

1 HB213
2 92354-2
3 By Representative Lindsey
4 RFD: Education Appropriations
5 First Read: 06-MAR-07

ACT No. 2007- 361



1
2 ENROLLED, An Act,

3 To make appropriations for the support, maintenance
4 and development of public education in Alabama, for debt
5 service, and for capital outlay for the fiscal year ending
6 September 30, 2008.

7 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

8 Section 1. There is hereby appropriated for the
9 support of public education in Alabama for the fiscal year
10 ending September 30, 2008, for debt service, and for capital
11 outlay to be paid out of funds specified in subsection (a) of
12 Section 2 of this act, the amounts specified in subsections
13 (a), (b), (c), and (d) of Section 3 of this act. For the
14 purpose specified in subsection (b) of Section 2 of this act,
15 amounts are shown by programmatic area and the total for all
16 programs is shown so as to include estimated sources of funds
17 other than those listed in subsection (a) of Section 2 of this
18 act. For the purpose of this act, "ETF" shall mean the
19 Education Trust Fund and "Federal and Local Funds" shall mean
20 all gifts, grants, contributions, or entitlements, including
21 grants by the Congress of the United States, municipalities or
22 counties.

23 Section 2. (a) The appropriations provided for in
24 this act shall be paid from funds in the State Treasury to the
25 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, 2008, 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.

Section 3.

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
3A. Legislative Branch:			
1. Examiners of Public Ac-			
counts:			
(a) Audit Services Program ..	7,966,278		7,966,278
SOURCE OF FUNDS:			
(1) ETF	7,966,278		
Total Examiners of Public Ac-			
counts	7,966,278		7,966,278
The above appropriation shall			
be used for educational au-			
dits. The Department of Exam-			
iners of Public Accounts is			
hereby authorized to examine			
as deemed necessary all appro-			
priations herein made for com-			
pliance with the laws of the			
State of Alabama. Any examina-			
tion performed shall be in			
accordance with the provisions			
of Title 41, Chapter 5, Code			
of Alabama 1975.			
2. Law Institute, Alabama:			
(a) Support of Other Educa-			
tional Activities Program .	224,087		224,087
SOURCE OF FUNDS:			
(1) ETF	224,087		
Total Law Institute, Alabama	224,087		224,087
3. Legislative Fiscal Office:			
(a) Legislative Operations and			
Support Program	297,787		297,787
SOURCE OF FUNDS:			

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		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	(1) ETF	297,787		
2	Total Legislative Fiscal Of-			
3	fice	297,787		297,787
4	4. Legislative Reference Ser-			
5	vice:			
6	(a) Legislative Operations and			
7	Support Program	113,160		113,160
8	SOURCE OF FUNDS:			
9	(1) ETF	113,160		
10	Total Legislative Reference			
11	Service	113,160		113,160
12	This appropriation to the Leg-			
13	islative Reference Service			
14	shall be expended for the re-			
15	vision of Title 16 of the Code			
16	of Alabama 1975.			
17	3B. Executive Branch:			
18	1. American Legion and Auxil-			
19	iary Scholarships:			
20	(a) Financial Assistance Pro-			
21	gram, Estimated	112,500		112,500
22	SOURCE OF FUNDS:			
23	(1) ETF	112,500		
24	Total American Legion and Aux-			
25	iliary Scholarships	112,500		112,500
26	To be expended under the pro-			
27	visions of Code of Alabama			
28	1975, Sections 16-31-1 through			
29	16-31-4.			
30	2. Archives and History, De-			
31	partment of:			
32	(a) Historical Resources Man-			
33	agement Program	4,504,529		4,504,529
34	SOURCE OF FUNDS:			

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	(1) ETF	4,504,529		
2	Total Archives and History,			
3	Department of	4,504,529		4,504,529
4	The above appropriation shall			
5	be expended to support the			
6	educational functions of Ar-			
7	chives and History.			
8	3. Arts, State Council on the:			
9	(a) Fine Arts Program	5,823,785	735,000	6,558,785
10	SOURCE OF FUNDS:			
11	(1) ETF	5,823,785		
12	(2) Federal and Local Funds .		735,000	
13	Total Arts, State Council on			
14	the	5,823,785	735,000	6,558,785
15	4. Building Commission, State:			
16	(a) Special Services Program	796,971		796,971
17	SOURCE OF FUNDS:			
18	(1) ETF-Transfer	796,971		
19	Total Building Commission,			
20	State	796,971		796,971
21	5. Child Abuse and Neglect Pre-			
22	vention, Department of:			
23	(a) Social Services Program .	2,198,349		2,198,349
24	In accordance with Sections			
25	26-16-1 et seq., Code of Ala-			
26	bama 1975.			
27	SOURCE OF FUNDS:			
28	(1) ETF-Transfer	2,198,349		
29	Total Child Abuse and Neglect			
30	Prevention, Department of ...	2,198,349		2,198,349
31	6. Children's Affairs, Depart-			
32	ment of:			

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	(a) Social Services Program .	11,027,857		11,027,857
2	The proposed spending plan for			
3	the ETF monies included in the			
4	above program is as follows:			
5	Office of School Readiness			
6	...10,000,000			
7	Operations and Maintenance			
8	...77,857			
9	Head Start Program ...950,000			
10	SOURCE OF FUNDS:			
11	(1) ETF	11,027,857		
12	Total Children's Affairs, De-			
13	partment of	11,027,857		11,027,857
14				
15	7. Debt Service:			
16	(a) Debt Service Program	15,375,775		15,375,775
17	For payments on interest and			
18	principal of GO Refunding			
19	Bonds, Series 1999-A 4,328,000			
20	For payments on interest and			
21	principal of GO Bonds, Series			
22	2001-B 794,355			
23	For payments on interest and			
24	principal of GO Bonds, Series			
25	2001-A 3,597,920			
26	For payments on interest and			
27	principal of GO Bonds, Series			
28	2005-A 6,040,756			
29	For payments on endowments as			
30	follows:			
31	For interest on Auburn Univer-			
32	sity Endowment 20,280			
33	For interest on University of			
34	Alabama Endowment 61,000			
35	For interest on Grove Hill			
36	Endowment 600			
37	For interest on Public School			

Education Trust Fund	Earmarked Funds	Appropriation To- tal
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1	Fund Endowment:			
2	Interest on 16th Section			
3	Lands, Estimated	410,000		
4	Interest on School Indemnity			
5	Lands, Estimated	90,000		
6	Interest on Valueless 16th			
7	Section Land	5,825		
8	For interest on Surplus Reve-			
9	nue	26,764		
10	Interest on James Wallace Fund			
11	.....	<u>275</u>		
12	Total Interest on Public			
13	School Fund Endowment	532,864		
14	SOURCE OF FUNDS:			
15	(1) ETF	14,842,911		
16	(2) ETF-Transfer	<u>532,864</u>		
17	Total Debt Service	<u>15,375,775</u>		<u>15,375,775</u>
18				
19	8. Dental Scholarship Awards,			
20	Board of:			
21	(a) Support of Other Educa-			
22	tional Activities Program .	408,000		408,000
23	To be expended under the pro-			
24	visions of Code of Alabama			
25	1975, Sections 16-47-76			
26	through 16-47-81.			
27	SOURCE OF FUNDS:			
28	(1) ETF	<u>408,000</u>		
29	Total Dental Scholarship			
30	Awards, Board of	<u>408,000</u>		<u>408,000</u>
31	9. Education, State Board of -			
32	Local Boards of Education:			
33	(a) Foundation Program	3,691,874,752	428,348,770	4,120,223,522
34	The above appropriation shall			
35	include funds to pay for sub-			

Education Trust Fund	Earmarked Funds	Appropriation To- tal
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stitute support employees for each day a support employee is absent. The Department of Education is directed to withhold funds from local systems not employing substitutes for absent support employees. Such withheld funds shall revert to the Education Trust Fund.

(b) Transportation Program ..

344,643,386

344,643,386

Of the above appropriation, the amount necessary to fund a transportation program for alternative and gifted students in any school system in a Class I municipality shall be calculated in the distribution formula by the State Department of Education for the transportation program. The State Superintendent is directed to withhold transportation funds used to pay employee benefits including but not limited to PEEHIP, sick leave, teacher retirement, and F.I.C.A. from any local board which does not directly provide these benefits to transportation employees. No local board shall be allowed to convert funding provided in this budget for employee benefits into other uses or expenditures. The above appropriation includes fleet renewal funds of \$6,660 per bus. No fleet renewal funds shall be sent to any school system which does not own its own buses. The State Examiner of Public Accounts shall assure compliance. The rate per day for two personal days and five sick days for transportation personnel shall be \$40. An appropriately certified transportation substitute shall be em-

Education Trust Fund	Earmarked Funds	Appropriation To- tal
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1 played for the absent trans-
2 portation employee for each
3 day the employee is absent.
4 The Department of Education is
5 directed to withhold funds
6 from local systems not employ-
7 ing substitutes for absent
8 transportation employees. Such
9 withheld funds shall revert to
10 the Education Trust Fund.

11 (c) At-Risk Student Program .

31,028,405

31,028,405

12 Each district shall receive
13 its pro rata share for each
14 student who is defined as be-
15 ing at-risk of dropping out of
16 school or is performing at an
17 academic level below current
18 grade placement. It is the
19 intent of the Legislature that
20 school systems should be en-
21 couraged to successfully move
22 students from the at-risk cat-
23 egory. Therefore, a school
24 system shall maintain its
25 at-risk funding for every stu-
26 dent removed from its at-risk
27 definition for the next two
28 fiscal years. Local school
29 districts shall maintain sepa-
30 rate accounts for all funds
31 received in this category. The
32 funds provided in this section
33 are specifically designated
34 for 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
48 schools, weekend schools,

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	character education programs,		
2	drop-out prevention programs,		
3	career technical education		
4	youth programs, alternative		
5	schools, training of parents,		
6	purchase and use of web-based		
7	practice tests for the high		
8	school graduation exam and		
9	other state required standard-		
10	ized tests, programs to im-		
11	prove reading, and/or math,		
12	and/or science skills to in-		
13	crease grade-to-grade promo-		
14	tion, high school graduation		
15	and college preparedness, and		
16	other activities designed to		
17	assist at-risk students. The		
18	State Department of Education		
19	shall monitor the intent of		
20	the Legislature in the use of		
21	these funds and shall assure		
22	that they are used only in a		
23	manner designed to provide		
24	additional assistance above		
25	and beyond the regular in-		
26	structional program for		
27	at-risk students. At-risk		
28	funds shall not be used to		
29	supplant any other funding of		
30	summer schools or other activ-		
31	ities which are designed to		
32	serve the general student pop-		
33	ulation but must be used for		
34	specific programs for at-risk		
35	students. At-risk students		
36	shall be defined as those stu-		
37	dents who have scored in		
38	Stanines 1,2,3, or 4 on the		
39	most recently administered		
40	statewide student assessment.		
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-		
48	dent programs to improve the		

Education Trust	Earmarked Funds	Appropriation To-
Fund		tal

efficiency and utilization of
 technology-based educational
 resources in the classroom. As
 a part of the above appropri-
 ation for the At-Risk Student
 Program, there is hereby ap-
 propriated \$750,000 for the
 Alabama Student Information
 Management System (ASIMS).
 ASIMS will connect each school
 in Alabama with the Department
 of Education through a common
 software program in order to
 assimilate data necessary to
 comply with state accountabil-
 ity standards, Legislative
 Fiscal Office requests, and
 the 2001 Reauthorization of
 the Elementary and Secondary
 Education Act (ESEA). It is
 the intent of the Legislature
 that schools and school sys-
 tems involve the community in
 planning and implementing
 at-risk programs. Therefore,
 schools shall expend at least
 20% of the at-risk funds to
 partner with non-profit commu-
 nity organizations in planning
 and implementing at-risk pro-
 grams which directly assist in
 improving academic perfor-
 mance. Such program may in-
 clude, but not be limited to,
 Boys and Girls Clubs, YMCAs,
 21st Century Leadership, Pell
 City Bridge Builders, Alabama
 Young Farmers Education Pro-
 gram, and local civic and
 charitable organizations. It
 is the intent of the Legisla-
 ture that these funds not be
 utilized to partner with gov-
 ernmental nor
 quasi-governmental agencies
 and entities whose functions
 already include programs des-
 ignated for at-risk funding.

