programs which		
43	will increase learning oppor-		
44	tunities for at-risk students.		
45	These programs shall include,		
46	but not be limited to, af-		
47	ter-school tutoring, summer		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	schools, weekend schools,		
2	character education programs,		
3	drop-out prevention programs,		
4	career technical education		
5	youth programs, alternative		
6	schools, training of parents,		
7	purchase and use of web-based		
8	practice tests for the high		
9	school graduation exam and		
10	other state required standard-		
11	ized tests, programs to im-		
12	prove reading, and/or math,		
13	and/or science skills to in-		
14	crease grade-to-grade promo-		
15	tion, high school graduation		
16	and college preparedness, and		
17	other activities designed to		
18	assist at-risk students. The		
19	State Department of Education		
20	shall monitor the use of these		
21	funds and shall assure that		
22	they are used only in a manner		
23	designed to provide additional		
24	assistance above and beyond		
25	the regular instructional pro-		
26	gram for at-risk students.		
27	At-risk funds shall not be		
28	used to supplant any other		
29	funding of summer schools or		
30	other activities which are		
31	designed to serve the general		
32	student population but must be		
33	used for specific programs for		
34	at-risk students. At-risk stu-		
35	dents shall be defined as		
36	those students who score at		
37	level 1 or level 2 (not profi-		
38	cient/partially proficient) in		
39	reading or mathematics on the		
40	current state assessments.		
41	Further, local school faculty		
42	and the school principal shall		
43	make specific recommendations		
44	for students at the school to		
45	be included as participants in		
46	the at-risk program. At-risk		
47	funds may be expended for stu-		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	dent programs to improve the		
2	efficiency and utilization of		
3	technology-based educational		
4	resources in the classroom. As		
5	a part of the above appropria-		
6	tion for the At-Risk Student		
7	Program, there is hereby ap-		
8	propriated \$750,000 for the		
9	Alabama Student Information		
10	Management System (ASIMS).		
11	ASIMS will allow the continued		
12	support and maintenance of the		
13	Information Management System		
14	which permits each Local Edu-		
15	cation Agency and the State		
16	Department of Education to		
17	comply with all state and fed-		
18	eral accountability standards		
19	and reporting obligations. It		
20	is the intent of the Legisla-		
21	ture that schools and school		
22	systems involve the community		
23	in planning and implementing		
24	at-risk programs. Therefore,		
25	schools shall expend at least		
26	20% of the at-risk funds to		
27	partner with non-profit commu-		
28	nity organizations in planning		
29	and implementing at-risk pro-		
30	grams which directly assist in		
31	improving academic perfor-		
32	mance. Such programs may in-		
33	clude, but not be limited to,		
34	Boys and Girls Clubs, YMCAs,		
35	21st Century Leadership, Pell		
36	City Bridge Builders, Alabama		
37	Young Farmers Education Pro-		
38	gram, and local civic and		
39	charitable organizations. It		
40	is the intent of the Legisla-		
41	ture that these funds not be		
42	utilized to partner with gov-		
43	ernmental nor		
44	quasi-governmental agencies		
45	and entities whose functions		
46	already include programs des-		
47	ignated for at-risk funding.		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	The local school board shall		
2	set forth the efforts made to		
3	identify and involve community		
4	organizations. The local board		
5	shall revert to the ETF any		
6	portion of the 20% of its		
7	at-risk funding which was not		
8	expended on partnerships with		
9	qualifying community organiza-		
10	tions. If after a diligent		
11	process the local board cannot		
12	identify effective community		
13	organizations, the local board		
14	may request a waiver from this		
15	20% requirement from the State		
16	Superintendent of Education.		
17	The local board must submit an		
18	alternative plan to the State		
19	Superintendent accompanying		
20	the request for the waiver.		
21	The State Superintendent may		
22	approve a waiver only upon		
23	good and sufficient cause. In		
24	appropriate situations, busi-		
25	nesses may partner with		
26	schools or school systems for		
27	at-risk programs but may not		
28	receive any compensation or		
29	reimbursement for expenses or		
30	other costs. The State Board		
31	of Education is hereby autho-		
32	rized, at its discretion, to		
33	institute a pilot program to		
34	employ behavioral support spe-		
35	cialists in public middle		
36	schools.		
37	(d) Endowment Interest Pro-		
38	gram-Public School Fund,		
39	Estimated	532,864	532,864
40	(e) Public School Fund, Esti-		
41	imated	175,000,000	175,000,000
42	Notwithstanding the provisions		
43	of Section 16-13-234 Code of		
44	Alabama, 1975, or Section 14		
45	of this Act, the local boards		
46	of education shall have flexi-		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	bility to spend Public School		
2	Funds appropriated in this		
3	Act, after the payment of		
4	pledged debt service or obli-		
5	gated capital projects, for		
6	other operating expenses.		
7	(f) Board of Adjustment	642,501	642,501
8	(g) School Nurses Program ...	31,244,042	31,244,042
9	To be distributed so that each school system shall receive one nurse and additional		
10	nurse or fractions of a nursing allocation based upon the average daily membership		
11	during the first 20 scholastic days after Labor Day of the preceding school year.		
12	The School Nurses Program shall use the following salary matrix to determine nursing		
13	salaries, based on 187 contract days and seven and one-half working hours per day.		
14	No funds provided herein for the School Nurses Program shall be used for the payment		
15	of any salaries of nurses who are not under the direct control, employment, and su-		
16	pervision of local boards of education. The pay of any part-time employee shall con-		
17	form to the pro-rata share of the following matrix:		
18	Years Expe-		
19	rience	LPN	RN
			RN/MS
20	less than 3	19,000	36,144
21	3 but less		
22	than 6	20,881	39,756
23	6 but less		
24	than 9	21,779	41,497
25	9 but less		
26	than 12	22,062	42,053
27	12 but less		
28	than 15	22,459	42,818
29	15 but less		
30	than 18	22,953	43,794
31	18 but less		
32	than 21	23,229	44,360
33	21 but less		
34	than 24	23,507	44,926
35	24 but less		
36	than 27	24,007	45,461
37	27 or more	24,507	45,997
38	As a part of the above appropriation for the School Nurses Program, there is hereby		
39	appropriated \$250,000 for the collection and management of statewide student health		
40	data, school by school.		
41	(h) Capital Outlay Pro-		54,505,553
			54,505,553

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	gram-Federal and Local		
2	Funds, Estimated		
3	(i) Information Technology		
4		Services Program	3,704,041
5			3,704,041
6	The above appropriation shall		
7	be expended by local school		
8	systems towards the position		
9	of a district technology coor-		
10	dinator that meets the job		
11	description and qualifications		
12	as established by the State		
13	Board of Education and serves		
14	as the primary point of con-		
15	tact for all technology is-		
16	sues. The District Technology		
17	Coordinator as directed by the		
18	school system shall be respon-		
19	sible for a technology program		
20	that ensures the proper ac-		
21	countability for the follow-		
22	ing: technology funds; tech-		
23	nology professional develop-		
24	ment; technology planning and		
25	reporting; coordination of		
26	technology across all pro-		
27	grams; a safe, secure, and		
28	fully operable network; tech-		
29	nology procurement and inven-		
30	tory; technology support for		
31	data management; technology		
32	support for distance learning;		
33	annual E-rate application;		
34	and, directing a program to		
35	ensure all state standards		
36	involving technology for		
37	teachers, administrators, and		
38	students are met and technol-		
39	ogy is integrated throughout		
	the curriculum.		
40	SOURCE OF FUNDS:		
41	(1) ETF		3,550,114,309
42	(2) Federal Stimulus Funds,		
43	estimated	179,434,391	

	<u>Education Trust</u>	<u>Earmarked Funds</u>	<u>Appropriation To-</u>	<u>tal</u>
	<u>Fund</u>			

1 (3) Federal and Local Funds .		569,802,621		
2 (4) Public School Fund, Esti-				
3 mated		175,532,864		
4 Total Education, State Board				
5 of - Local Boards of Education				
6	3,550,114,309	924,769,876		4,474,884,185

7 The above appropriation shall be distributed by the State Board of Education in ac-
 8 cordance with the provisions of the Code of Alabama 1975, Sections 16-13-230 through
 9 16-13-239, and all other laws and regulations of the State Board of Education relat-
 10 ing to the expenditure of such funds. These funds shall be used to provide a minimum
 11 school term of 180 full instructional days and for equitable educational opportuni-
 12 ties in the public schools of the state. Foundation Program calculations for FY
 13 2010-2011 are based on the funding divisors set forth below. Units earned under the
 14 Foundation Program shall be employed as regular classroom teachers until and/or un-
 15 less the local school achieves class sizes equal to or less than the following as
 16 mandated by the State Board of Education: grades K-3, maximum of 18; grades 4-6,
 17 maximum of 26; and grades 7-12, maximum of 29. The divisors listed below shall not
 18 serve to prescribe pupil-teacher ratios.

19 Grades K-3 ...		13.8		
20 Grades 4-6 ...		21.4		
21 Grades 7-8 ...		20.0		
22 Grades 9-12 ..		18.0		

23 In allocating the funds in the Foundation Program, the State Board of Education
 24 shall allot funds based on the rates established as follows:

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

28 Years Expe-	29 rience	BS	MS	6Y	DO	ND
30 less than 3		36,144	41,564	44,818	48,071	36,144
31 3 but less						
32 than 6		39,756	45,720	49,297	52,877	39,756
33 6 but less						
34 than 9		41,497	47,721	51,470	55,191	41,497
35 9 but less						
36 than 12		42,053	48,362	52,148	55,932	42,053
37 12 but less						
38 than 15		42,818	49,238	53,093	56,949	42,818

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
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1	15 but less				
2	than 18	43,794	50,364	54,305	58,244
3	18 but less				
4	than 21	44,360	51,012	55,005	58,999
5	21 but less				
6	than 24	44,926	51,666	55,708	59,752
7	24 but less				
8	than 27	45,461	52,201	56,245	60,288
9	27 or more	45,997	52,737	56,780	60,824

10 For additional professional development, local boards of education are hereby autho-
 11 rized, pursuant to rules and regulations established by the State Board of Educa-
 12 tion, to continue to schedule the two additional days authorized beginning FY 2000
 13 for professional development/continuing education for all 9, 10, and 11 month cer-
 14 tificated employees at their regular daily rate of pay beyond the previous 180 day
 15 employment contract. It is the intent of the Legislature that the use of these days
 16 be in accordance with a local school self-improvement plan developed at each school
 17 through a collaborative effort of the employees involved and the local school admin-
 18 istrators. These two days for professional development/continuing education shall be
 19 made a part of the regular school year calendar. The purpose of the days provided
 20 herein is to improve classroom instruction, discipline, and school safety. The prin-
 21 cipal of each school shall report to the local superintendent the manner in which
 22 these two professional development days were used at the school. The local superin-
 23 tendent of education shall consolidate the reports from each school and send the
 24 report to the State Superintendent of Education. The use of these days shall be in-
 25 corporated into the school system's professional development plan. It shall be the
 26 obligation of the in-service centers and colleges and universities to render maximum
 27 assistance to local school employees. The requirement of this section shall also
 28 apply to 9, 10 and 11 month certificated personnel at the Alabama Institute for Deaf
 29 and Blind, the Department of Youth Services, the School of Math and Science and the
 30 School of Fine Arts. Local boards of education are hereby authorized to schedule
 31 these two days of professional development/continuing education for all current 9,
 32 10 and 11 month contracts of support personnel and all 9, 10 and 11 month contracts
 33 of Child Nutrition Program support personnel at their regular daily rate of pay be-
 34 yond the previous 180 day employment contract. It is the intent of the Legislature
 35 that the purpose of these training sessions for all employed support personnel will
 36 be to provide occupation-specific skill training, safety training, training on
 37 school discipline, and other relevant aspects of support personnel interaction with
 38 students. For the purpose of these training sessions, it shall be the obligation of
 39 local boards of education to seek qualified occupation-specific trainers from the
 40 Department of Education and/or private vendors solely for training purposes. The
 41 requirement of this section shall apply to 9, 10 and 11 month support personnel at
 42 the Alabama Institute for Deaf and Blind, the Department of Youth Services, the
 43 School of Math and Science and the School of Fine Arts. Local or state board of edu-
 44 cation rules or regulations shall not be construed to negate the intent of the Leg-
 45 islature. The State Board of Education shall take care to ensure the implementation