Education Trust Fund	Earmarked Funds	Appropriation To- tal
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The local school board shall set forth the efforts made to identify and involve community organizations. The local board shall revert to the ETF any portion of the 20% of its at-risk funding which was not expended on partnerships with qualifying community organizations. If after a diligent process the local board cannot identify effective community organizations, the local board may request a waiver from this 20% requirement from the State Superintendent of Education. The local board must submit an alternative plan to the State Superintendent accompanying the request for the waiver. The State Superintendent may approve a waiver only upon good and sufficient cause. In appropriate situations, businesses may partner with schools or school systems for at-risk programs but may not receive any compensation or reimbursement for expenses or other costs. The State Board of Education is hereby authorized, at its discretion, to institute a pilot program to employ behavioral support specialists in public middle schools.

(d) Endowment Interest Program-Public School Fund,
Estimated

532,864	532,864
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(e) Capital Outlay Program-Public School Fund,
Estimated

150,000,000	150,000,000
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(f) Board of Adjustment	862,800	862,800
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(g) Salary Matrix Adjustment	22,443,919	22,443,919
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(h) School Nurses Program ...	33,777,343	33,777,343
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To be distributed so that each school system shall receive one nurse and additional

Education Trust Fund	Earmarked Funds	Appropriation To- tal
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nurse or fractions of a nursing allocation based upon the average daily membership during the first 20 scholastic days after Labor Day of the preceding school year. The School Nurses Program shall use the following salary matrix to determine nursing salaries, based on 187 contract days and seven and one-half working hours per day. No nurse shall be dismissed, have their hours reduced and/or extended or receive less salary than received in FY 07 plus the seven percent raise provided in HB 385 due to the establishment of the salary matrix. No funds provided herein for the School Nurses Program shall be used for the payment of any salaries of nurses who are not under the direct control, employment, and supervision of local boards of education. Any part-time employee pay shall conform to the pro-rata share of the following matrix:

Years Expe- rience	LPN	RN	RN/MS
less than 3	19,000	36,144	41,564
3 but less than 6	20,881	39,756	45,720
6 but less than 9	21,779	41,497	47,721
9 but less than 12	22,062	42,053	48,362
12 but less than 15	22,459	42,818	49,238
15 but less than 18	22,953	43,794	50,364
18 but less than 21	23,229	44,360	51,012
21 but less than 24	23,507	44,926	51,666
24 but less than 27	24,007	45,461	52,201
27 or more	24,507	45,997	52,737

(i) Capital Outlay Pro-
gram-Federal and Local
Funds, Estimated

37,866,031	37,866,031
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(j) Information Technology
Services Program

5,661,022	5,661,022
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The above appropriation shall be expended by local school systems towards the position of a district technology coordinator that meets the job description and qualifications as established by the State

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 Board of Education and serves			
2 as the primary point of con-			
3 tact for all technology is-			
4 sues. The District Technology			
5 Coordinator as directed by the			
6 school system shall be respon-			
7 sible for a technology program			
8 that ensures the proper ac-			
9 countability for the follow-			
10 ing: technology funds; tech-			
11 nology professional develop-			
12 ment; technology planning and			
13 reporting; coordination of			
14 technology across all pro-			
15 grams; a safe, secure, and			
16 fully operable network; tech-			
17 nology procurement and inven-			
18 tory; technology support for			
19 data management; technology			
20 support for distance learning;			
21 and, directing a program to			
22 ensure all state standards			
23 involving technology for			
24 teachers, administrators, and			
25 students are met and technol-			
26 ogy is integrated throughout			
27 the curriculum.			
28 SOURCE OF FUNDS:			
29 (1) ETF	4,130,291,627		
30 (2) Federal and Local Funds .		466,214,801	
31 (3) Public School Fund, Esti-			
32 mated		150,532,864	
33 Total Education, State Board			
34 of - Local Boards of Education			
35	4,130,291,627	616,747,665	4,747,039,292
36 The above appropriation shall be distributed by the State Board of Education in ac-			
37 cordance with the provisions of the Code of Alabama 1975, Sections 16-13-230 through			
38 16-13-239, and all other laws and regulations of the State Board of Education relat-			
39 ing to the expenditure of such funds. These funds shall be used to provide a minimum			
40 school term of 180 full instructional days and for equitable educational opportuni-			
41 ties in the public schools of the state. Foundation Program calculations for FY			
42 2007-2008 are based on the funding divisors set forth below. Units earned under the			
43 Foundation Program shall be employed as regular classroom teachers until and/or un-			
44 less the local school achieves class sizes equal to or less than the following as			

Education Trust	Earmarked Funds	Appropriation To-
Fund		tal

mandated by the State Board of Education: grades K-3, maximum of 18; grades 4-6, maximum of 26; and grades 7-12, maximum of 29. The divisors listed below shall not serve to prescribe pupil-teacher ratios.

Grades K-3 ... 13.8

Grades 4-6 ... 21.4

Grades 7-8 ... 20.1

Grades 9-12 .. 18

It is the intent of the Legislature that additional teacher units earned as a result of the reduction of the divisors for grades 4 through 8 in FY 2007 and FY 2008 be used for additional physical education; special education; and math and science teachers.

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

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

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

For "Fringe Benefits" the rate per day for two personal days and five sick days (for units earned in the Foundation Program) shall be \$60. The Teachers' Retirement System rate shall be 11.06% of salaries. The Public Education Employees' Health Insur-

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	ance Program (PEEHIP) rate shall be \$775 per month for each full-time employee.		
2	The appropriation herein shall include funds to pay for substitute support employees		
3	for each day a support employee is absent. The Department of Education is directed		
4	to withhold funds from local systems not employing substitutes for absent support		
5	employees, such withheld funds shall revert to the ETF.		
6	For "Classroom Instructional Support" the uniform amounts used in determining the		
7	Foundation Program allowance for classroom instructional support shall be: (1)		
8	classroom materials and supplies at \$525 per unit earned in the Foundation Program		
9	as required in Section 16-1-8.1, Code of Alabama 1975; (2) textbooks at \$75.00 per		
10	pupil in average daily membership during the first 20 scholastic days after Labor		
11	Day of the preceding school year; (3) technology at \$350 per unit earned in the		
12	Foundation Program; (4) professional development at \$90 per unit earned in the Foun-		
13	dation Program; (5) library enhancement at \$200 per unit earned in the Foundation		
14	Program; (6) a common purchase fund at each local school at \$200 per unit earned in		
15	the Foundation Program; and (7) funds allocated for instructional support units to		
16	meet SACS standards shall be used exclusively and specifically for principals, as-		
17	sistant principals, counselors, and librarians and library aides, as calculated by		
18	the State Department of Education and assigned to the schools where such units are		
19	earned. An instructional support unit earned for a principal shall be increased by		
20	.31 for elementary schools, .35 for middle schools, and .45 for secondary schools		
21	and unit schools. An instructional support unit earned for an assistant principal		
22	shall be increased by .10 for elementary schools, middle schools, secondary schools		
23	and unit schools. An instructional support unit earned for a counselor shall be in-		
24	creased by .03 for secondary schools and unit schools. The budgeting and expenditure		
25	of funds in the Foundation Program at the local level shall be determined and made		
26	by the local board of education in accordance with rules and regulations of the		
27	State Board of Education and all laws governing such school budgets and expendi-		
28	tures.		
29	Each local school superintendent shall submit a notarized affidavit to the State		
30	Department of Education certifying that funds appropriated in this section have been		
31	expended for instructional supplies or instructional equipment for classrooms as		
32	provided and required in Section 16-1-8.1, Code of Alabama 1975. On the affidavit		
33	the superintendent shall state the amount of funds expended for use by classroom		
34	teachers and the amount of funds expended for collective purchases for instructional		
35	purposes. The affidavit of expenditures shall be subject to audit by the Examiners		
36	of Public Accounts.		
37	10. Education, State Board of -		
38	Two-Year College System:		
39	(a) Operations and Maintenance		
40	.....	354,951,931	194,993,959 549,945,890
41	(b) Auxiliary Enterprises ...		36,400,000 36,400,000
42	(c) Restricted Funds		194,365,000 194,365,000
43	(d) Operations and Maintenance		
44	of Postsecondary Prison Edu-		
45	cation (ETF)	10,004,930	10,004,930

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Of the above appropriation for			
2	Prison Education, \$2,000,000			
3	shall be expended for Thera-			
4	peutic Education.			
5	(e) Postsecondary Skills			
6	Training and Education (Fed-			
7	eral and Other Funds)		18,700,000	18,700,000
8	(f) Adult Education Program	18,854,342	10,794,618	29,648,960
9	(g) Special Populations Train-			
10	ing	5,150,000		5,150,000
11	For programs to prepare the			
12	inmate population, parolees or			
13	other special populations des-			
14	ignated by the Chancellor for			
15	entry into the workforce			
16	through adult education,			
17	preemployment skills training,			
18	and short-term intensive ca-			
19	reer technical training.			
20	(h) Mine Safety Training Pro-			
21	gram	300,000		300,000
22	(i) Community Educational			
23	(C.I.T.Y.) Programs	7,100,947		7,100,947
24	(j) Postsecondary Education			
25	Department - Administration	5,935,249	4,039,588	9,974,837
26	(k) Postsecondary/Tech Col-			
27	leges - Truck Driving Train-			
28	ing	350,000	1,500,000	1,850,000
29	Of the above appropriation,			
30	\$350,000 shall be expended for			
31	the Truck Driver Training Pro-			
32	gram at Central Alabama Commu-			
33	nity College.			
34	(l) Workforce Development ...	7,649,760		7,649,760
35	The Workforce Development			
36	Funds shall be distributed by			
37	the State Board of Education			
38	upon recommendation of the			
39	Chancellor to develop and im-			
40	plement programs to provide a			
41	skilled workforce and to pro-			
42	vide college operations and			
43	maintenance allocations for			

	Education Trust	Earmarked Funds	Appropriation To-
	Fund		tal
1	workforce and economic devel-		
2	opment. Of the above appropri-		
3	ation for Workforce Develop-		
4	ment, \$1,000,000 shall be al-		
5	located to operate pilot 3-D		
6	instructional centers at Ala-		
7	bama Southern Community Col-		
8	lege; Gadsden State Community		
9	College; Wallace State Commu-		
10	nity College-Hanceville; and		
11	Wallace Community Col-		
12	lege-Selma.		
13	(m) Marion Military Institute	7,403,879	7,403,879
14	(n) Alabama Technology Network		
15	.....	6,925,000	6,925,000
16	(o) Business and Commerce Cen-		
17	ter Network	1,900,000	1,900,000
18	SOURCE OF FUNDS:		
19	(1) ETF	426,526,038	
20	(2) Federal and Other Funds .		460,793,165
21	Total Education, State Board		
22	of - Two-Year College System	426,526,038	460,793,165
23	(1) From the above appropriation from the ETF for Operations and Maintenance, each		887,319,203
24	of the colleges shall receive the amounts necessary to fund additional employer con-		
25	tributions to PEEHIP and teachers' retirement and to fund mandated raises. The re-		
26	remaining balance shall be allocated among colleges in an amount equal to the percent		
27	of the permanent Operations and Maintenance allocation received from the ETF in Act		
28	2006-272.		
29	(2) Those colleges with Life Tech programs funded from Special Populations alloca-		
30	tions shall have corresponding amounts added to their Operations and Maintenance		
31	allocations in subsequent years.		
32	(3) The other allocations required herein shall be distributed by the State Board of		
33	Education upon recommendation by the Chancellor.		
34	11. Education, State Department		
35	of:		
36	(a) Administrative Services		
37	Program	211,317,838	112,810,057
38	The proposed spending plan for		324,127,895
39	the ETF monies included in the		
40	above program is as follows:		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Operations and		
2	Maintenance of		
3	the Department	39,212,228	
4	Of the above appropriation, at		
5	least \$10,246,961 shall be		
6	expended in the same manner		
7	and for the same programs as		
8	the appropriation to the State		
9	Department of Education from		
10	the Children First Trust Fund		
11	was expended in FY 2005.		
12	Operations and		
13	Maintenance for		
14	the Alabama		
15	Reading Initia-		
16	tive	64,374,668	
17	Operations and		
18	Maintenance for		
19	Math/Science/Te		
20	chnology Ini-		
21	tiative	35,783,500	
22	Arts Education	600,000	
23	For art education programs in		
24	areas evaluated and reviewed		
25	by the Black Belt Action Com-		
26	mission.		
27	Teacher/Student		
28	Testing	8,472,918	
29	To be expended for		
30	teacher/student test develop-		
31	ment and expenses directly		
32	related to teacher and student		
33	assessment.		
34	Children's Eye		
35	Screening Pro-		
36	gram and Fol-		
37	low-up Eye Care		
38	.....	2,696,459	
39	Of the above appropriation,		
40	\$1,377,000 shall be used to		
41	provide eye screening for		
42	Grades K, 2 and 4. The method		
43	of screening shall be color		
44	photo refraction as developed		

	Education Trust	Earmarked Funds	Appropriation To-
	Fund		tal
1	by the National Aeronautics		
2	and Space Administration and		
3	\$1,319,459 shall be used to		
4	provide follow-up care for		
5	those Grades K, 2 and 4 stu-		
6	dents. Follow-up eye care ser-		
7	vices shall include, but not		
8	be limited to, providing as-		
9	sistance in obtaining and co-		
10	ordinating local eye care ser-		
11	vices for those children iden-		
12	tified as needing said fol-		
13	low-up eye care services		
14	whether insured, uninsured or		
15	underinsured. Children identi-		
16	fied as uninsured or		
17	underinsured shall be provided		
18	with free eye exams and free		
19	prescription spectacles. A		
20	database including specific		
21	data by child, grade,		
22	school/system, and services		
23	for outcome-based measurement		
24	shall be maintained and ar-		
25	chived.		
26	Governor's Lo-		
27	cal School and		
28	School System		
29	Academic and		
30	Financial Im-		
31	provement Pro-		
32	gram (At-Risk)	26,241,983	
33	The above appropriation shall		
34	be expended for the operations		
35	and maintenance of at-risk		
36	programs to develop and imple-		
37	ment school improvement pro-		
38	grams financial and/or aca-		
39	demical accountability per Sec-		
40	tion 16-6B-3, Code of Alabama		
41	1975, and for benefits for		
42	appropriate personnel within		
43	the Department of Education.		
44	At-risk funds shall be used to		
45	employ personnel under		
46	short-term contracts who shall		
47	be assigned by the State Su-		
48	perintendent of Education to		

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

Education Trust	Earmarked Funds	Appropriation To-
Fund		tal

tion, high school graduation and college preparedness, and other activities designed to assist at-risk students. Personnel employed or contracted by the Department for assistance in at-risk schools shall be on release status from their respective local boards of education and shall retain all benefits and tenure status unless they are given permanent employment in the State Department of Education. Funds may be allocated to entities that have and/or can effect positive results in improved student achievement. Of the above appropriation, \$5,067,250 is to be expended to reward schools for increasing their academic achievement. Rewards will go directly to the school in which improvement is made and should be invested in instructional improvement programs and/or materials voted on by the teaching faculty. The State Superintendent of Education shall notify and invite to participate members of the local legislative delegation when rewards are granted to schools which have increased their academic achievement. The State Board of Education is hereby authorized, at its discretion, to institute a pilot program to employ behavioral support specialists in public middle schools.

School Accountability Report Card	746,282
For distribution of the School Accountability Report Card referred to in Section 16-6B-7	

Education Trust	Earmarked Funds	Appropriation To-
Fund		tal

1	of the Code of Alabama 1975 to	
2	every parent with a child in	
3	Alabama public schools.	
4	English as a	
5	Second Language	
6	Students Pro-	
7	gram	5,339,800
8	Based on the 2006-07 school	
9	system count supplied to the	
10	Alabama Department of Educa-	
11	tion by each local superinten-	
12	dent of education, herein is	
13	appropriated on a per student	
14	basis to be utilized by local	
15	school boards to provide as-	
16	sistance to students not uti-	
17	lizing English as their native	
18	language so they may become	
19	proficient in reading, writ-	
20	ing, and speaking English at	
21	the earliest possible time.	
22	Tenure Arbitra-	
23	tion Costs . . .	900,000
24	Of the above appropriation for	
25	Tenure Arbitration Costs,	
26	\$400,000 shall be transferred	
27	to fund the Office of the At-	
28	torney General for performance	
29	of arbitration services, in-	
30	cluding administration of the	
31	State's tenure laws (Code of	
32	Alabama 1975, Section	
33	36-26-115) by the Office of	
34	Administrative Hearings, Divi-	
35	sion of Administrative Law	
36	Judges.	
37	Teacher Incen-	
38	tive Pay	750,000
39	Teacher Re-	
40	cruitment In-	
41	centives	2,725,000
42	The State Board of Education	
43	shall designate certain areas	
44	of critical needs for class-	
45	room teachers. These needs may	

	Education Trust	Earmarked Funds	Appropriation To-
	Fund		tal
1	be in subject matter areas,		
2	grade levels, geographic loca-		
3	tion, race or gender. The		
4	scholarship funds appropriated		
5	herein shall be administered		
6	by the Alabama Commission on		
7	Higher Education (ACHE) and		
8	shall be disbursed to students		
9	graduating from high school or		
10	already enrolled in college		
11	who sign a contract to become		
12	teachers. Upon completion of		
13	the course of study leading to		
14	certification each new teacher		
15	shall perform one year of ser-		
16	vice in an Alabama public		
17	school classroom for each year		
18	of scholarship funding re-		
19	ceived. Each year of scholar-		
20	ship shall be forgiven for		
21	each year of Alabama public		
22	school service. In the event		
23	the contract is violated the		
24	outstanding amount of money		
25	owed shall be repaid with		
26	eight percent interest. ACHE		
27	shall award scholarships based		
28	upon a combination of student		
29	need and academic success on		
30	previous study undertaken. The		
31	scholarships awarded may be up		
32	to \$10,000 per year for stu-		
33	dents preparing to teach in		
34	areas of need determined by		
35	the State Board of Education.		
36	Ten percent of this allocation		
37	may be used in conjunction		
38	with Future Teachers of Ala-		
39	bama to strengthen high school		
40	initiatives aimed at recruit-		
41	ing students to become teach-		
42	ers.		
43	Distance Learn-		
44	ing	20,325,000	
45	Job descriptions shall be de-		
46	veloped by the State Depart-		
47	ment of Education for posi-		
48	tions funded by this appropri-		

Education Trust Fund	Earmarked Funds	Appropriation To- tal
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1	ation. Hiring of personnel			
2	shall be monitored by the			
3	State Department of Education			
4	for compliance with these job			
5	descriptions. In addition,			
6	these funds shall be used ex-			
7	clusively to meet the distance			
8	learning initiative ACCESS			
9	(Alabama Connecting Class-			
10	rooms, Educators, and Students			
11	Statewide).			
12	Advanced Place-			
13	ment	2,600,000		
14	Dropout Preven-			
15	tion Pilot ...	550,000		
16	(b) Financial Assistance Pro-			
17	gram	54,604,120	974,259,477	1,028,863,597
18	The proposed spending plan for			
19	the ETF monies included in the			
20	above program is as follows:			
21	Southwest			
22	School of Deaf			
23	and Blind	367,301		
24	Alabama Gover-			
25	nor's School .	50,000		
26	Character Edu-			
27	cation Pilot			
28	Program	200,000		
29	Crisis Assis-			
30	tance Program	800,000		
31	PALS Program .	150,000		
32	Play By The			
33	Rules Program	200,000		
34	Pre-School Pro-			
35	gram	3,766,473		
36	Council on Eco-			
37	nomie Education			
38	. . . . .	150,000		
39	National Board			
40	for Profes-			
41	sional Teaching			
42	Standards	8,690,000		
43	The above appropriation in-			

Education Trust	Earmarked Funds	Appropriation To-
Fund		tal

1 cludes funds to pay assessment
2 fees for teachers desiring to
3 take the examination, funds to
4 provide a \$5,000 addition to
5 base salary as determined by
6 the Minimum Salary Schedule
7 for all board-certified teach-
8 ers and funds to provide a
9 one-time bonus for teachers
10 earning certification to be
11 used for classroom supplies,
12 materials and equipment. Ala-
13 bama teachers shall apply for
14 funding of the assessment fees
15 and recipients are required to
16 commit to teach in Alabama
17 public schools for an addi-
18 tional period of five years
19 unless an exception is granted
20 for just cause. Of the funds
21 provided herein, an amount not
22 to exceed \$45,000 shall be
23 used to pay for release time
24 of personnel used by the State
25 Department of Education to
26 mentor prospective candidates
27 for the NBPTS certification
28 and to assist in determining
29 which candidates shall receive
30 state funding to take the ex-
31 amination. Salary must be pro-
32 vided before said amount can
33 be used by the State Depart-
34 ment of Education for person-
35 nel release time.