Education Trust Fund	Earmarked Funds	Appropriation To- tal
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1 of the legislative intent as provided by this section. Notwithstanding Section
 2 16-13-231.1(d) of the Code of Alabama 1975, there shall not be an appropriation for
 3 the 1% over the total cost of instructional salaries for the Foundation Program as
 4 calculated by the State Minimum Salary Schedule for the fiscal year beginning Octo-
 5 ber 1, 2010. For "Fringe Benefits" the rate per day for two personal days and five
 6 sick days (for units earned in the Foundation Program) shall be \$60. The Teachers'
 7 Retirement System rate shall be 12.51% of salaries. The Public Education Employees'
 8 Health Insurance Program (PEEHIP) rate shall be \$752 per month for each full-time
 9 employee. As funds are appropriated the appropriation herein shall include funds to
 10 pay for substitute support employees for each day a support employee is absent. The
 11 Department of Education is directed to withhold funds from local systems not employ-
 12 ing substitutes for absent support employees, such withheld funds shall revert to
 13 the ETF.

14 For "Classroom Instructional Support" the uniform amounts used in determining the
 15 Foundation Program allowance for classroom instructional support shall be: (1) text-
 16 books at \$15.88 per pupil in average daily membership during the first 20 scholastic
 17 days after Labor Day of the preceding school year; (2) classroom materials and sup-
 18 plies at \$0 per unit earned in the Foundation Program and (3) library enhancement at
 19 \$0 per unit earned in the Foundation Program. Funds allocated for instructional sup-
 20 port units to meet SACS standards shall be used exclusively and specifically for
 21 principals, assistant principals, counselors, and librarians and library aides, as
 22 calculated by the State Department of Education and assigned to the schools where
 23 such units are earned. An instructional support unit earned for a principal shall be
 24 increased by .31 for elementary schools, .35 for middle schools, and .45 for second-
 25 ary schools and unit schools. An instructional support unit earned for an assistant
 26 principal shall be increased by .10 for elementary schools, middle schools, second-
 27 ary schools and unit schools. An instructional support unit earned for a counselor
 28 shall be increased by .03 for secondary schools and unit schools. The budgeting and
 29 expenditure of funds in the Foundation Program at the local level shall be deter-
 30 mined and made by the local board of education in accordance with rules and regula-
 31 tions of the State Board of Education and all laws governing such school budgets and
 32 expenditures.

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

35 (a) Operations and Maintenance			
36	277,330,343	245,273,670	522,604,013
37			
38 (b) Auxiliary Enterprises ...		33,045,000	33,045,000
39 (c) Restricted Funds		240,669,400	240,669,400
40 (d) Operations and Maintenance			
41 of Postsecondary Prison Edu-			
42 cation (ETF)	8,602,360		8,602,360

43 Of the above appropriation,

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	\$2,061,751 shall be expended		
2	for Therapeutic Education.		
3	(e) Adult Education Program	13,220,516	12,744,603
4	(f) Special Populations Train-		
5	ing	5,260,118	5,260,118
6	For programs to prepare the		
7	inmate population, parolees or		
8	other special populations des-		
9	ignated by the Chancellor for		
10	entry into the workforce		
11	through adult education,		
12	preemployment skills training,		
13	and short-term intensive ca-		
14	reer technical training.		
15	(g) Mine Safety Training Pro-		
16	gram at Bevill State Commu-		
17	nity College	245,122	245,122
18	(h) Postsecondary Education		
19	Department - Administration	5,734,980	3,733,336
20	(i) Postsecondary/Tech Col-		
21	leges - Truck Driving Train-		
22	ing	255,914	2,750,000
23	Of the above appropriation,		
24	\$255,914 shall be expended for		
25	the Truck Driver Training Pro-		
26	gram at Central Alabama Commu-		
27	nity College. The above appro-		
28	priation from earmarked funds		
29	is estimated and shall be ex-		
30	pended pursuant to Section		
31	32-5-313, Code of Alabama		
32	1975.		
33	(j) Workforce Development ...	5,636,146	26,344,999
34	The Workforce Development		
35	Funds shall be distributed by		
36	the State Board of Education		
37	upon recommendation of the		
38	Chancellor to develop and im-		
39	plement programs to provide a		
40	skilled workforce and to pro-		
41	vide college operations and		
42	maintenance allocations for		
43	workforce and economic devel-		
44	opment. Of the above appropri-		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	ation for Workforce Develop-		
2	ment, \$925,000 shall be dis-		
3	tributed for 3-D instructional		
4	centers at Wallace State Com-		
5	munity College - Selma; Cen-		
6	tral Alabama Community Col-		
7	lege; and Wallace State Commu-		
8	nity College - Hanceville and		
9	\$600,000 shall be expended for		
10	Career Coaches. Of the above		
11	appropriation for Workforce		
12	Development, at least 30%		
13	shall be recommended by the		
14	Workforce Departmental Review		
15	Committee to the Chancellor		
16	for workforce development pro-		
17	grams in the twenty-three		
18	counties with the highest un-		
19	employment rates in Alabama		
20	and these programs shall not		
21	be subject to review and ap-		
22	proval by the State Workforce		
23	Planning Council. The Chancel-		
24	lor shall submit a quarterly		
25	report to the Chair of the		
26	Senate Committee on		
27	F&T-Education, the Chair of		
28	the House Education Appropria-		
29	tions Committee and the Direc-		
30	tor of the Legislative Fiscal		
31	Office, with such report not-		
32	ing the counties impacted by		
33	this provision, the number of		
34	persons served and the amounts		
35	expended under this provision.		
36	(k) Marion Military Institute	6,056,899	6,056,899
37	(l) Alabama Technology Network		
38	.....	4,900,124	4,900,124
39	(m) English as a Second Lan-		
40	guage	100,000	100,000
41	Of the above appropriation to		
42	the Two-Year College System, a		
43	total of \$100,000 shall be		
44	used by the Chancellor to con-		
45	tract with other public or		
46	private institutions of higher		

	<u>Education Trust</u>	<u>Earmarked Funds</u>	<u>Appropriation To-</u>
	<u>Fund</u>		<u>tal</u>
1	education in order to provide		
2	programs designed to provide		
3	assistance to persons attend-		
4	ing or served by the colleges		
5	that do not utilize English as		
6	their native language so they		
7	may become proficient in read-		
8	ing, writing and speaking Eng-		
9	lish.		
10	SOURCE OF FUNDS:		
11	(1) ETF	327,342,522	
12			
13	(2) Federal Stimulus Funds,		
14	estimated		17,735,504
15	(3) Federal and Other Funds .		<u>546,825,504</u>
16	Total Education, State Board		
17	of - Two-Year College System	<u>327,342,522</u>	<u>564,561,008</u>
			<u>891,903,530</u>
18	(1) The allocations as set forth above shall be distributed by the State Board of		
19	Education through the Office of the Chancellor.		
20	(2) The above appropriation from the ETF for Operations and Maintenance shall be		
21	distributed to each of the colleges, except Marion Military Institute. Shelton State		
22	Community College shall receive \$1,062,212 to operate the Poison Control Center;		
23	\$653,997 shall be allocated to Jefferson State Community College to fund the Center		
24	for Labor Education and Research (CLEAR) previously funded at the University of Ala-		
25	bama in Birmingham; \$83,250 <u>116,583</u> shall be allocated to Jefferson State Community		
26	College - Community Outreach Partnership Center for the Predator Avoidance Education		
27	Program <u>and other educational purposes</u> ; \$185,000 shall be allocated to Shelton State		
28	Community College for a partnership with the University of West Alabama for the		
29	preservation of labor education; and \$277,500 shall be allocated to Gadsden State		
30	Community College for economic development, allied health sciences and nursing pro-		
31	grams. In addition, \$230,000 shall be transferred from Northwest Shoals Community		
32	College to the Alabama Industrial Development Training Institute for the Alabama		
33	Center for Advanced Woodworking Technology. The remaining balance shall be allocated		
34	among colleges in an amount equal to the percent of the continuing and permanent		
35	Operations and Maintenance allocation received from the ETF in FY 2010.		
36	(3) The above appropriation for Operations and Maintenance of Postsecondary Prison		
37	Education shall be distributed to the same colleges and in the same amounts as FY		
38	2010.		
39	(4) The allocation of Adult Education funds appropriated herein is restricted to the		
40	provision of services as defined under the stipulations of the Adult Education and		
41	Family Literacy Act, Title II of the federal Workforce Investment Act of 1998. At		

Education Trust Fund	Earmarked Funds	Appropriation To- tal
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1 least 10% of the appropriation for Adult Education shall be recommended by the Vice
 2 Chancellor for Instructional Services to the Chancellor for programs for individuals
 3 that do not have a high school diploma and live in communities impacted by higher
 4 unemployment rates than the state average unemployment rate. The Chancellor shall
 5 submit a quarterly report to the Chair of the Senate Committee on F&T-Education, the
 6 Chair of the House Education Appropriations Committee and the Director of the Legis-
 7 lative Fiscal Office, with such report noting the counties impacted by this provi-
 8 sion, the number of persons served and the amounts expended under this provision.

9 (5) From the above appropriation for Special Populations Training, the Life Tech
 10 program shall receive the same amount of funds as received from the Two Year College
 11 System in FY 2010 from all sources, except for any savings recognized from the refi-
 12 nancing of bonds.

13 (6) From the above appropriation for the Alabama Technology Network not less than
 14 \$75,000 shall be expended for the continuation of Gadsden State Community College's
 15 AFL-CIO partnership program for trainers and trainees for Goodyear in Gadsden and
 16 \$267,101 shall be expended for the AFL-CIO partnership program.