36 Teacher
37 In-Service Cen-
38 ters 3,824,286

39 The State Board of Education,
40 through the State Superinten-
41 dent of Education, shall ad-
42 minister the in-service cen-
43 ters and shall monitor the
44 centers for compliance with
45 established accountability
46 standards. The above appropri-
47 ation to the In-Service Cen-
48 ters shall be distributed to

Education Trust	Earmarked Funds	Appropriation To-
Fund		tal

1 the existing eleven Teacher
2 In-Service Centers in each
3 geographical area of the state
4 as follows:

5 University of
6 Alabama

7 \$301,366

8 University of
9 Alabama at Bir-
10 mingham

11 \$417,142

12 Alabama A and M
13 University

14 \$380,185

15 Alabama State
16 University

17 \$327,636

18 Athens State
19 University

20 \$317,602

21 Auburn Univer-
22 sity

23 \$330,577

24 Jacksonville
25 State Univer-
26 sity

27 \$323,731

28 University of
29 Montevallo

30 \$340,224

31 Troy University

32 \$343,881

33 University of
34 North Alabama

Education Trust	Earmarked Funds	Appropriation To-
Fund		tal

1	.... \$294,564	
2	University of	
3	South Alabama	
4	.... \$447,378	
5	Teacher Profes-	
6	sional Develop-	
7	ment Training	1,352,399
8	This appropriation shall be	
9	used to train teachers (K-12)	
10	in the use of computers in the	
11	classroom. Trainers shall be	
12	chosen who can assist teachers	
13	in learning computer skills,	
14	the use of instructional soft-	
15	ware, and the classroom uses	
16	of the Internet.	
17	On-line Profes-	
18	sional Develop-	
19	ment	800,000
20	Jobs for Ala-	
21	bama's Gradu-	
22	ates (JAG) ...	996,398
23	Governor's High	
24	Hopes for Ala-	
25	bama Students	16,304,863
26	Of the above appropriation,	
27	\$5,385,927 is to be allocated	
28	on behalf of each student	
29	failing any section of the	
30	Alabama High School Graduation	
31	Exam, an amount to be deter-	
32	mined by dividing the sum al-	
33	located in this section by the	
34	number of students in the	
35	state who fail any section of	
36	the exam. The sum derived	
37	shall then be multiplied by	
38	the number who failed any sec-	
39	tion of the exam in each	
40	school. That amount shall then	
41	be allocated by each school	
42	system to the school to be	
43	used to provide immediate as-	

	Education Trust	Earmarked Funds	Appropriation To-
	Fund		tal
1	sistance to the specific stu-		
2	dents who failed. The funds		
3	appropriated in this section		
4	for graduation exam failure		
5	shall be in addition to and		
6	may not supplant any other		
7	funds required to be expended		
8	by the state or local board of		
9	education for remediation and		
10	for the purchase of web-based		
11	sample practice tests for the		
12	High School Graduation Exam		
13	and other state required stan-		
14	dardized tests which can be		
15	taken and scored using a		
16	web-based platform, or for		
17	at-risk students, including,		
18	but not limited to, Section		
19	16-6B-3, Code of Alabama 1975,		
20	and/or any rules or regula-		
21	tions adopted by the State		
22	Board of Education.		
23	\$10,918,936 is to be allocated		
24	for programs to help prevent		
25	students in Grades 6 through		
26	12 from becoming dropouts and		
27	for programs/initiatives that		
28	create an improved school en-		
29	vironment to enhance the edu-		
30	cation of all students.		
31	Home Instruc-		
32	tion for Par-		
33	ents of Pre-		
34	school Young-		
35	sters (HIPPY)	1,700,000	
36	Of the above appropriation,		
37	\$85,000 shall be allocated for		
38	the HIPPY state office.		
39	Gifted Educa-		
40	tion	2,337,400	
41	21st Century		
42	After		
43	School/Extended		
44	Day Programs .	1,000,000	
45	Career Tech		
46	Initiative ..	5,000,000	

	Education Trust	Earmarked Funds	Appropriation To-
	Fund		tal
1	Children's Hos-		
2	pital	165,000	
3	To provide educational ser-		
4	vices to students at Chil-		
5	dren's Hospital.		
6	P.A.C.E.R.S.		
7	Program	400,000	
8	School Bus Seat		
9	Belts Pilot		
10	Program	750,000	
11	Teacher		
12	Mentoring Pro-		
13	gram	3,950,000	
14	A teacher mentoring program		
15	shall be established and in-		
16	stituted in each school in		
17	which a first year teacher is		
18	employed. The principal shall		
19	designate a mentor for each		
20	new teacher who has had no		
21	prior teaching experience. The		
22	mentor must concur in his/her		
23	selection and shall receive a		
24	stipend of \$1,000 for the aca-		
25	ademic year. Mentors shall be		
26	selected on the basis of qual-		
27	ifications recommended by the		
28	State Superintendent of Educa-		
29	tion. Mentors shall advise and		
30	offer instructional counseling		
31	to the new teacher. Mentor		
32	teachers shall have no admin-		
33	istrative duties and shall not		
34	participate in the evaluation		
35	of the new teacher. At no time		
36	shall the mentor act as a sub-		
37	stitute teacher in lieu of the		
38	new teacher. Each mentor cur-		
39	rently employed as a classroom		
40	teacher shall continue his/her		
41	normal teaching responsibility		
42	in addition to providing as-		
43	sistance to the new teacher.		
44	Payment of the stipend shall		
45	be made in two payments.		

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		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Principal Prep-			
2	aration Rede-			
3	sign	650,000		
4	Principal Lead-			
5	ership Program	750,000		
6	Training for			
7	Interpreters			
8	for the Deaf .	250,000		
9	(c) Alabama Science In Motion			
10	Program	2,214,759		2,214,759
11	All funds appropriated to this			
12	program shall be expended in			
13	accordance with Title 16,			
14	Chapters 61B and 61C, Code of			
15	Alabama 1975. Additionally,			
16	any funds unexpended and car-			
17	ried over from the prior fis-			
18	cal year are hereby			
19	reappropriated.			
20	(d) Disability Determination			
21	for Social Security Program		78,595,140	78,595,140
22	SOURCE OF FUNDS:			
23	(1) ETF	265,921,958		
24	(2) ETF-Transfer	2,214,759		
25	(3) Driver Education and			
26	Training Fund		4,213,120	
27	(4) Federal and Local Funds .		1,158,951,554	
28	(5) Special Education Cata-			
29	strophic Fund		2,500,000	
30	Total Education, State Depart-			
31	ment of	268,136,717	1,165,664,674	1,433,801,391
32	12. Educational Television Com-			
33	mission:			
34	(a) Capital Outlay Program ..	500,000		500,000
35	For purchase of equipment.			
36	(b) Educational Television			
37	Program	10,411,634	323,715	10,735,349

HB213

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	SOURCE OF FUNDS:			
2	(1) ETF	10,411,634		
3	(2) ETF-Capital Outlay	500,000		
4	(3) Federal and Local Funds .		323,715	
5	Total Educational Television			
6	Commission	10,911,634	323,715	11,235,349
7	13. Executive Commission on Com-			
8	munity Services Grants, State:			
9	(a) Community Services Grants			
10	Program	14,766,000		14,766,000
11	Distributed pursuant to Sec-			
12	tion 29-2-123 of the Code of			
13	Alabama 1975, as amended.			
14	SOURCE OF FUNDS:			
15	(1) ETF	14,766,000		
16	The above appropriation shall			
17	be used for grants that pro-			
18	mote public education pur-			
19	poses. In addition to the			
20	above appropriation to the			
21	State Executive Commission on			
22	Community Services Grants,			
23	there is hereby appropriated			
24	\$13,800,000 from the ETF for			
25	FY 2008 in the event that nei-			
26	ther House Bill 244 nor Senate			
27	Bill 126 in the 2007 Regular			
28	Legislative Session making a			
29	supplemental appropriation for			
30	FY 2007 becomes law.			
31	Total Executive Commission on			
32	Community Services Grants,			
33	State	14,766,000		14,766,000
34	14. Family Practice Rural Health			
35	Board:			
36	(a) Family Practice Rural			
37	Health Program	1,612,703		1,612,703

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1			
2	SOURCE OF FUNDS:		
3	(1) ETF	1,612,703	
4	Total Family Practice Rural		
5	Health Board	1,612,703	1,612,703
6	Of the above appropriation, at		
7	least \$100,000 shall be ex-		
8	pended for the Auburn Rural		
9	Health Program; a minimum of		
10	\$100,000 shall be expended for		
11	the Tuskegee Area Health Edu-		
12	cation Center (TAHEC) and		
13	\$125,000 shall be expended for		
14	the Rural Health Program at		
15	the University of Alabama in		
16	Huntsville. Of the above ap-		
17	propriation, \$540,000 shall be		
18	expended for the Rural Medical		
19	Scholars Program at the Uni-		
20	versity of Alabama at		
21	Tuscaloosa.		
22	15. Finance, Department of:		
23	(a) Employee Benefits Program	900,000	900,000
24	SOURCE OF FUNDS:		
25	(1) ETF, Estimated	900,000	
26	Total Finance, Department of	900,000	900,000
27	To be distributed by the State		
28	Comptroller to the designated		
29	beneficiaries or estates for		
30	unused sick leave pursuant to		
31	Code of Alabama 1975, Section		
32	16-1-18.2.		
33	16. Finance, Department of -		
34	Telephone Revolving Fund:		
35	(a) Information Systems Pro-		
36	gram	1,400,000	1,400,000
37	SOURCE OF FUNDS:		

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	(1) ETF-Transfer	1,400,000		
2	Total Finance, Department of -			
3	Telephone Revolving Fund	1,400,000		1,400,000
4	The Telephone Revolving Fund			
5	shall assess to using agencies			
6	and institutions any addi-			
7	tional amount necessary to			
8	provide continuing			
9	non-interrupted service of a			
10	minimum maintenance level.			
11	17. Fine Arts, Alabama School of:			
12	(a) Financial Assistance Pro-			
13	gram	7,825,799	903,000	8,728,799
14	SOURCE OF FUNDS:			
15	(1) ETF	7,825,799		
16	(2) Federal and Local Funds .		903,000	
17	Total Fine Arts, Alabama			
18	School of	7,825,799	903,000	8,728,799
19	18. Fire Fighters' Personnel			
20	Standards and Education Com-			
21	mission, Alabama/Fire College			
22	Shelton State Community Col-			
23	lege:			
24	(a) Operations and Maintenance			
25	.....	6,294,000	1,832,300	8,126,300
26	SOURCE OF FUNDS:			
27	(1) ETF	6,294,000		
28	(2) Federal and Local Funds .		1,832,300	
29	Total Fire Fighters' Personnel			
30	Standards and Education Com-			
31	mission, Alabama/Fire College			
32	Shelton State Community Col-			
33	lege	6,294,000	1,832,300	8,126,300
34	Of the above appropriation,			
35	\$5,944,000 shall be expended			
36	for the Alabama Fire and Emer-			

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	gency Services Academy which			
2	shall be managed as a techni-			
3	cal division of Shelton State			
4	Community College under the			
5	auspices of the State Board of			
6	Education.			
7	19. Governor's Office of Faith			
8	Based and Community Initia-			
9	tives:			
10	(a) Executive Direction Pro-			
11	gram	150,000		150,000
12	SOURCE OF FUNDS:			
13	(1) ETF	150,000		
14	Total Governor's Office of			
15	Faith Based and Community Ini-			
16	tatives	150,000		150,000
17	20. Higher Education, Alabama			
18	Commission on:			
19	(a) Planning and Coordination			
20	Services Program	3,134,090		3,134,090
21	The proposed spending plan for			
22	the ETF monies included in the			
23	above program is as follows:			
24	Operations and			
25	Maintenance .. 3,134,090			
26	Of the above appropriation,			
27	the Commission shall expend			
28	\$200,000 for the School and			
29	University Partnership for			
30	Education Renewal Program			
31	(SUPER).			
32	(b) Student Financial Aid Pro-			
33	gram	8,856,730	864,019	9,720,749
34	(1) Policeman's			
35	Survivor Tui-			
36	tion, Estimated			
37	..... 137,000			
38	To be expended under the pro-			
39	visions of Code of Alabama			
40	1975, Section 36-21-105.			
41	(2) Alabama Na-	675,143		

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	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	tional Guard		
2	Educational		
3	Assistance		
4	Scholarships .		
5	To be expended in accordance		
6	with Code of Alabama 1975,		
7	Sections 31-10-1 through		
8	31-10-4 and Sections 31-10-20		
9	through 31-10-25.		
10	(3) Alabama		
11	Student Assis-		
12	tance Program 4,443,116		
13	(4) Educational		
14	Grants Program		
15	(Alabama Stu-		
16	dent Grant Pro-		
17	gram) 3,569,471		
18	To be expended in accordance		
19	with Code of Alabama 1975,		
20	Sections 16-33A-1 through		
21	16-33A-11. It is the intent of		
22	the Legislature that private		
23	institutions receiving state		
24	grant funds under this provi-		
25	sion make their best effort to		
26	use the equivalent of ten per-		
27	cent of Federal Work Study		
28	allocations for the purpose of		
29	tutoring and mentoring stu-		
30	dents in grades K-12 to better		
31	prepare them for graduation,		
32	college entry and retention.		
33	Institutions shall work with		
34	their respective governing		
35	boards to develop and imple-		
36	ment this effort.		
37	(5)		
38	Chiropractic		
39	Scholarships . 32,000		
40	To be expended in accordance		
41	with Code of Alabama 1975,		
42	Section 16-5-11.		
43	(c) Support of Other Educa-		
44	tional Activities Program . 3,541,271	1,690,360	5,231,631
45	The proposed spending plan for		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 the ETF monies included in the			
2 above program is as follows:			
3 (1) Network of			
4 Alabama Aca-			
5 demic Libraries			
6	750,000		
7 It is the intent of the Legis-			
8 lature that ACHE shall provide			
9 for the participation of Ath-			
10 ens State University in the			
11 Network of Alabama Academic			
12 Libraries.			
13 (2) Southern			
14 Regional Educa-			
15 tion Board			
16 (SREB)	841,271		
17 (3) EPSCoR (Re-			
18 search) Program			
19	1,450,000		
20 (4) Computer			
21 Based Articula-			
22 tion System ..	500,000		
23 To fund Troy University for			
24 developing and operating a			
25 statewide computer-based ar-			
26 ticulation system to serve all			
27 four-year and two-year			
28 postsecondary institutions in			
29 the State of Alabama.			
30 (d) Alabama Guaranteed Student			
31 Loan Program		398,100	398,100
32 (e) Alabama Agricultural Land			
33 Grant Alliance Program	7,850,000		7,850,000
34 Of the above appropriation to			
35 the Alabama Agricultural Land			
36 Grant Alliance, at least			
37 \$5,000,000 shall be equally			
38 distributed as a state match			
39 for federal funds for those			
40 institutions in the Alliance			
41 required to provide matching			
42 funds in order to obtain fed-			
43 eral funds for the first time			
44 in fiscal year 2000. Of the			
45 above appropriation, \$650,000			

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	shall be allocated for the			
2	fruit and vegetable marketing			
3	initiative and \$200,000 shall			
4	be allocated for the Youth			
5	Partnership Program.			
6	SOURCE OF FUNDS:			
7	(1) ETF	23,382,091		
8	(2) Federal and Local Funds .		2,952,479	
9	Total Higher Education, Ala-			
10	bama Commission on	23,382,091	2,952,479	26,334,570
11	21. Human Resources, Department			
12	of:			
13	(a) Human Services Program -			
14	Jobs Opportunities and Basic			
15	Skills Training (JOBS) Pro-			
16	gram	5,496,041		5,496,041
17	(b) Human Services Program -			
18	Jobs Child Care and After			
19	School Child Care Program .	10,368,059		10,368,059
20	Of the above appropriation,			
21	\$175,000 shall be expended for			
22	the Black Belt Eye Care Con-			
23	sortium.			
24	SOURCE OF FUNDS:			
25	(1) ETF-Transfer	15,864,100		
26	Total Human Resources, Depart-			
27	ment of	15,864,100		15,864,100
28	Of the above appropriation, a			
29	minimum of \$1,200,000 is to be			
30	distributed to the day care			
31	centers in rural areas within			
32	the state for the dual purpose			
33	of providing day care services			
34	to the working poor and pro-			
35	vide state match to draw down			
36	additional federal subsidy			
37	dollars. These funds shall be			
38	distributed based upon a mean-			
39	ingful formula, taking into			
40	account service delivery area,			

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 population, and the services			
2 required by the targeted cli-			
3 ents.			
4 22. Industrial Development Train-			
5 ing Institute, Alabama:			
6 (a) Industrial Development and			
7 Training Program	6,440,154		6,440,154
8 (b) Industrial Training Pro-			
9 gram - Operations and Main-			
10 tenance	6,448,931		6,448,931
11 (c) Workforce Development ...	8,000,000		8,000,000
12 SOURCE OF FUNDS:			
13 (1) ETF	20,889,085		
14 Total Industrial Development			
15 Training Institute, Alabama .	20,889,085		20,889,085

16 The \$8,000,000 of funds appro-
17 priated for Workforce Develop-
18 ment are to be expended for
19 those costs incurred by the
20 State in honoring commitments
21 to pay Workforce Development
22 costs, including services and
23 other assistance and expenses
24 of recruitment and training of
25 a company's workforce, that
26 are undertaken to induce com-
27 panies to locate or expand
28 their operations in Alabama
29 (described hereinafter as a
30 "Project") and to develop and
31 implement training, placement
32 and recruitment programs that
33 will improve, develop and ex-
34 pand the State's workforce.
35 Such costs include, but are
36 not limited to (i) AIDT oper-
37 ating costs directly related
38 to a Project; (ii) wages and
39 benefits for trainers engaged
40 by AIDT for the purpose of a
41 Project; (iii) costs which the
42 State has agreed to pay under
43 the terms of a Project Agree-

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	ment with a company that are		
2	necessary and reasonable		
3	charges incurred by the com-		
4	pany or its affiliates for		
5	personnel providing training		
6	to the company's employees,		
7	whether those trainers are		
8	employees of the company or		
9	its vendors or suppliers, in-		
10	cluding wages, benefits and		
11	travel (domestic and, when		
12	necessary, international);		
13	(iv) any necessary materials,		
14	equipment, manuals, or other		
15	relevant training materials;		
16	(v) the costs incurred for		
17	purchasing or repairing or		
18	replacing training tools and		
19	equipment; (vi) costs incurred		
20	for the purchase or construc-		
21	tion and maintenance of train-		
22	ing facilities; (vii) travel		
23	expenses for prospective and		
24	current employees and train-		
25	ees, including travel, food,		
26	lodging, relocation, and other		
27	costs necessary and reasonably		
28	to enable the company to se-		
29	cure a qualified workforce;		
30	(viii) outside training fees;		
31	and (ix) the construction and		
32	equipping of career centers to		
33	assist citizens of the State		
34	in outreach, job search, as-		
35	essments of individuals,		
36	placement assistance, labor		
37	market information, individual		
38	employment plans and counsel-		
39	ing, career planning, occupa-		
40	tional and vocational train-		
41	ing, and specific skills		
42	training. In addition to the		
43	above appropriation for		
44	Workforce Development pro-		
45	grams, there is hereby appro-		
46	priated the sum of \$22,000,000		
47	from the ETF for Workforce		
48	Development to be conditioned		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 upon the availability of funds			
2 in the ETF, the recommendation			
3 of the Director of Finance,			
4 and the approval of the Gover-			
5 nor.			
6 23. Library Service, Alabama Pub-			
7 lic:			
8 (a) Public Library Service			
9 Program	12,316,999	3,100,549	15,417,548
10 Of the above appropriation, a			
11 minimum of \$5,450,608 is to be			
12 distributed to the public li-			
13 braries within the state;			
14 \$3,757,600 shall be expended			
15 for the Virtual Library Pro-			
16 ject; and \$300,000 shall be			
17 expended for Homework Alabama.			
18 (b) Special Grant Program ...	1,000,000		1,000,000
19 SOURCE OF FUNDS:			
20 (1) ETF	13,316,999		
21 (2) Federal and Local Funds .		3,100,549	
22 Total Library Service, Alabama			
23 Public	13,316,999	3,100,549	16,417,548
24 24. Marine Environmental Sciences			
25 Consortium/Dauphin Island Sea			
26 Lab:			
27 (a) Support of Other Educa-			
28 tional Activities Program .	5,010,737	2,777,242	7,787,979
29 Of the above appropriation,			
30 \$250,000 shall be expended for			
31 the Mobile Bay National Estu-			
32 ary Program and \$250,000 shall			
33 be expended for the Missis-			
34 sippi-Alabama Sea Grant Con-			
35 sortium.			
36 SOURCE OF FUNDS:			
37 (1) ETF	5,010,737		
38 (2) Federal and Local Funds .		2,777,242	

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 Total Marine Environmental			
2 Sciences Consortium/Dauphin			
3 Island Sea Lab	5,010,737	2,777,242	7,787,979
4 25. Mathematics and Science, Ala-			
5 bama School of:			
6 (a) Financial Assistance Pro-			
7 gram	7,160,011	71,850	7,231,861
8 SOURCE OF FUNDS:			
9 (1) ETF	7,160,011		
10 (2) Federal and Local Funds .		71,850	
11 Total Mathematics and Science,			
12 Alabama School of	7,160,011	71,850	7,231,861
13 26. Medical Scholarship Awards,			
14 Board of:			
15 (a) Support of Other Educa-			
16 tional Activities Program .	1,600,000	400,000	2,000,000
17 To be expended under the pro-			
18 visions of the Code of Alabama			
19 1975, Sections 16-47-121			
20 through 16-47-129.			
21 SOURCE OF FUNDS:			
22 (1) ETF	1,600,000		
23 (2) Federal and Local Funds .		400,000	
24 Total Medical Scholarship			
25 Awards, Board of	1,600,000	400,000	2,000,000
26 27. Mental Health and Mental Re-			
27 tardation, Department of:			
28 (a) Institutional Treatment			
29 and Care of Mental Illness			
30 Program	5,301,799		5,301,799
31 (b) Institutional Treatment			
32 and Care of Mental Retarda-			
33 tion Program	28,529,593		28,529,593
34 Of the above appropriation to			
35 the Department of Mental			
36 Health and Mental Retardation			

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
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for the Mental Retardation Program, the sum of \$5,091,760 shall be used to fund the ARC-type community-based programs, including the Montgomery Institute for Neurological Development, for the mentally retarded and developmentally disabled in Alabama and the sum of \$520,148 shall be allocated to Camp ASCCA.

(c) Substance Abuse Program .	1,307,026		1,307,026
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SOURCE OF FUNDS:

(1) ETF-Transfer	35,138,418		
Total Mental Health and Mental Retardation, Department of ..	35,138,418		35,138,418

28. Military Department:

(a) Military Operations Program	1,200,000		1,200,000
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SOURCE OF FUNDS:

(1) ETF	1,200,000		
Total Military Department ...	1,200,000		1,200,000

The above appropriation shall be expended for the Youth Challenge Program.