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

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

23 **11. Education, State Department**

24 **of:**

25 (a) Administrative Services

Program	170,582,580	89,717,107	260,299,687
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27 The proposed spending plan for
 28 the ETF monies included in the
 29 above program is as follows:

Operations and Maintenance of the Department	33,665,829
--	------------

33 Of the above appropriation, at
 34 least \$9,324,735 shall be ex-
 35 pended in the same manner and
 36 for the same programs as the
 37 appropriation to the State
 38 Department of Education from
 39 the Children First Trust Fund
 40 was expended in FY 2005 and
 41 ~~950,000 shall be expended to~~
 42 ~~link the Alabama Student In-~~
 43 ~~formation Management Systems~~
 44 ~~(ASIMS) to student home com-~~

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	puters.		
2	Operations and		
3	Maintenance for		
4	the Alabama		
5	Reading Initia-		
6			tive 59,952,360
7	Operations and		
8	Maintenance for		
9	Math/Science/Te		
10	chnology Ini-		
11			tiative 26,854,967
12	Arts Education		
13	for Art Educa-		
14	tion programs		
15	in areas evalu-		
16	ated and re-		
17	viewed by the		
18	Black Belt Ac-		
19	tion Commission		
20			..... 533,882
21	Teacher/Student		
22			Testing 7,038,975
23	To be expended for		
24	teacher/student test develop-		
25	ment and expenses directly		
26	related to teacher and student		
27	assessment.		
28	Children's Eye		
29	Screening Pro-		
30	gram and Fol-		
31	low-up Eye Care		
32			..... 2,203,241
33	Of the above appropriation,		
34	\$1,125,128 shall be used to		
35	provide eye screening for		
36	Grades K, 2 and 4. The method		
37	of screening shall be color		
38	photo refraction as developed		
39	by the National Aeronautics		
40	and Space Administration and		
41	\$1,078,113 shall be used to		
42	provide follow-up care for		
43	those Grades K, 2 and 4 stu-		
44	dents. Follow-up eye care ser-		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	vices shall include, but not		
2	be limited to, providing as-		
3	sistance in obtaining and co-		
4	ordinating local eye care ser-		
5	vices for those children iden-		
6	tified as needing said fol-		
7	low-up eye care services		
8	whether insured, uninsured or		
9	underinsured. Children identi-		
10	fied as uninsured or		
11	underinsured shall be provided		
12	with free eye exams and free		
13	prescription spectacles. A		
14	database including specific		
15	data by child, grade,		
16	school/system, and services		
17	for outcome-based measurement		
18	shall be maintained and ar-		
19	chived.		
20	Governor's Lo-		
21	cal School and		
22	School System		
23	Academic and		
24	Financial Im-		
25	provement Pro-		
26	gram (At-Risk)	16,222,501	
27	The above appropriation shall		
28	be expended for the operations		
29	and maintenance of at-risk		
30	programs to develop and imple-		
31	ment school improvement pro-		
32	grams' financial and/or aca-		
33	demic accountability per Sec-		
34	tion 16-6B-3, Code of Alabama		
35	1975, and for benefits for		
36	appropriate personnel within		
37	the Department of Education.		
38	At-risk funds shall be used to		
39	employ personnel under		
40	short-term contracts who shall		
41	be assigned by the State Su-		
42	perintendent of Education to		
43	give direct assistance to		
44	schools which come under the		
45	jurisdiction of the Department		
46	in accordance with Sections		
47	16-6B-1 through 16-6B-6, Code		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	of Alabama 1975, which re-		
2	quires schools and/or school		
3	systems to be placed in inter-		
4	vention for academic and/or		
5	financial reasons by the State		
6	Superintendent. In selecting		
7	these personnel, the State		
8	Superintendent shall give		
9	preference to persons who have		
10	achieved National Board for		
11	Professional Teaching Stan-		
12	dards (NBPTS) certification		
13	and/or who have been chosen as		
14	Alabama Teachers of the Year.		
15	In the event this pool of per-		
16	sonnel is inadequate, the		
17	State Superintendent may then		
18	employ other teaching and/or		
19	administrative personnel who		
20	have been recognized for their		
21	competence. Such personnel		
22	shall be assigned to work di-		
23	rectly with schools whose op-		
24	erations are being assisted by		
25	the state. The State Superin-		
26	tendent may further use these		
27	personnel to assist schools		
28	that are on Priority status as		
29	well as use these funds in		
30	partnership with and funding		
31	from the Department of Educa-		
32	tion to improve the learning		
33	opportunities for at-risk stu-		
34	dents. These programs shall		
35	include, but not be limited		
36	to, after school programs,		
37	character education programs,		
38	drop-out prevention programs,		
39	summer programs, career tech-		
40	nical youth programs, programs		
41	to improve reading, and/or		
42	math, and/or science skills to		
43	increase grade-to-grade promo-		
44	tion, high school graduation		
45	and college preparedness, and		
46	other activities designed to		
47	assist at-risk students. Per-		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	sonnel employed or contracted		
2	by the Department for assis-		
3	tance in at-risk schools shall		
4	be on release status from		
5	their respective local boards		
6	of education and shall retain		
7	all benefits and tenure status		
8	unless they are given perma-		
9	nent employment in the State		
10	Department of Education. Funds		
11	may be allocated to entities		
12	that have and/or can effect		
13	positive results in improved		
14	student achievement.		
15	School Account-		
16	ability Report		
17	Card	124,264	
18	For distribution of the School		
19	Accountability Report Card		
20	referred to in Section 16-6B-7		
21	of the Code of Alabama 1975 to		
22	every parent with a child in		
23	Alabama public schools.		
24	English as a		
25	Second Language		
26	Students Pro-		
27	gram	2,360,800	
28	Based on the 2009-10 school		
29	system count supplied to the		
30	Alabama Department of Educa-		
31	tion by each local superinten-		
32	dent of education, herein is		
33	appropriated on a per student		
34	basis to be utilized by local		
35	school boards to provide as-		
36	sistance to students not uti-		
37	lizing English as their native		
38	language so they may become		
39	proficient in reading, writ-		
40	ing, and speaking English at		
41	the earliest possible time.		
42	Tenure Arbitra-		
43	tion Costs ...	726,661	
44	Of the above appropriation for		
45	Tenure Arbitration Costs,		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	\$129,500 shall be transferred		
2	to fund the Office of the At-		
3	torney General for performance		
4	of arbitration services, in-		
5	cluding administration of the		
6	State's tenure laws (Code of		
7	Alabama 1975, Section		
8	36-26-115) by the Office of		
9	Administrative Hearings, Divi-		
10	sion of Administrative Law		
11	Judges.		
12	Teacher Re-		
13	cruitment In-		
14	centives	9,250	
15	Distance Learn-		
16	ing	19,078,600	
17	Job descriptions shall be de-		
18	veloped by the State Depart-		
19	ment of Education for posi-		
20	tions funded by this appropri-		
21	ation. Hiring of personnel		
22	shall be monitored by the		
23	State Department of Education		
24	for compliance with these job		
25	descriptions. In addition,		
26	these funds shall be used ex-		
27	clusively to meet the distance		
28	learning initiative ACCESS		
29	(Alabama Connecting Class-		
30	rooms, Educators, and Students		
31	Statewide).		
32	Advanced Place-		
33	ment	1,310,494	
34	Dropout Preven-		
35	tion Pilot ...	500,756	
36	(b) Financial Assistance Pro-		
37	gram	38,676,824	1,095,360,825
			1,134,037,649
38	The proposed spending plan for		
39	the ETF monies included in the		
40	above program is as follows:		
41	Home Instruc-		
42	tion for Par-		
43	ents of Pre-		
44	school Young-	1,405,909	

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	sters (HIPPY)		
2	Program		
3	Southwest		
4	School for Deaf		
5	and Blind	269,921	
6	Play By The		
7	Rules	19,147	
8	PALS Program .	19,055	
9	Council on Eco-		
10	nomical Education		
11	.....	18,962	
12	P.A.C.E.R.S.		
13	Program	125,313	
14	Pre-School Pro-		
15	gram (Special		
16	Education) ...	1,787,034	
17	Positive Behav-		
18	ior Support		
19	Coaches	150,000	
20	National Board		
21	for Profes-		
22	sional Teaching		
23	Standards	8,038,250	
24	The above appropriation in-		
25	cludes funds to pay assessment		
26	fees for teachers desiring to		
27	take the examination, funds to		
28	provide a \$5,000 supplement in		
29	addition to base salary as		
30	determined by the Minimum Sal-		
31	ary Schedule for all		
32	board-certified teachers. Ala-		
33	bama teachers shall apply for		
34	funding of the assessment fees		
35	and recipients are required to		
36	commit to teach in Alabama		
37	public schools for an addi-		
38	tional period of five years		
39	unless an exception is granted		
40	for just cause. Of the funds		
41	provided herein, an amount not		
42	to exceed \$45,000 shall be		
43	used to pay for release time		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	of personnel used by the State		
2	Department of Education to		
3	mentor prospective candidates		
4	for the NBPTS certification		
5	and to assist in determining		
6	which candidates shall receive		
7	state funding to take the ex-		
8	amination. Salary must be pro-		
9	vided before said amount can		
10	be used by the State Depart-		
11	ment of Education for person-		
12	nel release time.		
13	Children's Hos-		
14	pital	114,006	
15	Career Tech		
16	Initiative ...	2,260,074	
17	The above appropriation shall		
18	Not less than 50% of the above		
19	appropriation shall be used		
20	for Agriscience purposes. Such		
21	funds shall first be expended		
22	to pay stipends, salaries,		
23	travel, and benefits of		
24	Agriscience teachers currently		
25	on 220 day or less contracts		
26	to work during the months not		
27	on contract. Remaining funds		
28	shall be expended to pay		
29	travel expenses of Agriscience		
30	teachers to State Department		
31	of Education and FFA sanc-		
32	tioned activities. This shall		
33	include Agriscience teachers		
34	on 240 day contracts or less.		
35	Furthermore, remaining funds		
36	shall be expended on FFA Stu-		
37	dent Leadership Development to		
38	include conferences, speakers,		
39	and travel of state FFA offi-		
40	cers. Furthermore, remaining		
41	funds shall be expended on		
42	travel expenses for SDE		
43	Agriscience staff for Student		
44	Leadership Development activi-		
45	ties. Any remaining funds		
46	shall be spent at the <u>activi-</u>		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	<u>ties. The remaining 50% of the</u>		
2	<u>above appropriation shall be</u>		
3	<u>spent at the</u> discretion of the		
4	State Superintendent of Educa-		
5	tion for other career tech		
6	programs.		
7	Teacher		
8	In-Service Cen-		
9	ters	2,775,000	
10	The State Board of Education,		
11	through the State Superinten-		
12	dent of Education, shall ad-		
13	minister the in-service cen-		
14	ters and shall monitor the		
15	centers for compliance with		
16	established accountability		
17	standards. The above appropri-		
18	ation to the In-Service Cen-		
19	ters shall be distributed to		
20	the existing eleven Teacher		
21	In-Service Centers in each		
22	geographical area of the state		
23	as follows:		
24	University of		
25	Alabama		
26	.....	218,678	
27	University of		
28	Alabama at Bir-		
29	mingham		
30	.....	302,690	
31	Alabama A and M		
32	University		
33	.....	275,872	
34	Alabama State		
35	University		
36	.....	237,742	
37	Athens State		
38	University		
39	.....	230,460	