29. Nursing, Alabama Board of:

(a) Professional and Occupational Licensing and Regulation Program	557,000		557,000
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Notwithstanding the limiting provisions of the Code of Alabama 1975, Sections 34-21-60 through 34-21-63, \$500,000 of the funds appropriated herein shall be expended exclusively for scholarships for advanced

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 degrees to train instructors			
2 to teach nursing classes in			
3 Alabama colleges and universi-			
4 ties.			
5 SOURCE OF FUNDS:			
6 (1) ETF	557,000		
7 Total Nursing, Alabama Board			
8 of	557,000		557,000
9 30. Optometric Scholarship			
10 Awards, Board of:			
11 (a) Support of Other Educa-			
12 tional Activities Program .	188,000	700	188,700
13 To be expended under the pro-			
14 visions of the Code of Alabama			
15 1975, Sections 34-22-60			
16 through 34-22-65.			
17 SOURCE OF FUNDS:			
18 (1) ETF	188,000		
19 (2) Federal and Local Funds .		700	
20 Total Optometric Scholarship			
21 Awards, Board of	188,000	700	188,700
22 31. Peace Officers' Standards and			
23 Training Commission, Alabama:			
24 (a) Professional and Occupa-			
25 tional Licensing and Regula-			
26 tion Program	374,594	1,500,646	1,875,240
27 (b) Certified Law Enforcement			
28 Academy Program	465,670	550,000	1,015,670
29 Of the above appropriation for			
30 the Certified Law Enforcement			
31 Academy Program, \$465,670 of			
32 ETF monies included therein			
33 shall be expended as follows:			
34 Northeast Po-			
35 lice Academy .	121,074		
36 Alabama Peace			
37 Officers' Stan-			
38 dards and	121,074		

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	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 Training Com-			
2 mission Law			
3 Enforcement			
4 Academy at			
5 Tuscaloosa ...			
6 Southwest Po-			
7 lice Academy .	121,074		
8 Alabama Police			
9 Academy	65,194		
10 Montgomery Po-			
11 lice Academy .	37,254		
12 SOURCE OF FUNDS:			
13 (1) ETF	840,264		
14 (2) Alabama Peace Officers'			
15 Standards and Training			
16 Fund-as provided in the Code			
17 of Alabama 1975, Sections			
18 36-21-40 through 36-21-51 .		2,050,646	
19 Total Peace Officers' Stan-			
20 dards and Training Commission,			
21 Alabama	840,264	2,050,646	2,890,910
22 32. Penny Trust Fund - Buskey			
23 Matching Funds:			
24 (a) Special Services Program,			
25 Estimated	588,454		588,454
26 SOURCE OF FUNDS:			
27 (1) ETF-Transfer	588,454		
28 Total Penny Trust Fund -			
29 Buskey Matching Funds	588,454		588,454
30 In accordance with Sections			
31 41-15A-10 through 41-15A-12,			
32 Code of Alabama 1975.			
33 33. Physical Fitness, Governor's			
34 Commission on:			
35 (a) Advisory Services Program	919,892	18,846	938,738
36 SOURCE OF FUNDS:			
37 (1) ETF	919,892		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 (2) Federal and Local Funds .		18,846	
2 Total Physical Fitness, Gover-			
3 nor's Commission on	919,892	18,846	938,738
4 34. Public Health, Department of:			
5 (a) Public Health Services			
6 Program	15,730,785		15,730,785
7 The above appropriation shall			
8 be expended for the continua-			
9 tion of the programs in Public			
10 School Sanitation, licensure			
11 and certification, immuniza-			
12 tion activities at the county			
13 level, patient education and			
14 child health, and immunization			
15 of pre-school children and			
16 students, dental health, tu-			
17 berculosis and nursing ser-			
18 vices, life skills educational			
19 training in schools, vaccines			
20 to non-VFC-eligible children,			
21 and other public health pur-			
22 poses. Of the above appropria-			
23 tion, \$330,000 shall be ex-			
24 pended for AIDS Alabama and			
25 \$200,000 shall be expended for			
26 the Alabama Kidney Foundation.			
27 (b) Administration Services			
28 Program	1,070,387		1,070,387
29 (c) Continuing Education for			
30 EMT Personnel	2,300,000		2,300,000
31 With the above appropriation,			
32 the Department shall offer			
33 performance-based awards to			
34 regional EMS agencies for the			
35 purpose of providing continu-			
36 ing education to EMTs and			
37 strengthening the EMS infra-			
38 structure.			
39 SOURCE OF FUNDS:			
40 (1) ETF	19,101,172		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 2 3	Total Public Health, Depart- ment of	19,101,172	19,101,172
4 5	35. Rehabilitation Services, De- partment of:		
6 7	(a) Direct Client Services for the Handicapped Program ...	43,909,847	113,948,598
8 9 10	The proposed spending plan for the ETF monies included in the above program is as follows:		
11	Homebound 5,996,443		157,858,445
12	Hemophilia ... 1,612,364		
13 14 15	Children's Re- habilitation Services 14,798,305		
16 17 18 19 20 21 22	Of the above appropriation the agency will pay to each hospi- tal the standard per diem paid by the state Medicaid Agency for services relating to scoliosis and spina bifida medical care.		
23 24 25	Education of Dependents of Blind Parents 12,750		
26 27 28 29 30 31 32 33 34 35 36	The above appropriation shall be allocated for reimbursement to every state institution of higher learning, college, uni- versity, community college, or junior college, in which bene- fits are given to dependents of blind parents under the provisions of Code of Alabama 1975, Sections 16-33-1 through 16-33-12.		
37 38	Rehabilitation Services 12,682,738		
39 40 41 42	Of the above appropriation, \$100,000 shall be expended for Teaching Children With Dis- abilities.		

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Early Interven-			
2	tion Program .	7,272,449		
3	Respite Related			
4	Services and			
5	Training	50,000		
6	Rehabilitation			
7	Projects	1,484,798		
8	SOURCE OF FUNDS:			
9	(1) ETF	43,909,847		
10	(2) Federal and Local Funds .		112,442,804	
11	(3) Impaired Drivers Trust			
12	Fund		1,505,794	
13	Total Rehabilitation Services,			
14	Department of	43,909,847	113,948,598	157,858,445

15 It is the intent of the Legis-
 16 lature that the above appro-
 17 priation to the Department of
 18 Rehabilitation Services - Re-
 19 habilitation Projects may be
 20 used to contract with provid-
 21 ers for cerebral palsy ser-
 22 vices.

23 **36. Sickle Cell Oversight and**
 24 **Regulatory Commission, Ala-**
 25 **bama:**

26	(a) Support of Other Educa-			
27	tional Activities Program .	1,652,269		1,652,269

28 Of the above appropriation to
 29 the Alabama Sickle Cell and
 30 Regulatory Commission, the sum
 31 of \$35,000 shall be used to
 32 fund travel and other expenses
 33 of the Alabama Sickle Cell
 34 Oversight and Regulatory Com-
 35 mission and \$1,617,269 shall
 36 be used to fund university and
 37 community-based Sickle Cell
 38 programs which were funded
 39 from the ETF budget in FY
 40 2000. These funds shall be
 41 distributed proportionately to

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	Education Trust Fund	Earmarked Funds	Appropriation To- tal
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the distribution made in FY
2003.

SOURCE OF FUNDS:

(1) ETF	1,652,269		
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Total Sickle Cell Oversight
and Regulatory Commission,
Alabama

1,652,269

1,652,269

37. Space Science Exhibit Commis-
sion, Alabama:

(a) Special Services Program	700,000	34,443,000	35,143,000
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SOURCE OF FUNDS:

(1) ETF	700,000		
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(2) Federal and Local Funds .		34,443,000	
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Total Space Science Exhibit
Commission, Alabama

700,000

34,443,000

35,143,000

38. Supercomputer Authority, Ala-
bama:

(a) Information Technology Services Program	6,939,218	2,654,944	9,594,162
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The above appropriation is to
be expended in accordance with
Sections 41-10-390 through
41-10-406, Code of Alabama
1975.

SOURCE OF FUNDS:

(1) ETF-Transfer	6,939,218		
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(2) Supercomputer Revolving Fund, Estimated		2,654,944	
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2,654,944

Total Supercomputer Authority,
Alabama

6,939,218

2,654,944

9,594,162

At least \$2 million of these
funds shall be used for con-
nectivity purposes.

39. Veterans' Affairs, Department
of:

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
(a) Administration of Veterans' Affairs Program	3,349,751		3,349,751
(b) Student Financial Aid Program, Estimated	20,050,250		20,050,250
For reimbursement to every state institution of higher learning, college, university, community college, junior college or technical college in which benefits are given to veterans, their spouses, widows, or children under the provisions of Code of Alabama 1975, Sections 31-6-1 through 31-6-17.			
SOURCE OF FUNDS:			
(1) ETF	23,400,001		
Total Veterans' Affairs, Department of	23,400,001		23,400,001
40. Youth Services, Department of:			
(a) Financial Assistance Program (School District)	8,744,817	1,072,437	9,817,254
The above appropriation shall be expended by the Youth Services Department District in a manner consistent with the funding formula cooperatively established by the Youth Services Board and the State Board of Education pursuant to the provisions of the Code of Alabama 1975, Sections 44-1-70 through 44-1-77.			
(b) Youth Services Program ..	50,819,342	14,200,389	65,019,731
SOURCE OF FUNDS:			
(1) ETF	59,564,159		
(2) Federal and Local Funds ..		15,272,826	

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 2	Total Youth Services, Depart- ment of		
	59,564,159	15,272,826	74,836,985
3	3C. Colleges and Universities:		
4 5 6	1. Alabama Agricultural and Mechanical University, Board of Trustees:		
7 8	(a) Operations and Maintenance and Program Support		
	43,742,614	44,101,515	87,844,129
9 10 11	Of the above appropriation, \$100,000 shall be expended for the Black Archives Museum.		
12 13 14	(b) Extension-Urban Affairs and New Non-Traditional Land Grant Programs		
	3,913,247		3,913,247
15 16	(c) Agricultural Research Sta- tion Fixed Costs		
	300,000		300,000
17 18	(d) Auxiliary Enterprises ...		
		11,550,000	11,550,000
19 20	(e) Restricted Funds		
		31,207,240	31,207,240
21 22	(f) Agricultural Research and Extension-State Match		
	1,501,585		1,501,585
23	SOURCE OF FUNDS:		
24 25 26	(1) ETF		
	49,457,446		
27 28 29	(2) Federal and Other Funds .		
		86,858,755	
30 31 32	Total Alabama Agricultural and Mechanical University, Board of Trustees		
	49,457,446	86,858,755	136,316,201
33 34 35 36	2. Alabama A and M University, Board of Trustees-Miles Col- lege Consortium:		
	(a) Alabama A and M Univer- sity-Miles College Consor- tium		
	550,000		550,000
37	SOURCE OF FUNDS:		
38 39 40	(1) ETF		
	550,000		
41 42 43	Total Alabama A and M Univer- sity, Board of Trustees-Miles		
	550,000		550,000