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Auburn Univer-		
2	sity		
3	.....	239,879	
4	Jacksonville		
5	State Univer-		
6	sity		
7	.....	234,907	
8	University of		
9	Montevallo		
10	.....	246,875	
11	Troy University		
12	.....	249,529	
13	University of		
14	North Alabama		
15	.....	213,742	
16	University of		
17	South Alabama		
18	.....	324,626	
19	Teacher Profes-		
20	sional Develop-		
21	ment Training	1,068,972	
22	This appropriation shall be		
23	used to train teachers (K-12)		
24	in the use of computers in the		
25	classroom. Trainers shall be		
26	chosen who can assist teachers		
27	in learning computer skills,		
28	the use of instructional soft-		
29	ware, and the classroom uses		
30	of the Internet.		
31	Governor's High		
32	Hopes for Ala-	15,755,543	
33	bama Students	<u>15,555,543</u>	
34	<u>Of the above appropriation,</u>		
35	<u>\$950,000 shall be expended to</u>		
36	<u>link the Alabama Student In-</u>		
37	<u>formation Management Systems</u>		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	<u>(ASIMS) to students' home com-</u>		
2	<u>puters.</u>		
3	Jobs for Ala-		
4	bama's Gradu-		
5	ates (JAG) ...	878,979	
6	Virtual Library		
7	Project	3,116,110	
8	The State Department shall		
9	serve as the fiscal agent for		
10	the Virtual Library Project.		
11	Teacher		
12	Mentoring Pro-		
13	gram	444,549	
14	Teach For Amer-		
15	ica	630,000	
16	(c) Alabama Science In Motion		
17	Program	1,743,801	1,743,801
18	All funds appropriated to this		
19	program shall be expended in		
20	accordance with Title 16,		
21	Chapters 61B and 61C, Code of		
22	Alabama 1975. Additionally,		
23	any funds unexpended and car-		
24	ried over from the prior fis-		
25	cal year are hereby		
26	reappropriated.		
27	(d) Disability Determination		
28	for Social Security Program	86,521,431	86,521,431
29	SOURCE OF FUNDS:		
30	(1) ETF	209,259,404	
31	(2) ETF-Transfer	1,743,801	
32	(3) Driver Education and		
33	Training Fund	4,530,898	
34	(4) Federal Stimulus Funds,		
35	estimated	203,642,885	
36	(5) Federal and Local Funds .	1,060,925,580	
37	(6) Special Education Cata-		
38	strophic Fund	2,500,000	

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 Total Education, State Depart-			
2 ment of	211,003,205	1,271,599,363	1,482,602,568
3 12. Educational Television Com-			
4 mission:			
5 (a) Capital Outlay Program ..	555,000		555,000
6 This appropriation is to be			
7 used to replace the Alabama			
8 Public Television's Digital			
9 Statewide Microwave System and			
10 create a Public Safety Radio			
11 Communications Statewide Net-			
12 work.			
13 (b) Educational Television			
14 Program	6,902,978	660,873	7,563,851
15 SOURCE OF FUNDS:			
16 (1) ETF	7,457,978		
17 (2) Federal and Local Funds .		660,873	
18 Total Educational Television			
19 Commission	7,457,978	660,873	8,118,851
20 13. Executive Commission on Com-			
21 munity Services Grants, State:			
22 (a) Community Services Grants			
23 Program	8,437,286		8,437,286
24 Distributed pursuant to Sec-			
25 tion 29-2-123 of the Code of			
26 Alabama 1975, as amended.			
27 SOURCE OF FUNDS:			
28 (1) ETF	8,437,286		
29 The above appropriation shall			
30 be used for grants that pro-			
31 mote public education pur-			
32 poses.			
33 Total Executive Commission on			
34 Community Services Grants,			
35 State	8,437,286		8,437,286
36 14. Family Practice Rural Health			
37 Board:			

	<u>Education Trust</u>	<u>Earmarked Funds</u>	<u>Appropriation To-</u>
	<u>Fund</u>		<u>tal</u>
1	(a) Family Practice Rural		
2	Health Program	1,625,778	1,625,778
3			
4	SOURCE OF FUNDS:		
5	(1) ETF	1,625,778	
6	Total Family Practice Rural		
7	Health Board	1,625,778	1,625,778
8	Of the above appropriation, at		
9	least \$104,175 shall be ex-		
10	pended for the Auburn Rural		
11	Health Program; a minimum of		
12	\$84,175 shall be expended for		
13	the Tuskegee Area Health Edu-		
14	cation Center (TAHEC);		
15	\$454,545 shall be expended for		
16	the Rural Medical Scholars		
17	Program at the University of		
18	Alabama at Tuscaloosa; and		
19	\$94,175 shall be expended for		
20	the Rural Health Program at		
21	the University of Alabama in		
22	Huntsville.		
23	15. Finance, Department of:		
24	(a) Employee Benefits Program	1,400,000	1,400,000
25	SOURCE OF FUNDS:		
26	(1) ETF, Estimated	1,400,000	
27	Total Finance, Department of	1,400,000	1,400,000
28	To be distributed by the State		
29	Comptroller to the designated		
30	beneficiaries or estates for		
31	unused sick leave pursuant to		
32	Code of Alabama 1975, Section		
33	16-1-18.2.		
34	16. Finance, Department of -		
35	Telephone Revolving Fund:		
36	(a) Information Systems Pro-		
37	gram	1,143,902	1,143,902

	<u>Education Trust</u>	<u>Earmarked Funds</u>	<u>Appropriation To-</u>
	<u>Fund</u>		<u>tal</u>
1	SOURCE OF FUNDS:		
2	(1) ETF-Transfer	1,143,902	
3	Total Finance, Department of -		
4	Telephone Revolving Fund	1,143,902	1,143,902
5	The Telephone Revolving Fund		
6	shall assess to using agencies		
7	and institutions any addi-		
8	tional amount necessary to		
9	provide continuing		
10	non-interrupted service of a		
11	minimum maintenance level.		
12	17. Fine Arts, Alabama School of:		
13	(a) Financial Assistance Pro-		
14	gram	6,414,414	655,000
15	SOURCE OF FUNDS:		
16	(1) ETF	6,414,414	
17	(2) Federal and Local Funds .		655,000
18	Total Fine Arts, Alabama		
19	School of	6,414,414	655,000
20	18. Fire Fighters' Personnel		
21	Standards and Education Com-		
22	mission, Alabama/Fire College		
23	Shelton State Community Col-		
24	lege:		
25	(a) Operations and Maintenance		
26	.....	3,846,458	1,707,152
27	Of the above appropriation,		
28	\$163,417 to operate the Risk		
29	Watch Program.		
30	SOURCE OF FUNDS:		
31	(1) ETF	3,846,458	
32	(2) Federal and Local Funds .		1,707,152
33	Total Fire Fighters' Personnel		
34	Standards and Education Com-		
35	mission, Alabama/Fire College	3,846,458	1,707,152

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

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	31-10-4 and Sections 31-10-20		
2	through 31-10-25.		
3	(3) Alabama		
4	Student Assis-		
5	tance Program	2,896,855	
6	In addition to the ETF appro-		
7	priation for the Alabama Stu-		
8	dent Assistance Program, any		
9	available funds as a result of		
10	the court ordered transfers		
11	from Knight vs. Alabama diver-		
12	sity scholarships are hereby		
13	appropriated and any carryover		
14	funds from these transfers are		
15	hereby reappropriated.		
16	(4) Educational		
17	Grants Program		
18	(Alabama Stu-		
19	dent Grant Pro-		
20	gram)	2,320,975	
21	To be expended in accordance		
22	with Code of Alabama 1975,		
23	Sections 16-33A-1 through		
24	16-33A-11. Private institu-		
25	tions receiving state grant		
26	funds under this provision		
27	make their best effort to use		
28	the equivalent of ten percent		
29	of Federal Work Study alloca-		
30	tions for the purpose of tu-		
31	toring and mentoring students		
32	in grades K-12 to better pre-		
33	pare them for graduation, col-		
34	lege entry and retention. In-		
35	stitutions shall work with		
36	their respective governing		
37	boards to develop and imple-		
38	ment this effort.		
39	(5)		
40	Chiropractic		
41	Scholarships .	29,415	
42	To be expended in accordance		
43	with Code of Alabama 1975,		
44	Section 16-5-11.		
45	(6) Washington	55,500	

	<u>Education Trust</u>	<u>Earmarked Funds</u>	<u>Appropriation To-</u>
	<u>Fund</u>		<u>tal</u>
1	Center Intern-		
2	ship Program .		
3	It is the intent of the Legis-		
4	lature that the above funds		
5	for the Washington Center In-		
6	ternship Program be expended		
7	for Alabama residents.		
8	(c) Support of Other Educa-		
9	tional Activities Program .	2,706,442	1,671,000
			4,377,442
10	The proposed spending plan for		
11	the ETF monies included in the		
12	above program is as follows:		
13	(1) Network of		
14	Alabama Aca-		
15	demical Libraries		
16	.....	323,505	
17	ACHE shall provide for the		
18	participation of Athens State		
19	University in the Network of		
20	Alabama Academic Libraries.		
21	(2) Southern		
22	Regional Educa-		
23	tion Board		
24	(SREB)	671,124	
25	(3) EPSCoR (Re-		
26	search) Program		
27	.....	1,227,543	
28	(4) Computer		
29	Based Articula-		
30	tion System ..	402,563	
31	To fund Troy University for		
32	developing and operating a		
33	statewide computer-based ar-		
34	ticulation system to serve all		
35	four-year and two-year		
36	postsecondary institutions in		
37	the State of Alabama.		
38	(5) School and		
39	University		
40	Partnership for		
41	Education Re-		
42	newal Program		
43	(SUPER)	81,707	

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	(d) Support of State Universi-			
2	ties Program	6,181,869	75,000	6,256,869
3	The proposed spending plan for			
4	the ETF monies included in the			
5	above program is as follows:			
6	(1) Alabama Ag-			
7	ricultural Land			
8	Grant Alliance 6,181,869			
9	Of the above appropriation to			
10	AALGA, at least \$4,450,000			
11	shall be equally distributed			
12	as a state match for federal			
13	funds for those institutions			
14	in the Alliance required to			
15	provide matching funds in or-			
16	der to obtain federal funds			
17	for the first time in fiscal			
18	year 2000. Of the above appro-			
19	priation, \$336,700 shall be			
20	allocated for the fruit and			
21	vegetable marketing initia-			
22	tive; \$185,000 shall be allo-			
23	cated for the Youth Partner-			
24	ship Research Program; and			
25	\$556,210 shall be allocated			
26	for the McIntire-Stennis For-			
27	estry Research Initiative			
28	Matching Program.			
29	SOURCE OF FUNDS:			
30	(1) ETF	17,916,853		
31	(2) Federal and Local Funds .		4,699,380	
32	Total Higher Education, Ala-			
33	bama Commission on	17,916,853	4,699,380	22,616,233
34	In addition to the above ap-			
35	propriations, any scholarship			
36	funds transferred from the			
37	State Department of Education			
38	for the Alabama Teacher Re-			
39	ruitment Incentive Program			
40	(ATRIP) shall not revert and			
41	are hereby appropriated or			
42	reappropriated.			