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 College Consortium			
2 3. Alabama State University,			
3 Board of Trustees:			
4 (a) Operations and Maintenance			
5 and Program Support	47,181,108	36,689,945	83,871,053
6 Of the above appropriation,			
7 \$1,150,000 shall be expended			
8 for Cooperative Efforts to			
9 Enhance Community Educational			
10 Institutions and \$200,000			
11 shall be expended for dormi-			
12 tory renovations.			
13 (b) Title VI Program Enhance-			
14 ment	1,657,477		1,657,477
15 The proposed spending plan for			
16 the above Title VI Program			
17 Enhancement appropriation is			
18 as follows:			
19 Consultants and			
20 Faculty	462,264		
21 Instructional			
22 Support	1,195,213		
23 (c) Desegregation Planning ..	184,906		184,906
24 The above appropriations in			
25 Title VI Program Enhancement			
26 and Desegregation Planning			
27 from the ETF are to be re-			
28 leased and used as restricted			
29 by and in compliance with the			
30 Settlement Agreement and Final			
31 Order in the Knight v. Ala-			
32 bama, Civil Action CV			
33 83-M-1676, 900 F Supp 272.			
34 (d) Auxiliary Enterprises ...		9,258,189	9,258,189
35 (e) Restricted Funds		32,336,054	32,336,054
36 SOURCE OF FUNDS:			
37 (1) ETF	49,023,491		
38 (2) Federal and Other Funds .		78,284,188	

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 Total Alabama State Univer-			
2 sity, Board of Trustees	49,023,491	78,284,188	127,307,679
3 4. Alabama, University of,			
4 Board of Trustees:			
5 (a) Operations and Maintenance			
6 and Program Support for the			
7 University of Alabama at			
8 Tuscaloosa	198,581,422	190,401,113	388,982,535
9 The President of the Univer-			
10 sity of Alabama shall imple-			
11 ment a Workforce Development			
12 plan utilizing the existing			
13 Minority Technology Network.			
14 Of the above appropriation to			
15 the University of Alabama at			
16 Tuscaloosa, \$100,000 shall be			
17 expended for the Special Out-			
18 reach Program, and \$250,000			
19 shall be expended for the Ala-			
20 bama Center for Civic Life			
21 (the David Matthews Center).			
22 Of the above appropriation,			
23 \$700,000 more than expended in			
24 FY 2006 shall be allocated and			
25 expended for the Minority			
26 Technology Network.			
27 (b) Operations and Maintenance			
28 and Program Support for the			
29 University of Alabama at			
30 Birmingham	349,829,308	1,183,664,733	1,533,494,041
31 Of the above appropriation,			
32 \$500,000 shall be expended for			
33 the Minority Business Train-			
34 ing-Economic Development Pro-			
35 gram; \$150,000 shall be ex-			
36 pended for the Gregory Fleming			
37 James Cystic Fibrosis Program;			
38 and \$250,000 shall be expended			
39 for the High School Athletic			
40 Training Program.			
41 (c) Operations and Maintenance			
42 and Program Support for the			
43 University of Alabama in			
44 Huntsville	57,770,064	44,562,000	102,332,064
45 (d) Special Mental Health and	4,132,177		4,132,177

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 Chauncey Sparks Center for			
2 Developmental and Learning			
3 Disorders, University of			
4 Alabama at Birmingham (ETF)			
5			
6 (e) School of Optometry			
7 Fund-Transfer to University			
8 of Alabama at Birmingham			
9 School of Optometry		70,000	70,000
10 (f) Auxiliary Enterprises ...		140,339,240	140,339,240
11 (g) Restricted Funds		513,386,000	513,386,000
12 SOURCE OF FUNDS:			
13 (1) ETF	610,312,971		
14 (2) Federal and Other Funds .		2,072,423,086	
15 Total Alabama, University of,			
16 Board of Trustees	610,312,971	2,072,423,086	2,682,736,057
17 5. Auburn University, Board of			
18 Trustees:			
19 (a) Operations and Maintenance			
20 and Program Support, Auburn			
21 University	217,712,789	264,216,837	481,929,626
22 Of the above appropriation,			
23 \$1,000,000 shall be expended			
24 for the School of Pharmacy for			
25 biotechnical drug development			
26 and enhancing pharmaceutical			
27 science research leading to			
28 new drugs, which is complimen-			
29 tary to other biomedical re-			
30 search underway in Alabama;			
31 \$150,000 shall be expended to			
32 provide economic research ser-			
33 vices to the State of Alabama,			
34 Department of Finance;			
35 \$200,000 shall be expended for			
36 fire ant eradication/research			
37 at the Department of Entomol-			
38 ogy; \$100,000 shall be ex-			
39 pended for the Jules Collins			
40 Smith Art Museum; and \$50,000			
41 shall be expended at the Vet-			

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
erinary School for the Large Animal Program.			
(b) Auxiliary Enterprises ...		85,303,730	85,303,730
(c) Restricted Funds		100,022,402	100,022,402
(d) Operations and Maintenance and Program Support, Alabama Agricultural Experiment Sta- tion	41,192,188	5,835,067	47,027,255
(e) Operations and Maintenance and Program Support, Alabama Cooperative Extension System (ETF)	44,607,934		44,607,934
Of the above appropriation, \$100,000 shall be expended for poultry research.			
(f) Operations and Maintenance and Program Support, Auburn University at Montgomery .	30,867,605	23,098,770	53,966,375
Of the above appropriation to Auburn University at Montgom- ery, \$337,500 shall be ex- pended for the Statewide Eco- nomic Resources Initiative Education Support (S.E.R.I.E.S.) Program to pro- vide a statewide economic im- pact education support system dedicated to providing techno- logical capabilities to gov- ernment agencies; \$150,000 shall be expended for the fur- ther implementation of SMART Governing; and \$150,000 shall be expended for the GAAT/CPM Program.			
SOURCE OF FUNDS:			
(1) ETF	334,380,516		
(2) Federal and Other Funds .		478,476,806	
Total Auburn University, Board of Trustees	334,380,516	478,476,806	812,857,322

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Athens State University:		
2	(a) Operations and Maintenance		
3	and Program Support	15,059,802	9,762,850
4			24,822,652
5	(b) Auxiliary Enterprises ...		
6	(c) Restricted Funds	108,000	108,000
7		14,576,158	14,576,158
8	SOURCE OF FUNDS:		
9	(1) ETF	15,059,802	
10	(2) Federal and Other Funds .		24,447,008
11	Total Education, State Board		
12	of - Athens State University	15,059,802	24,447,008
13			39,506,810
14	7. Jacksonville State Univer-		
15	sity, Board of Trustees:		
16	(a) Operations and Maintenance		
17	and Program Support	49,030,131	44,480,441
18			93,510,572
19	Of the above appropriation,		
20	\$1,700,000 shall be expended		
21	by the Alabama Small Business		
22	Institute of Commerce; \$60,000		
23	shall be expended for the Ala-		
24	bama Writing Project; and		
25	\$500,000 shall be expended for		
26	the Wellness Initiative.		
27	(b) Auxiliary Enterprises ...		
28	(c) Restricted Funds	6,449,356	6,449,356
29		16,926,000	16,926,000
30	SOURCE OF FUNDS:		
31	(1) ETF	49,030,131	
32	(2) Federal and Other Funds .		67,855,797
33	Total Jacksonville State Uni-		
34	versity, Board of Trustees ..	49,030,131	67,855,797
			116,885,928
	8. Montevallo, University of,		
	Board of Trustees:		
	(a) Operations and Maintenance		
	and Program Support	24,040,295	15,489,775
			39,530,070

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	(b) Auxiliary Enterprises ...	4,817,698	4,817,698
2	(c) Restricted Funds	5,409,875	5,409,875
3	SOURCE OF FUNDS:		
4	(1) ETF	24,040,295	
5	(2) Federal and Other Funds .	25,717,348	
6	Total Montevallo, University		
7	of, Board of Trustees	24,040,295	49,757,643
8			
9	9. North Alabama, University		
10	of, Board of Trustees:		
11	(a) Operations and Maintenance		
12	and Program Support	33,707,514	62,962,414
13	(b) Auxiliary Enterprises ...	6,803,365	6,803,365
14	(c) Restricted Funds	5,464,449	5,464,449
15	SOURCE OF FUNDS:		
16	(1) ETF	33,707,514	
17	(2) Federal and Other Funds .	41,522,714	
18	Total North Alabama, Univer-		
19	sity of, Board of Trustees ..	33,707,514	75,230,228
20			
21	10. South Alabama, University of,		
22	Board of Trustees:		
23	(a) Operations and Maintenance		
24	and Program Support	138,168,037	466,795,451
25	(b) Auxiliary Enterprises ...	17,590,953	17,590,953
26	(c) Restricted Funds	51,000,000	51,000,000
27	SOURCE OF FUNDS:		
28	(1) ETF	138,168,037	
29	(2) Federal and Other Funds .	397,218,367	
30	Total South Alabama, Univer-		
31	sity of, Board of Trustees ..	138,168,037	535,386,404

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
11. Troy University, Board of Trustees:			
(a) Operations and Maintenance and Program Support	58,150,763	129,529,036	187,679,799
Of the above appropriation, \$250,000 shall be expended for the Interpreter's Program and \$100,000 shall be expended for the Center for International Business and Economic Develop- ment.			
(b) Auxiliary Enterprises ...		8,128,953	8,128,953
(c) Restricted Funds		15,694,867	15,694,867
(d) FTE Equity Project	4,000,000		4,000,000
SOURCE OF FUNDS:			
(1) ETF	62,150,763		
(2) Federal and Other Funds .		153,352,856	
Total Troy University, Board of Trustees	62,150,763	153,352,856	215,503,619
12. West Alabama, University of, Board of Trustees:			
(a) Operations and Maintenance and Program Support	16,968,622	8,213,521	25,182,143
Of the above appropriation, \$876,000 shall be expended for the Alabama Medical Education Consortium; \$150,000 shall be expended for the Regional Wellness and Fitness Center; \$250,000 shall be expended for the Black Belt Treasures Ini- tiative; \$250,000 shall be expended for the Economic and Small Business Development Program; and \$50,000 shall be expended for the National Young Farmers Education Asso- ciation.			
(b) Auxiliary Enterprises ...		3,195,600	3,195,600
(c) Restricted Funds		661,327	661,327

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	SOURCE OF FUNDS:		
2	(1) ETF	16,968,622	
3	(2) Federal and Local Funds .	12,070,448	
4	Total West Alabama, University		
5	of, Board of Trustees	16,968,622	29,039,070
6	3D. Other:		
7	1. Deaf and Blind, Alabama In-		
8	stitute for, Board of Trust-		
9	ees:		
10	(a) Adult Programs	11,228,338	18,519,725
11	(b) Children and Youth Pro-		
12	grams	31,347,431	35,778,576
13	(c) Industries for the Blind	9,410,287	31,197,059
14	(d) Ear Institute Program ...	250,000	250,000
15	SOURCE OF FUNDS:		
16	(1) ETF	52,236,056	
17	(2) Federal and Other Funds .	33,509,304	
18	Total Deaf and Blind, Alabama		
19	Institute for, Board of Trust-		
20	ees	52,236,056	85,745,360
21	2. Knight v. Alabama - Finan-		
22	cial Obligations:		
23	(a) Support of State Universi-		
24	ties Program, Estimated ...	12,331,958	12,331,958
25	Pursuant to the Settlement		
26	Agreement and Final Order in		
27	the Knight v. Alabama case		
28	CV-83-M-1676, the appropria-		
29	tion above includes the fol-		
30	lowing:		
31	Alabama State		
32	Univer-		
33	sity-Trust for		
34	Educational Ex-		
35	cellence	1,000,000	