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	21. Human Resources, Department		
2	of:		
3	(a) Human Services Program -		
4	Jobs Opportunities and Basic		
5	Skills Training (JOBS) Pro-		
6			
		3,828,576	3,828,576
7	(b) Human Services Program -		
8	Jobs Child Care and After		
9			
		9,124,390	9,124,390
10	Of the above appropriation,		
11	\$142,987 shall be expended for		
12	the Black Belt Eye Care Con-		
13	sortium and \$909,573 shall be		
14	distributed to the Greater		
15	Alabama Child Development Pro-		
16	gram for rural day care.		
17	SOURCE OF FUNDS:		
18	(1) ETF-Transfer	12,952,966	
19	Total Human Resources, Depart-		
20	ment of	12,952,966	12,952,966
21	<u>Notwithstanding any other pro-</u>		
22	<u>vision of this act to the con-</u>		
23	<u>trary, the maximum amount of</u>		
24	<u>funds from the sales tax ex-</u>		
25	<u>emption for the issuance of</u>		
26	<u>food stamps that may be re-</u>		
27	<u>verted by the Department of</u>		
28	<u>Human Resources to the Educa-</u>		
29	<u>tion Trust Fund shall be</u>		
30	<u>\$18,600,000 for the fiscal</u>		
31	<u>year ending September 30,</u>		
32	<u>2011. Any such funds over this</u>		
33	<u>amount not utilized in the</u>		
34	<u>Food Stamp Program shall be</u>		
35	<u>expended for subsidized child</u>		
36	<u>care slots and are hereby ap-</u>		
37	<u>propriated for such purpose.</u>		
38	22. Industrial Development Train-		
39	ing Institute, Alabama:		
40	(a) Industrial Development and		
41			
		5,731,046	5,731,046

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
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1	(b) Industrial Training Pro-		
2	gram - Operations and Main-		
3	tenance	4,832,246	4,832,246
4	(c) Workforce Development ...	23,752,304	23,752,304

5 SOURCE OF FUNDS:

6	(1) ETF	34,315,596	
7	Total Industrial Development		
8	Training Institute, Alabama .	34,315,596	34,315,596

9 The funds appropriated for
10 Workforce Development are to
11 be expended for those costs
12 incurred by the State in hon-
13 oring commitments to pay
14 Workforce Development costs,
15 including services and other
16 assistance and expenses of
17 recruitment and training of a
18 company's workforce, that are
19 undertaken to induce companies
20 to locate or expand their op-
21 erations in Alabama (described
22 hereinafter as a "Project")
23 and to develop and implement
24 training, placement and re-
25 cruitment programs that will
26 improve, develop and expand
27 the State's workforce. Such
28 costs include, but are not
29 limited to (i) AIDT operating
30 costs directly related to a
31 Project; (ii) wages and bene-
32 fits for trainers engaged by
33 AIDT for the purpose of a Pro-
34 ject; (iii) costs which the
35 State has agreed to pay under
36 the terms of a Project Agree-
37 ment with a company that are
38 necessary and reasonable
39 charges incurred by the com-
40 pany or its affiliates for
41 personnel providing training
42 to the company's employees,
43 whether those trainers are
44 employees of the company or

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	its vendors or suppliers, in-		
2	cluding wages, benefits and		
3	travel (domestic and, when		
4	necessary, international);		
5	(iv) any necessary materials,		
6	equipment, manuals, or other		
7	relevant training materials;		
8	(v) the costs incurred for		
9	purchasing or repairing or		
10	replacing training tools and		
11	equipment; (vi) costs incurred		
12	for the purchase or construc-		
13	tion and maintenance of train-		
14	ing facilities; (vii) travel		
15	expenses for prospective and		
16	current employees and train-		
17	ees, including travel, food,		
18	lodging, relocation, and other		
19	costs necessary and reasonable		
20	to enable the company to se-		
21	cure a qualified workforce;		
22	(viii) outside training fees;		
23	and (ix) the construction and		
24	equipping of career centers to		
25	assist citizens of the State		
26	in outreach, job search, as-		
27	sessments of individuals,		
28	placement assistance, labor		
29	market information, individual		
30	employment plans and counsel-		
31	ing, career planning, occupa-		
32	tional and vocational train-		
33	ing, and specific skills		
34	training. The above funds ap-		
35	propriated for workforce de-		
36	velopment shall be expended		
37	primarily for the training of		
38	Alabama residents. It is fur-		
39	ther the intent that contracts		
40	with vendors to provide		
41	workforce training shall be		
42	inclusive and reflect the ra-		
43	cial and gender diversity of		
44	the state. The Office of		
45	Workforce Development shall		
46	report quarterly to the Chairs		
47	of the Senate Committee on		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Finance and Taxation - Educa-		
2	tion and the House Committee		
3	on Education Appropriation and		
4	the Legislative Fiscal Officer		
5	on any funds allocated for		
6	workforce training. Such re-		
7	port shall include a summary		
8	of the persons trained and the		
9	vendors providing the train-		
10	ing. The reports shall contain		
11	information including resi-		
12	dence, race and gender of the		
13	persons trained and of the		
14	principal or majority owner of		
15	the firm or business con-		
16	tracted with to provide the		
17	training services.		
18	23. Library Service, Alabama Pub-		
19	lic:		
20	(a) Public Library Service		
21	7,097,639	1,709,984	8,807,623
22	Of the above appropriation, a		
23	minimum of \$4,159,397 is to be		
24	distributed to public librar-		
25	ies within the state and		
26	\$263,622 shall be expended for		
27	Homework Alabama.		
28	362,518		362,518
29	SOURCE OF FUNDS:		
30	7,460,157		
31	(2) Federal and Local Funds .	1,709,984	
32	Total Library Service, Alabama		
33	7,460,157	1,709,984	9,170,141
34	24. Marine Environmental Sciences		
35	Consortium/Dauphin Island Sea		
36	Lab:		
37	(a) Support of Other Educa-		
38	3,576,766	9,045,797	12,622,563
39	Of the above appropriation,		
40	\$81,709 shall be expended for		
41	the Mobile Bay National Estu-		

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

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 (a) Institutional Treatment			
2 and Care of Mental Illness			
3 Program	4,038,707		4,038,707
4 (b) Substance Abuse Program .	995,641		995,641
5 (c) Special Services Program	1,199,355		1,199,355
6 (d) Institutional Treatment			
7 and Care of Intellectually			
8 Disabled Program	21,341,692		21,341,692
9 Of the above appropriation to			
10 the Department of Mental			
11 Health for the Institutional			
12 Treatment and Care of Intel-			
13 lectually Disabled Program,			
14 the sum of \$4,285,989 shall be			
15 used to fund ARC-type commu-			
16 nity-based programs, including			
17 the Montgomery Institute for			
18 Neurological Development for			
19 the intellectually disabled in			
20 Alabama; the sum of \$437,835			
21 shall be allocated to Camp			
22 ASCCA; and \$350,000 shall be			
23 transferred to the Eagles'			
24 Wings Program.			
25 SOURCE OF FUNDS:			
26 (1) ETF-Transfer	27,575,395		
27 Total Mental Health, Depart-			
28 ment of	27,575,395		27,575,395

29

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

31 (a) Professional and Occupa-

32 tional Licensing and Regula-

33 tion Program

	237,725	237,725
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34 The above appropriation shall

35 be expended pursuant to the

36 provisions of the Code of Ala-

37 bama 1975, Sections 34-21-60

38 through 34-21-63. Notwith-

39 standing the limiting provi-

40 sions of the Code of Alabama

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	1975, Sections 34-21-60		
2	through 34-21-63, \$200,000 of		
3	the above appropriation shall		
4	be expended exclusively for		
5	scholarships for advanced de-		
6	grees to train instructors to		
7	teach nursing classes in Ala-		
8	bama colleges and universi-		
9	ties.		
10	SOURCE OF FUNDS:		
11	(1) ETF	237,725	
12	Total Nursing, Alabama Board		
13	of	237,725	237,725
14	29. Optometric Scholarship		
15	Awards, Board of:		
16	(a) Support of Other Educa-		
17	tional Activities Program .	153,610	153,610
18	To be expended under the pro-		
19	visions of the Code of Alabama		
20	1975, Sections 34-22-60		
21	through 34-22-65.		
22	SOURCE OF FUNDS:		
23	(1) ETF	153,610	
24	Total Optometric Scholarship		
25	Awards, Board of	153,610	153,610
26	30. Peace Officers' Standards and		
27	Training Commission, Alabama:		
28	(a) Professional and Occupa-		
29	tional Licensing and Regula-		
30	tion Program	279,016	4,779,016
31	(b) Certified Law Enforcement		
32	Academy Program	382,813	832,813
33	Of the above appropriation for		
34	the Certified Law Enforcement		
35	Academy Program, \$382,813 of		
36	ETF monies included therein		
37	shall be expended as follows:		
38	Northeast Po-		
39	lice Academy .	99,531	

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

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	41-15A-10 through 41-15A-12,		
2	Code of Alabama 1975.		
3	32. Physical Fitness, State Com-		
4	mission on:		
5	(a) Advisory Services Program	1,065,138	18,846
			1,083,984
6	SOURCE OF FUNDS:		
7	(1) ETF	1,065,138	
8	(2) Federal and Local Funds .		18,846
9	Total Physical Fitness, State		
10	Commission on	1,065,138	18,846
			1,083,984
11	33. Public Health, Department of:		
12	(a) Administration Services		
13	Program	911,763	911,763
14	(b) Continuing Education for		
15	EMT Personnel	1,470,731	1,470,731
16	With the above appropriation,		
17	the Department shall offer		
18	performance-based awards to		
19	regional EMS agencies for the		
20	purpose of providing continu-		
21	ing education to EMTs and		
22	strengthening the EMS infra-		
23	structure.		
24	(c) Public Health Services		
25	Program	12,156,839	12,156,839
26	Of the above appropriation,		
27	\$11,813,665 shall be expended		
28	for the continuation of the		
29	programs in Public School San-		
30	itation, licensure and certifi-		
31	cation, immunization activi-		
32	ties at the county level, pa-		
33	tient education and child		
34	health, immunization of		
35	pre-school children and stu-		
36	dents, dental health, tubercu-		
37	losis and nursing services,		
38	life skills educational train-		
39	ing in schools, vaccines to		
40	non-VFC-eligible children, and		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	other public health purposes.		
2	Of the above appropriation,		
3	\$220,612 shall be expended for		
4	AIDS Alabama and \$122,562		
5	shall be expended for the Ala-		
6	bama Kidney Foundation.		
7	SOURCE OF FUNDS:		
8	(1) ETF	14,539,333	
9	Total Public Health, Depart-		
10	ment of	14,539,333	14,539,333

11

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

14	(a) Direct Client Services for		
15	the Handicapped Program ...	34,575,071	34,575,071

16 The proposed spending plan for
 17 the ETF monies included in the
 18 above program is as follows:

19	Homebound	5,010,303	
20	Hemophilia ...	1,275,417	
21	Children's Re-		
22	habilitation		
23	Services	10,785,733	

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

31	Education of		
32	Dependents of		
33	Blind Parents	10,635	

34 The above appropriation shall
 35 be allocated for reimbursement
 36 to every state institution of
 37 higher learning, college, uni-
 38 versity, community college, or
 39 junior college, in which bene-
 40 fits are given to dependents

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	of blind parents under the		
2	provisions of Code of Alabama		
3	1975, Sections 16-33-1 through		
4	16-33-12.		
5	Rehabilitation		
6	Services	10,374,054	
7	Of the above appropriation,		
8	\$92,500 shall be expended for		
9	Teaching Children With Dis-		
10	abilities		
11	Early Interven-		
12	tion Program .	5,830,888	
13	Respite Related		
14	Services and		
15	Training	74,854	
16	Rehabilitation		
17	Projects	1,213,187	
18	SOURCE OF FUNDS:		
19	(1) ETF	34,575,071	
20	Total Rehabilitation Services,		
21	Department of	34,575,071	34,575,071
22	The above appropriation to the		
23	Department of Rehabilitation		
24	Services - Rehabilitation Pro-		
25	jects may be used to contract		
26	with providers of cerebral		
27	palsy services.		
28	35. Sickle Cell Oversight and		
29	Regulatory Commission, Ala-		
30	bama:		
31	(a) Support of Other Educa-		
32	tional Activities Program .	1,345,125	1,345,125
33	Of the above appropriation to		
34	the Alabama Sickle Cell and		
35	Regulatory Commission, the sum		
36	of \$28,597 shall be used to		
37	fund travel and other expenses		
38	of the Alabama Sickle Cell		
39	Oversight and Regulatory Com-		
40	mission and \$1,316,528 shall		
41	be used to fund university and		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	community-based Sickle Cell		
2	programs which were funded		
3	from the ETF budget in FY		
4	2000. These funds shall be		
5	distributed proportionately to		
6	the distribution made in FY		
7	2003.		
8	SOURCE OF FUNDS:		
9	(1) ETF	1,345,125	
10	Total Sickle Cell Oversight		
11	and Regulatory Commission,		
12	Alabama	1,345,125	1,345,125
13	36. Space Science Exhibit Commis-		
14	sion, Alabama:		
15	(a) Special Services Program	531,097	36,243,000
16	SOURCE OF FUNDS:		
17	(1) ETF	531,097	
18	(2) Federal and Local Funds .		36,243,000
19	Total Space Science Exhibit		
20	Commission, Alabama	531,097	36,774,097
21	37. Supercomputer Authority, Ala-		
22	bama:		
23	(a) Information Technology		
24	Services Program	5,244,347	2,366,740
25	The above appropriation is to		
26	be expended in accordance with		
27	Sections 41-10-390 through		
28	41-10-406, Code of Alabama		
29	1975.		
30	SOURCE OF FUNDS:		
31	(1) ETF-Transfer	5,244,347	
32	(2) Supercomputer Revolving		
33	Fund, Estimated		2,366,740
34	Total Supercomputer Authority,		
35	Alabama	5,244,347	2,366,740
			7,611,087

	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	2,740,194	2,740,194
6	(b) Student Financial Aid Pro-		
7	gram, Estimated	17,205,339	17,205,339
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	19,945,533	
21	Total Veterans' Affairs, De-		
22	partment of	19,945,533	19,945,533
23	39. Youth Services, Department		
24	of:		
25	(a) Financial Assistance Pro-		
26	gram (School District)	7,087,235	7,087,235
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 ..	49,915,142	49,915,142
39	(c) Special Programming for		
40	Achievement Network (SPAN)	4,827,979	4,827,979

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Program		
2	SOURCE OF FUNDS:		
3	(1) ETF	61,830,356	
4	Total Youth Services, Depart-		
5	ment of	61,830,356	61,830,356
6	3C. Colleges and Universities:		
7	1. Alabama Agricultural and		
8	Mechanical University, Board		
9	of Trustees:		
10	(a) Operations and Maintenance		
11	and Program Support	31,541,539	63,905,086
12	Of the above appropriation,		
13	\$40,854 shall be expended for		
14	the Black Archives Museum.		
15	(b) Extension-Urban Affairs		
16	and Non-Traditional Land		
17	Grant Programs	4,067,170	4,067,170
18	Pursuant to Knight v. Alabama		
19	Final Settlement Agreement.		
20	(c) Agricultural Research Sta-		
21	tion Fixed Costs	301,219	301,219
22	Pursuant to Knight v. Alabama		
23	Final Settlement Agreement.		
24	(d) Auxiliary Enterprises ...		12,755,366
25	(e) Restricted Funds		39,815,989
26	(f) Agricultural Research and		
27	Extension-State Match	1,226,904	1,226,904
28	SOURCE OF FUNDS:		
29	(1) ETF	37,136,832	
30	(2) Federal Stimulus Funds,		
31	estimated		3,360,117
32	(3) Federal and Other Funds .		113,116,324
33	Total Alabama Agricultural and		
34	Mechanical University, Board		
35	of Trustees	37,136,832	116,476,441
			153,613,273

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Of the above appropriation		
2	from Federal Stimulus Funds,		
3	estimated, \$333,226 shall be		
4	earmarked for the Exten-		
5	sion-Urban Affairs and		
6	Non-Traditional Land Grant		
7	Programs.		
8	2. Alabama A and M University,		
9	Board of Trustees-Miles Col-		
10	lege Consortium:		
11	(a) Alabama A and M Univer-		
12	sity-Miles College Consor-		
13		370,339	370,339
13			
14	SOURCE OF FUNDS:		
15	(1) ETF	370,339	
16	Total Alabama A and M Univer-		
17	sity, Board of Trustees-Miles		
18	College Consortium	370,339	370,339
19	3. Alabama State University,		
20	Board of Trustees:		
21	(a) Operations and Maintenance		
22	and Program Support	43,568,347	66,868,202
22			110,436,549
23	The above appropriation for		
24	Operations and Maintenance		
25	includes funds for Health In-		
26	formation Management, Occupa-		
27	tional Therapy, Physical Ther-		
28	apy Programs, Title VI Program		
29	Enhancement, EdD in Educa-		
30	tional Leadership, Policy and		
31	Law, and Desegregation Plan-		
32	ning pursuant to the Knight vs		
33	Alabama Final Settlement		
34	Agreement. Of the above appro-		
35	priation, \$1,156,250 shall be		
36	expended for Cooperative Ef-		
37	forts to Enhance Community		
38	Educational Institutions;		
39	\$601,044 shall be expended for		
40	the Minority Technology Net-		
41	work and Center for Public		
42	Policy; and \$340,917 shall be		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	expended for building renova-		
2	tions.		
3		8,312,811	8,312,811
4		45,413,185	45,413,185
5	SOURCE OF FUNDS:		
6	43,568,347		
7			
8		3,259,874	
9		117,334,324	
10	Total Alabama State Univer-		
11	43,568,347	120,594,198	164,162,545
12	4. Alabama, University of,		
13	Board of Trustees:		
14	(a) Operations and Maintenance		
15	and Program Support for the		
16	University of Alabama at		
17	141,677,521	325,049,134	466,726,655
18	Tuscaloosa		
19	The President of the Univer-		
20	sity of Alabama shall imple-		
21	ment a Workforce Development		
22	plan utilizing the existing		
23	Minority Technology Network.		
24	Of the above appropriation to		
25	the University of Alabama at		
26	Tuscaloosa, \$238,417 shall be		
27	expended for the Special Out-		
28	reach Program; and \$204,271		
29	shall be expended for the Ala-		
30	bama Center for Civic Life		
31	(the David Mathews Center).		
32	(b) Operations and Maintenance		
33	and Program Support for the		
34	254,204,273	1,498,641,116	1,752,845,389
35	University of Alabama at		
36	Birmingham		
37	Of the above appropriation		
38	\$250,000 shall be transferred		
39	to Children's Hospital for the		
40	Diabetes Research Program;		
41	\$408,543 shall be expended for		
	the Minority Business Train-		
	ing-Economic Development Pro-		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	gram; \$122,563 shall be ex-		
2	pended for the Gregory Fleming		
3	James Cystic Fibrosis Program;		
4	\$142,990 shall be expended for		
5	the High School Athletic		
6	Training Program; and \$142,677		
7	shall be expended for the		
8	Helen Keller Foundation.		
9	(c) Operations and Maintenance		
10	and Program Support for the		
11	University of Alabama in		
12	Huntsville	44,024,506	67,826,644
13	Of the above appropriation		
14	\$1,850,000 shall be expended		
15	for curriculum development,		
16	research support, and special-		
17	ized equipment for Robotics		
18	and Controls Research and Edu-		
19	cation; and \$92,500 shall be		
20	expended for the Climatology		
21	Program.		
22	(d) Special Mental Health and		
23	Chauncey Sparks Center for		
24	Developmental and Learning		
25	Disorders, University of		
26	Alabama at Birmingham	3,512,347	3,512,347
27	(e) School of Optometry		
28	Fund-Transfer to University		
29	of Alabama at Birmingham		
30	School of Optometry, esti-		
31	imated		70,000
32	(f) Auxiliary Enterprises ...		141,050,622
33	(g) Restricted Funds		594,412,937
34	(h) University of Alabama at		
35	Birmingham Cancer Center ..	4,177,863	4,177,863
36	SOURCE OF FUNDS:		
37	(1) ETF	447,596,510	
38	(2) Federal Stimulus Funds,		
39	estimated		43,794,937
40	(3) Federal and Other Funds .		2,583,255,516

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 Total Alabama, University of, 2 Board of Trustees	447,596,510	2,627,050,453	3,074,646,963
3 5. Auburn University, Board of 4 Trustees:			
5 (a) Operations and Maintenance 6 and Program Support, Auburn 7 University	156,228,021	368,088,309	524,316,330
8 Of the above appropriation, 9 \$110,304 shall be expended to 10 provide economic research ser- 11 vices to the State of Alabama, 12 Department of Finance; \$67,281 13 shall be expended for the 14 Jules Collins Smith Art Mu- 15 seum; \$46,854 shall be ex- 16 pended for the Ralph Brown 17 Draughon Library; <u>\$140,000</u> 18 <u>shall be expended for training</u> 19 <u>for the use of the Alabama</u> 20 <u>Student Information Management</u> 21 <u>System (ASIMS);</u> and \$92,500 22 shall be expended for Special 23 Outreach.			
24 (b) Auxiliary Enterprises ...		110,267,144	110,267,144
25 (c) Restricted Funds		114,293,029	114,293,029
26 (d) Operations and Maintenance 27 and Program Support, Alabama 28 Agricultural Experiment Sta- 29 tion	30,968,224	36,643,531	67,611,755
30 Of the above appropriation, 31 \$147,073 shall be expended for 32 fire ant eradication/research 33 at the Department of Entomol- 34 ogy. Of the above appropria- 35 tion, \$250,000 shall be ex- 36 pended for the Poultry Tech- 37 nology Center and \$40,854 38 shall be expended for poultry 39 research.			
40 (e) Operations and Maintenance 41 and Program Support, Alabama 42 Cooperative Extension System 43	32,045,664	28,941,604	60,987,268