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

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	University-for		
2	Scholarships to		
3	Diversify Funds		
4	of up to		
5	To provide up to \$1,000,000		
6	pursuant to the requirements		
7	of the Settlement Agreement		
8	and Final Order. Any funds		
9	remaining after the payment of		
10	the scholarships shall be		
11	transferred to the Alabama		
12	Commission on Higher Educa-		
13	tion-Alabama Student Assis-		
14	tance Program fund and shall		
15	not revert to the ETF at the		
16	end of the fiscal year.		
17	Alabama State		
18	University Mas-		
19	ter of Accoun-		
20	tancy Program	152,026	
21	Based on funding formula cal-		
22	culations provided by the Ala-		
23	bama Commission on Higher Edu-		
24	cation. This appropriation is		
25	the eighth year of eight years		
26	of funding for this program.		
27	Health Informa-		
28	tion Management		
29	Program	479,323	
30	Based on funding formula cal-		
31	culations provided by the Ala-		
32	bama Commission on Higher Edu-		
33	cation. This appropriation is		
34	the eighth year of eight years		
35	of funding for this program.		
36	Occupational		
37	Therapy Program		
38	.....	520,980	
39	Based on funding formula cal-		
40	culations provided by the Ala-		
41	bama Commission on Higher Edu-		
42	cation. This appropriation is		
43	the eighth year of eight years		
44	of funding for this program.		
45	Physical Ther-	1,630,747	

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	apy Program ..		
2	Based on funding formula cal-		
3	culations provided by the Ala-		
4	bama Commission on Higher Edu-		
5	cation. This appropriation is		
6	the eighth year of eight years		
7	of funding for this program.		
8	EdD Educational		
9	Leadership,		
10	Policy & Law	2,258,364	
11	Based on funding formula cal-		
12	culations provided by the Ala-		
13	bama Commission on Higher Edu-		
14	cation. This appropriation is		
15	the sixth year of eight years		
16	of funding for this program.		
17	PhD in Microbi-		
18	ology	1,290,518	
19	Based on funding formula cal-		
20	culations provided by the Ala-		
21	bama Commission on Higher Edu-		
22	cation. This appropriation is		
23	the second year of eight years		
24	of funding for this program.		
25	SOURCE OF FUNDS:		
26	(1) ETF	12,331,958	
27	Total Knight v. Alabama - Fi-		
28	nancial Obligations	12,331,958	12,331,958
29	To be allocated and expended		
30	in accordance with the Final		
31	Order and Settlement Agreement		
32	in Knight v. Alabama, Civil		
33	Action CV 83-M-1676, 900 F		
34	Supp 272.		

Section 4. In addition to all other appropriations from the ETF for FY 2008, there is hereby appropriated the following amounts to the following entities for a one-time in-

crease in the Teachers' Retirement System employer rate of .69% for FY 2008 to fund a retiree bonus pursuant to House Bill 385 of the 2007 Regular Session. In the event the one-time retiree bonus fails to become law, the appropriations made from the ETF for FY 2008 in this section shall be null and void.

Entity	Appropriation
a. K-12 Foundation Program	\$18,831,327
b. K-12 Transportation	937,688
State Department of Education - Op-	
c. erations and Maintenance	86,861
d. Two-year College System	
1. Two-year colleges-Operations and Maintenance	1,213,340
2. Postsecondary Administration	32,331
3. Adult Education	2,329
4. C.I.T.Y. Program	12,256
5. Special Populations	14,364
e. Alabama School of Fine Arts	30,257
Alabama Commission on Higher Educa-	
f. tion-Operations and Maintenance	12,390
g. Alabama Industrial Development and	55,963

Training Institute

Marine Environmental Sciences Con-

20	h.	sortium	13,567
21	i.	School of Math and Sciences	18,027
22	j.	Rehabilitation Services	
23		1. Children's Services	40,557
24		2. Early Intervention	351
25		3. Rehabilitation Services	51,808
26		4. Homebound Program	10,376
		Department of Youth Services - Op-	
27	k.	erations and Maintenance	144,022
		Department of Youth Services -	
28	l.	School System	33,042
		Alabama Institute for Deaf and	
29	m.	Blind	
30		1. Adult Program	54,325
31		2. Children's Program	113,918
32		3. Industries	51,796
33	n.	University of Alabama System	
34		1. University of Alabama	835,951
35		2. University of Alabama at Bir-	
		mingham	4,076,065

3. University of Alabama at
Huntsville

330,737

o. Alabama A&M University

279,489

p. Alabama State University

243,068

q. Athens State University

88,791

r. Auburn University System

1. Auburn University (includes Auburn Experiment Station and Auburn

Cooperative Extension Service)

2,071,201

2. Auburn University in Montgomery

159,088

s. Jacksonville State University

275,969

t. University of Montevallo

113,253

u. University of North Alabama

199,012

v. University of South Alabama

1,568,892

w. Troy University

307,208

x. University of West Alabama

90,076

Section 5. The appropriations from the ETF in this section represent 50% of the interest income accumulated at the rate of 6% from FY 1992 through FY 2002 for the K-12 school systems that did not receive allocations of interest from their Sixteenth Section Land Grants held in trust by the

1 State of Alabama. This appropriation is pursuant to the Class
2 Settlement Agreement signed by the Covington County Circuit
3 Court on December 9, 2004.

	School System Name	Distribution of Interest
4	Autauga County	\$2,152
5	Baldwin County	55,479
6	Barbour County	341
7	Bibb County	13,474
8	Blount County	5,573
9	Calhoun County	567,609
10	Piedmont City	119
11	Cherokee County	35,894
12	Chilton County	19,172
13	Choctaw County	254,675
14	Clarke County	265,844
15	Thomasville City	17,620
16	Clay County	273

1	Cleburne County	1,820
2	Coffee County	15,199
3	Elba City	304
4	Enterprise City	272
5	Colbert County	862,095
6	Muscle Shoals City	58,834
7	Sheffield City	10,699
8	Tuscumbia City	56,553
9	Conecuh County	45
10	Coosa County	7,811
11	Covington County	1,335,885
12	Andalusia City	188,267
13	Opp City	161,249
14	Cullman County	95,546
15	Dale County	1,177
16	Daleville City	893
17	Dallas County	2,470
18	Selma City	1,267

1	DeKalb County	16,101
2	Fort Payne City	1,420
3	Elmore County	19,248
4	Tallassee City	1,156
5	Escambia County	249,834
6	Brewton City	20,523
7	Etowah County	107
8	Gadsden City	29
9	Fayette County	29,036
10	Franklin County	622,370
11	Russellville City	130,178
12	Geneva County	510,370
13	Geneva City	41,626
14	Greene County	258,426
15	Hale County	19,344
16	Henry County	32,646
17	Houston County	107,276
18	Dothan City	649

1	Jackson County	123,984
2	Scottsboro City	2,033
3	Jefferson County	1,320,528
4	Birmingham City	297
5	Lamar County	1,621
6	Lauderdale County	271,762
7	Florence City	18,953
8	Lawrence County	5,169
9	Limestone County	285
10	Athens City	6,629
11	Lowndes County	1,209
12	Macon County	13,767
13	Madison County	61
14	Huntsville City	523
15	Madison City	107
16	Marengo County	113,078
17	Demopolis City	2,559
18	Linden City	36,318

1	Marion County	343,219
2	Winfield City	31,151
3	Marshall County	11,002
4	Guntersville City	102
5	Monroe County	10,760
6	Montgomery County	117
7	Morgan County	603
8	Decatur City	66,870
9	Perry County	2,074
10	Pickens County	1,716
11	Pike County	83
12	Randolph County	6,073
13	Roanoke City	852
14	Russell County	106
15	Phenix City	22
16	Saint Clair County	22,581
17	Pell City	88
18	Shelby County	6,914

1	Sumter County	41,067
2	Talladega County	200
3	Sylacauga City	47
4	Talladega City	29
5	Tallapoosa County	14
6	Tuscaloosa County	10,950
7	Tuscaloosa City	41
8	Walker County	346
9	Washington County	303,596
10	Wilcox County	30,619
11	Winston County	26,025
12	Haleyville City	5,143

13 Section 6. It is the intent that each public
14 four-year and two-year higher education institution make its
15 best effort to use the equivalent of ten percent of its
16 federal work study allocations for the purpose of tutoring and
17 mentoring students in grades K-12 to better prepare them for
18 graduation, college entry and retention. Institutions shall

1 work with their respective governing boards to develop and
2 implement this effort.

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

18 Section 8. In addition to the appropriations herein
19 made, all gifts, grants, contributions, insurance proceeds or
20 entitlements, in excess of the amount carried in this act,
21 including grants by the Congress of the United States,
22 municipalities or counties, to any department, division,
23 board, bureau, commission, agency, institution, office or
24 officer of the State of Alabama are hereby appropriated and,
25 in the event the same are recurring, are reappropriated to

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

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

23 Section 10. Nothing in this act shall be construed
24 to affect or repeal any law authorizing or permitting any
25 college, school or other education or eleemosynary institution

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

9 Section 11. The appropriations made herein to the
10 departments, boards, offices, commissions, and agencies
11 include the amount necessary and said departments, boards,
12 offices, commissions, and agencies are hereby directed to make
13 the transfer of funds to the State Personnel Department in the
14 amounts enumerated in the general appropriations act for the
15 fiscal year ending September 30, 2008. All agencies and
16 institutions enumerated in this act that receive services from
17 other governmental agencies enumerated in this act or the
18 general appropriations act shall make full payment in a timely
19 manner (as determined by the Department of Finance) for such
20 services.

21 Section 12. All encumbered balances of a previous
22 fiscal year appropriation other than the exclusions authorized
23 by the Code of Alabama 1975, Section 41-4-93, shall lapse no
24 later than September 30 of the fiscal year immediately
25 following the fiscal year for which the appropriation was made

1 and shall revert to the credit of the ETF or earmarked fund
2 from which the appropriation or appropriations were made.

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

15 Section 16. Pursuant to the requirement that the
16 Legislature certify the anticipated and appropriated beginning
17 balance for FY 2008, the amount anticipated and appropriated
18 by the Legislature is \$425,402,095. In the event the beginning
19 balance on October 1, 2007, in the ETF exceeds \$425,402,095,
20 Section 40-1-32.1 to the contrary notwithstanding, 20% of any
21 balance in excess of \$425,402,095 shall be transferred by the
22 State Comptroller into the Education Trust Fund Proration
23 Prevention Account created by Section 40-1-32.1.

24 Section 17. If any section, paragraph, sentence,
25 clause, provision or portion of this act or all or any portion

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

6 Section 18. All laws or parts of laws, general,
7 special, private or local in conflict with or inconsistent
8 with the provisions of this act are hereby expressly repealed.

9 Section 19. This act shall become effective on
10 October 1, 2007.

Robert H. Huff

Speaker of the House of Representatives

Jim Holman

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 03-MAY-07, as amended.

Greg Pappas
Clerk

Senate

29-MAY-07

Amended and Passed

House

29-MAY-07

Concurred in Sen-
ate Amendment

APPROVED *June 7, 2007*

TIME *2:30 p.m.*

Bob Riley
GOVERNOR

Alabama Secretary Of State

Act Num....: 2007-361
Bill Num...: H-213