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	<u>Of the above appropriation,</u>		
2	<u>\$250,000 shall be expended for</u>		
3	<u>the federal road - rural de-</u>		
4	<u>velopment project.</u>		
5	(f) Operations and Maintenance		
6	and Program Support, Auburn		
7	University at Montgomery ..	23,532,791	52,710,434
			76,243,225
8	Of the above appropriation to		
9	Auburn University at Montgom-		
10	ery, \$300,673 shall be ex-		
11	pended for the Statewide Eco-		
12	nomic Resources Initiative		
13	Education Support		
14	(S.E.R.I.E.S.) Program to pro-		
15	vide a statewide economic im-		
16	pact education support system		
17	dedicated to providing techno-		
18	logical capabilities to gov-		
19	ernment agencies; \$110,304		
20	shall be expended for the fur-		
21	ther implementation of SMART		
22	Governing; and \$110,304 shall		
23	be expended for the GAAT/CPM		
24	Program; \$163,418 shall be		
25	expended for the Judicial Col-		
26	lege; <u>and</u> \$715,000 shall be		
27	expended for the Senior Re-		
28	source Center; and \$250,000		
29	shall be expended for the Ru-		
30	ral Economic Development Pro-		
31	gram. Center.		
32	SOURCE OF FUNDS:		
33	(1) ETF	242,774,700	
34	(2) Federal Stimulus Funds,		
35	estimated		25,883,408
36	(3) Federal and Other Funds .		685,060,643
37	Total Auburn University, Board		
38	of Trustees	242,774,700	710,944,051
			953,718,751
39	6. Education, State Board of -		
40	Athens State University:		
41	(a) Operations and Maintenance	11,142,158	15,274,646
			26,416,804

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	and Program Support		
2	(b) Auxiliary Enterprises ...	96,898	96,898
3	(c) Restricted Funds	19,610,082	19,610,082
4	SOURCE OF FUNDS:		
5	(1) ETF	11,142,158	
6	(2) Federal Stimulus Funds,		
7	estimated	964,566	
8	(3) Federal and Other Funds .	34,017,060	
9	Total Education, State Board		
10	of - Athens State University	11,142,158	34,981,626
			46,123,784
11	7. Jacksonville State Univer-		
12	sity, Board of Trustees:		
13	(a) Operations and Maintenance		
14	and Program Support	36,811,515	54,259,501
15	Of the above appropriation,		
16	\$1,325,609 shall be expended		
17	by the Alabama Small Business		
18	Institute of Commerce;		
19	\$204,268 shall be expended for		
20	the Wellness Initiative; and		
21	\$204,271 shall be expended for		
22	the Little River Canyon Field		
23	School.		
24	(b) Auxiliary Enterprises ...	8,062,084	8,062,084
25	(c) Restricted Funds	9,181,572	9,181,572
26	(d) Alabama Film Initiative		
27	Program	462,500	462,500
28	SOURCE OF FUNDS:		
29	(1) ETF	37,274,015	
30	(2) Federal Stimulus Funds,		
31	estimated	3,343,660	
32	(3) Federal and Other Funds .	68,159,497	
33	Total Jacksonville State Uni-		
34	versity, Board of Trustees ..	37,274,015	71,503,157
			108,777,172
35	8. Montevallo, University of,		
36	Board of Trustees:		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	(a) Operations and Maintenance		
2	and Program Support	17,792,894	24,106,656
3	(b) Auxiliary Enterprises ...		4,518,574
4	(c) Restricted Funds		11,620,847
5	SOURCE OF FUNDS:		
6	(1) ETF	17,792,894	
7	(2) Federal Stimulus Funds,		
8	estimated		1,615,160
9	(3) Federal and Other Funds .		38,630,917
10	Total Montevallo, University		
11	of, Board of Trustees	17,792,894	40,246,077
12	9. North Alabama, University		
13	of, Board of Trustees:		
14	(a) Operations and Maintenance		
15	and Program Support	25,105,160	42,466,199
16	(b) Auxiliary Enterprises ...		9,598,878
17	(c) Restricted Funds		9,061,429
18	SOURCE OF FUNDS:		
19	(1) ETF	25,105,160	
20	(2) Federal Stimulus Funds,		
21	estimated		2,214,246
22	(3) Federal and Other Funds .		58,912,260
23	Total North Alabama, Univer-		
24	sity of, Board of Trustees ..	25,105,160	61,126,506
25	10. South Alabama, University of,		
26	Board of Trustees:		
27	(a) Operations and Maintenance		
28	and Program Support	99,947,234	431,578,337
29	Of the above appropriation,		
30	\$300,000 shall be expended for		
31	the C.P. Newdome Foundation.		
32	(b) Auxiliary Enterprises ...		18,875,768
33	(c) Restricted Funds		65,893,819

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	SOURCE OF FUNDS:		
2	(1) ETF	99,947,234	
3	(2) Federal Stimulus Funds,		
4	estimated	10,768,819	
5	(3) Federal and Other Funds .	505,579,105	
6	Total South Alabama, Univer-		
7	sity of, Board of Trustees ..	99,947,234	616,295,158
8	11. Troy University, Board of		
9	Trustees:		
10	(a) Operations and Maintenance		
11	and Program Support	45,092,510	223,409,331
12	Of the above appropriation,		
13	\$133,354 shall be expended for		
14	the Interpreter's Program;		
15	\$40,854 shall be expended for		
16	the Center for International		
17	Business and Economic Develop-		
18	ment; and \$46,854 shall be		
19	expended as an additional al-		
20	location for the Phenix City		
21	Campus.		
22	(b) Auxiliary Enterprises ...	13,920,457	13,920,457
23	(c) Restricted Funds	16,665,311	16,665,311
24	SOURCE OF FUNDS:		
25	(1) ETF	45,092,510	
26	(2) Federal Stimulus Funds,		
27	estimated	4,599,282	
28	(3) Federal and Other Funds .	204,303,307	
29	Total Troy University, Board		
30	of Trustees	45,092,510	253,995,099
31	12. West Alabama, University of,		
32	Board of Trustees:		
33	(a) Operations and Maintenance		
34	and Program Support	13,937,010	26,742,811
35	Of the above appropriation,		
36	\$712,012 shall be expended for		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	the Alabama Medical Education		
2	Consortium; \$204,271 shall be		
3	expended for the Economic and		
4	Small Business Development		
5	Program; \$102,136 for the Re-		
6	gional Wellness and Fitness		
7	Center; \$36,769 shall be ex-		
8	pended for the National Young		
9	Farmers Educational Associa-		
10	tion; \$281,945 shall be ex-		
11	pended for the Black Belt		
12	Treasures Initiative; \$69,000		
13	for the Office of Interna-		
14	tional Programs; and \$400,000		
15	shall be expended for remedial		
16	education programs.		
17		3,765,212	3,765,212
18	(b) Auxiliary Enterprises ...		
19	(c) Restricted Funds	1,857,760	1,857,760
20	SOURCE OF FUNDS:		
21	(1) ETF	13,937,010	
22	(2) Federal Stimulus Funds, estimated		1,203,971
23	(3) Federal and Local Funds .	17,224,802	
24	Total West Alabama, University		
25	of, Board of Trustees	13,937,010	18,428,773
26	3D. Other:		
27	1. Deaf and Blind, Alabama In-		
28	stitute for, Board of Trust-		
29	ees:		
30	(a) Adult Programs	9,349,612	6,659,444
31	(b) Children and Youth Pro-		
32	grams	26,043,024	3,423,185
33	(c) Industries for the Blind	7,967,304	23,920,944
34	SOURCE OF FUNDS:		
35	(1) ETF	43,359,940	
36	(2) Federal and Other Funds .		34,003,573

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Total Deaf and Blind, Alabama		
2	Institute for, Board of Trust-		
3	ees		
	43,359,940	34,003,573	77,363,513
4	2. Knight v. Alabama - Finan-		
5	cial Obligations:		
6	(a) Support of State Universi-		
7	ties Program, Estimated ...		
	5,495,742		5,495,742
8	Pursuant to the Settlement		
9	Agreement and Final Order in		
10	the Knight v. Alabama case		
11	CV-83-M-1676, the appropria-		
12	tion above includes the fol-		
13	lowing:		
14	Alabama State		
15	University		
16	-Trust for Edu-		
17	cational Excel-		
18	lence Matching		
19	Funds of up to		
20	..... 1,000,000		
21	To provide up to \$1,000,000 to		
22	the extent same has been		
23	matched by gifts, grants, and		
24	contributions to the Trust.		
25	Alabama A & M		
26	University		
27	-Trust for Edu-		
28	cational Excel-		
29	lence Matching		
30	Funds of up to 1,000,000		
31	To provide up to \$1,000,000 to		
32	the extent same has been		
33	matched by gifts, grants, and		
34	contributions to the Trust.		
35	Alabama State		
36	University-for		
37	Scholarships to		
38	Diversify Funds		
39	of up to 1,000,000		
40	To provide up to \$1,000,000		
41	pursuant to the requirements		
42	of the Settlement Agreement		
43	and Final Order. Any funds		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	remaining after the payment of		
2	the scholarships shall be		
3	transferred to the Alabama		
4	Commission on Higher Educa-		
5	tion-Alabama Student Assis-		
6	tance Program fund and shall		
7	not revert to the ETF at the		
8	end of the fiscal year.		
9	Alabama A & M		
10	University-for		
11	Scholarships to		
12	Diversify Funds		
13	of up to	1,000,000	
14	To provide up to \$1,000,000		
15	pursuant to the requirements		
16	of the Settlement Agreement		
17	and Final Order. Any funds		
18	remaining after the payment of		
19	the scholarships shall be		
20	transferred to the Alabama		
21	Commission on Higher Educa-		
22	tion-Alabama Student Assis-		
23	tance Program fund and shall		
24	not revert to the ETF at the		
25	end of the fiscal year.		
26	PhD in Microbi-		
27	ology	1,295,742	
28	Based on funding formula cal-		
29	culations provided by the Ala-		
30	bama Commission on Higher Edu-		
31	cation. This appropriation is		
32	the fifth year of eight years		
33	of funding for this program.		
34	Two-Year		
35	Postsecondary		
36	Department, Al-		
37	abama A & M -		
38	Alabama State		
39	University		
40	Transfer Schol-		
41	arship Program ..	200,000	
42	SOURCE OF FUNDS:		
43	(1) ETF	5,495,742	

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 Total Knight v. Alabama - Fi-			
2 nancial Obligations	5,495,742		5,495,742
3 To be allocated and expended			
4 in accordance with the Final			
5 Order and Settlement Agreement			
6 in Knight v. Alabama, Civil			
7 Action CV 83-M-1676, 900 F			
8 Supp 272.			

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

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

1	Barbour County	341
2	Bibb County	13,475
3	Blount County	5,573
4	Calhoun County	567,608
5	Piedmont City	120
6	Cherokee County	35,893
7	Chilton County	19,172
8	Choctaw County	254,676
9	Clarke County	265,845
10	Thomasville City	17,620
11	Clay County	273
12	Cleburne County	1,819
13	Coffee County	15,199
14	Elba City	303
15	Enterprise City	271
16	Colbert County	862,096
17	Muscle Shoals City	58,834
18	Sheffield City	10,699
19	Tuscumbia City	56,553
20	Conecuh County	46

1	Coosa County	7,812
2	Covington County	1,335,886
3	Andalusia City	188,267
4	Opp City	161,250
5	Cullman County	95,546
6	Dale County	1,177
7	Daleville City	892
8	Dallas County	2,471
9	Selma City	1,266
10	DeKalb County	16,101
11	Fort Payne City	1,420
12	Elmore County	19,248
13	Tallasse City	1,156
14	Escambia County	249,835
15	Brewton City	20,523
16	Etowah County	107
17	Gadsden City	29
18	Fayette County	29,036
19	Franklin County	622,371
20	Russellville City	130,179

1	Geneva County	510,370
2	Geneva City	41,626
3	Greene County	258,426
4	Hale County	19,343
5	Henry County	32,646
6	Houston County	107,277
7	Dothan City	649
8	Jackson County	123,983
9	Scottsboro City	2,034
10	Jefferson County	1,320,529
11	Birmingham City	297
12	Lamar County	1,621
13	Lauderdale County	271,761
14	Florence City	18,953
15	Lawrence County	5,169
16	Limestone County	285
17	Athens City	6,630
18	Lowndes County	1,210
19	Macon County	13,766
20	Madison County	61

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

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

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

1	Entity	Appropriation
	Department of Education-for the Al-	
2	a. abama Reading Initiative	\$5,000,000
	Department of Education-for the Al-	
	abama Math/Science/Technology Ini-	
3	b. tiative	\$5,000,000
	Department of Education-for Dis-	
4	c. tance Learning (ACCESS)	\$5,000,000
	Foundation Program/Local Boards of	
5	d. Education - Other Current Expense	\$20,000,000
	Foundation Program/Local Boards of	
6	e. Education - Transportation Program	\$10,000,000
	Department of Education-for Ad-	
7	f. vanced Placement	\$1,000,000
	Department of Education-Teacher Re-	
8	g. cruitment Incentives	\$2,000,000
	Department of Education-Teacher	
9	h. Mentoring	\$1,000,000
10	i. Department of Human Resources	\$5,000,000
	State Council on the	
11	j. Arts-Smithsonian Arts Festival	\$1,000,000
12	k. Department of Rehabilitation Ser-	\$500,000

		vices-Homebound Program	<u>1,000,000</u>
		Department of Rehabilitation Ser-	\$500,000
13	l.	vices-Early Intervention Program	<u>1,000,000</u>
		State Board of Education, Local	
		Boards of Education - Textbooks (to	
		be allocated equally based on the	
		number of students in Average Daily	
		Membership and in the same manner	
		as other classroom instructional	
		support funds are distributed in	
14	m.	the Foundation Program)	\$5,600,000
		State Board of Education, Local	
		Boards of Education - Technology	
		(to be distributed equally based on	
		the number of state-funded units	
		and in the same manner as other	
		classroom instructional support	
		funds are distributed in the Foun-	
15	n.	dation Program)	\$9,900,000
16	o.	School of Math and Science	\$450,000
17	p.	School of Fine Arts	\$450,000
		<u>Alabama Institute for Deaf and</u>	
18	q.	<u>Blind</u>	<u>\$250,000</u>

1 Section 6. The appropriations made herein to an
2 agency or entity are for the valid purposes and/or operation
3 and maintenance of that agency or entity. There shall be no
4 pass-through appropriation by that agency or entity at the
5 direction of any member of the legislative, executive or
6 judicial branch of government. The director of any agency or
7 entity that is directed by a member of the legislative,
8 executive or judicial branch of government to pass-through an
9 appropriation to another state or non-state entity shall
10 report such directive to the Governor, the Chairs of the House
11 Education Appropriations Committee and the Senate Finance and
12 Taxation-Education Committee. Nothing in this section is
13 intended to prohibit a legislator or any other person from
14 asking for or asking about the status of a project that falls
15 within the legal purpose or function of that agency.

16 Section 7. In addition to the appropriations herein
17 made, all gifts, grants, contributions, insurance proceeds or
18 entitlements, in excess of the amount carried in this act,
19 including grants by the Congress of the United States,
20 municipalities or counties, to any department, division,
21 board, bureau, commission, agency, institution, office or
22 officer of the State of Alabama are hereby appropriated and,
23 in the event the same are recurring, are reappropriated to
24 such department, division, board, bureau, commission, agency,

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

12 Section 8. The State Superintendent of Education
13 shall make requisitions to the State Comptroller in favor of
14 the proper beneficiary in accordance with the law and rules
15 and regulations governing the expenditure or disbursement of
16 any and all funds appropriated to the State Department of
17 Education and/or the State Board of Education in this act,
18 whereupon the Comptroller shall issue his warrant therefor.
19 All other appropriations in this act shall be paid after
20 proper requisitions are made to the State Comptroller in the
21 manner now provided by law.

22 Section 9. Nothing in this act shall be construed to
23 affect or repeal any law authorizing or permitting any
24 college, school or other education or eleemosynary institution
25 of the State to receive, collect or disburse any fees,

1 tuitions, charges, sales, endowments, trusts or income
2 therefrom, which are now or may hereafter be authorized to
3 receive, collect or disburse. The receiving college, school or
4 institution shall further maintain separate accounts for such
5 receipts or shall maintain a system of accounting which will
6 show a cash flow of such receipts received under the provision
7 of this appropriation.

8 Section 10. The appropriations made herein to the
9 departments, boards, offices, commissions, and agencies
10 include the amount necessary and said departments, boards,
11 offices, commissions, and agencies are hereby directed to make
12 the transfer of funds to the State Personnel Department in the
13 amounts enumerated in the general appropriations act for the
14 fiscal year ending September 30, 2011. All agencies and
15 institutions enumerated in this act that receive services from
16 other governmental agencies enumerated in this act or the
17 general appropriations act shall make full payment in a timely
18 manner (as determined by the Department of Finance) for such
19 services.

20 Section 11. All encumbered balances of a previous
21 fiscal year appropriation other than the exclusions authorized
22 by the Code of Alabama 1975, Section 41-4-93, shall lapse no
23 later than September 30 of the fiscal year immediately
24 following the fiscal year for which the appropriation was made
25 and shall revert to the credit of the Education Trust Fund or

1 earmarked fund from which the appropriation or appropriations
2 were made.

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

15 Section 13. All state-mandated and state-funded
16 salary increases and fringe benefits for Child Nutrition
17 Program workers shall be fully-funded from the Foundation
18 Program appropriation in this act, and shall therefore be
19 subsequently fully-funded by all local boards of education
20 from funds provided in this act from Other Current Expense and
21 not from funds generated by the Child Nutrition Program unless
22 the local school system's Child Nutrition Program has in
23 excess of a three-month operating reserve. Before any funds
24 may be utilized by the local board of education to pay for
25 salary or fringe benefits, the State Department of Education

1 Child Nutrition Program Administrator shall conduct an
2 analysis of each local board of education's Child Nutrition
3 Program, and certify that the program meets the three-month
4 balance as of the end of the previous fiscal year and shall
5 therefore insure that the use of the funds in excess of a
6 three-month balance will not be detrimental to the local Child
7 Nutrition Program. The State Department of Education Child
8 Nutrition Program Administrator shall certify to the State
9 Superintendent of Education that funds utilized in excess of a
10 three-month balance as of the end of the previous fiscal year
11 are in excess of any funds contained in an approved corrective
12 plan submitted by the local school system's Child Nutrition
13 Program for expenditures at each applicable school site for
14 facilities, equipment, personnel, and/or salary schedule
15 adjustments. It is the intent that no employee shall suffer a
16 reduction of hours, benefits, compensation, or termination of
17 employment, and that no local Child Nutrition Program services
18 shall be contracted out as a result of this section. It is
19 further the intent of the Legislature that the State
20 Department of Education shall help to develop a plan to
21 eliminate any financial deficiencies that may arise in a local
22 Child Nutrition Program as a result of this section, and that
23 disputes which may arise regarding corrective action plans are
24 to be resolved by the State Department of Education
25 consolidated monitoring teams. The State Department of

1 Education shall give an annual report to the Legislature, the
2 Chair of the House Education Appropriations Committee, the
3 Chair of the Senate Finance and Taxation-Education Committee,
4 and the Legislative Fiscal Officer one month prior to each
5 regular session of the Legislature on the impact of this
6 section on the local Child Nutrition Programs.

7 Section 14. For FY 2011, local boards of education
8 may exercise flexibility among line item expenditures, not to
9 create a reduction of earned teacher units and/or local board
10 of education support personnel.

11 Section 15. This Act anticipates \$0 in an
12 unappropriated or unanticipated ending balance in the
13 Education Trust Fund. Notwithstanding Section 40-1-32.1 or any
14 other law, if FY 2011 ends with a balance in the ETF, 37.5% of
15 any ending balance must be transferred by the Director of
16 Finance to the Statutory Proration Prevention Account in
17 Section 40-1-32.1, Code of Alabama and 37.5% must be
18 transferred by the Director of Finance toward the repayment of
19 the Rainy Day Account as provided for in Amendment 803 to the
20 Alabama Constitution.

21 Section 16. No funds provided herein for the public
22 schools shall be used for the payment of any salaries of
23 personnel which are not under the direct control, employment,
24 and supervision of local boards of education; provided,
25 however, that this section shall not apply to the

1 construction, renovation, or major repair of buildings or
2 other capital improvements which are beyond the capacity of
3 regular employees to perform.

4 Section 17. Any amounts that may become due and
5 payable of Public School and College Authority Swaptions are
6 hereby authorized to be paid in the same manner as other debt
7 service on Public School and College Authority bonds,
8 including items such as court costs and attorney fees
9 associated with swaption litigation.

10 Section 18. Notwithstanding any other provisions of
11 this act or any other act, any amount from appropriations for
12 the fiscal year ending September 30, 2010 to the various state
13 agencies and institutions in this act which are unexpended and
14 reverted on September 30, 2010 are hereby reappropriated to
15 the respective offices for the fiscal year beginning October
16 1, 2010.

17 Section 19. If merit pay increases are reinstated
18 after December 31, 2010, current anniversary dates will be
19 maintained for all employees. Agencies are prohibited from
20 adjusting employee anniversary dates to obtain merit pay
21 increases at an earlier date.

22 Section 20. The appropriations made herein to the
23 departments, boards, offices, commissions and agencies include
24 the amounts necessary to pay the State Employee Health
25 Insurance Board (SEIB). The SEIB rate shall be \$805 per month

1 for each full-time employee for the fiscal year ending
2 September 30, 2011. The SEIB shall adjust the insurance
3 program wherever appropriate to maintain the aforementioned
4 fixed rate.

5 Section 21. In the event any federal funds become
6 available to Alabama from any additional federal stimulus or
7 jobs funds from Congress for education, it is the intent of
8 the Legislature to carry forward those funds to be
9 appropriated for FY 2012 if allowed by Congress. If Alabama is
10 not allowed to carry those funds forward to FY 2012, there is
11 hereby conditionally appropriated any federal funds made
12 available to Alabama from any additional federal stimulus
13 funds provided by Congress. Any such funds should be
14 apportioned by the Director of Finance according to the
15 division of funds between higher education and K-12 as
16 provided for in this Act unless the distribution is otherwise
17 provided by Congress. The first priority conditional for the
18 K-12 share of federal jobs funds shall be to distribute
19 \$33,040,170 for fleet renewal. The second priority conditional
20 shall be to distribute the remainder of any K-12 federal jobs
21 funds through the Other Current Expense formula in the
22 Foundation Program.

23 Section 22. If any section, paragraph, sentence,
24 clause, provision or portion of this act or all or any portion
25 of the appropriations herein made is held unconstitutional or

1 invalid, it shall not affect any other section, paragraph,
2 sentence, clause, provision or portion of this act or any
3 other appropriation or appropriations or portion thereof
4 hereby made not in and of itself unconstitutional or invalid.

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

8 Section 24. This act shall become effective on
9 October 1, 2010.

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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 30-MAR-10, as amended.

Greg Pappas
Clerk

Senate	08-APR-10	Amended and Passed
House	08-APR-10	Concurred in Senate Amendment