

1 SB51  
2 102600-5  
3 By Senator Sanders  
4 RFD: Finance and Taxation Education  
5 First Read: 27-MAY-08

1 SB51

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3  
4 ENROLLED, An Act,

5 To make appropriations for the support, maintenance  
6 and development of public education in Alabama, for debt  
7 service, and for capital outlay for the fiscal year ending  
8 September 30, 2009.

9 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

10 Section 1. There is hereby appropriated for the  
11 support of public education in Alabama for the fiscal year  
12 ending September 30, 2009, for debt service, and for capital  
13 outlay to be paid out of funds specified in subsection (a) of  
14 Section 2 of this act, the amounts specified in subsections  
15 (a), (b), (c), and (d) of Section 3 of this act. For the  
16 purpose specified in subsection (b) of Section 2 of this act,  
17 amounts are shown by programmatic area and the total for all  
18 programs is shown so as to include estimated sources of funds  
19 other than those listed in subsection (a) of Section 2 of this  
20 act. For the purpose of this act, "ETF" shall mean the  
21 Education Trust Fund and "Federal and Local Funds" shall mean  
22 all gifts, grants, contributions, or entitlements, including  
23 grants by the Congress of the United States, municipalities or  
24 counties.

1           Section 2. (a) The appropriations provided for in  
2 this act shall be paid from funds in the State Treasury to the  
3 credit of the Education Trust Fund, Alabama Peace Officers'  
4 Standards and Training Fund, Impaired Drivers Trust Fund,  
5 Driver Education and Training Fund, Special Education  
6 Catastrophic Fund, Alabama Veterans Assistance Fund, and  
7 Public School Fund and are hereby made for the support of  
8 public education in Alabama for the fiscal year ending  
9 September 30, 2009, and the appropriations herein made shall  
10 be subject to the provisions, terms, conditions and  
11 limitations of the Budget and Financial Control Act (Code of  
12 Alabama 1975, Sections 41-4-80 et seq.), the provisions of the  
13 Budget Management Act of 1976 (Code of Alabama 1975, Sections  
14 41-19-1 et seq.), and shall be in the amounts hereinafter  
15 specified.

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

1 Legislature for the payment of salaries of state employees,  
 2 the entire payment due shall be made from the fiscal year's  
 3 appropriation in which the pay date falls.

4 Section 3.

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
<b>3A. Legislative Branch:</b>			
<b>1. Examiners of Public Ac-</b>			
<b>counts:</b>			
(a) Audit Services Program ..	7,370,405		7,370,405
SOURCE OF FUNDS:			
(1) ETF .....	7,370,405		
Total Examiners of Public Ac-			
counts .....	7,370,405		7,370,405
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.			
<b>2. Law Institute, Alabama:</b>			
(a) Support of Other Educa-			
tional Activities Program .	270,738		270,738
SOURCE OF FUNDS:			
(1) ETF .....	270,738		
Total Law Institute, Alabama			
	270,738		270,738
<b>3. Legislative Fiscal Office:</b>			

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 (a) Legislative Operations and			
2 Support Program .....	285,405		285,405
3 SOURCE OF FUNDS:			
4 (1) ETF .....	285,405		
5 Total Legislative Fiscal Of-			
6 fice .....	285,405		285,405
7 <b>4. Legislative Reference Ser-</b>			
8 <b>vice:</b>			
9 (a) Legislative Operations and			
10 Support Program .....	107,657		107,657
11 SOURCE OF FUNDS:			
12 (1) ETF .....	107,657		
13 Total Legislative Reference			
14 Service .....	107,657		107,657
15 This appropriation to the Leg-			
16 islative Reference Service			
17 shall be expended for the re-			
18 vision of Title 16 of the Code			
19 of Alabama 1975.			
20 <b>3B. Executive Branch:</b>			
21 <b>1. American Legion and Auxil-</b>			
22 <b>iary Scholarships:</b>			
23 (a) Financial Assistance Pro-			
24 gram, Estimated .....	112,500		112,500
25 SOURCE OF FUNDS:			
26 (1) ETF .....	112,500		
27 Total American Legion and Aux-			
28 iliary Scholarships .....	112,500		112,500
29 To be expended under the pro-			
30 visions of Code of Alabama			
31 1975, Sections 16-31-1 through			
32 16-31-4.			
33 <b>2. Archives and History, De-</b>			
34 <b>partment of:</b>			
35 (a) Historical Resources Man-	3,604,444		3,604,444

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	agement Program .....		
2	SOURCE OF FUNDS:		
3	(1) ETF .....	3,604,444	
4	Total Archives and History,		
5	Department of .....	3,604,444	3,604,444
6	The above appropriation shall		
7	be expended to support the		
8	educational functions of Ar-		
9	chives and History.		
10	<b>3. Arts, State Council on the:</b>		
11	(a) Fine Arts Program .....	5,437,511	680,000
12	SOURCE OF FUNDS:		
13	(1) ETF .....	5,437,511	
14	(2) Federal and Local Funds .		680,000
15	Total Arts, State Council on		
16	the .....	5,437,511	680,000
17	<b>4. Building Commission, State:</b>		
18	(a) Special Services Program	643,132	643,132
19	SOURCE OF FUNDS:		
20	(1) ETF-Transfer .....	643,132	
21	Total Building Commission,		
22	State .....	643,132	643,132
23	<b>5. Child Abuse and Neglect Pre-</b>		
24	<b>vention, Department of:</b>		
25	(a) Social Services Program .	1,937,967	1,937,967
26	In accordance with Sections		
27	26-16-1 et seq., Code of Ala-		
28	bama 1975.		
29	SOURCE OF FUNDS:		
30	(1) ETF-Transfer .....	1,937,967	
31	Total Child Abuse and Neglect		
32	Prevention, Department of ...	1,937,967	1,937,967

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
<b>6. Children's Affairs, Department of:</b>			
(a) Social Services Program .	20,078,519		20,078,519
The proposed spending plan for the ETF monies included in the above program is as follows:			
Office of School Readiness .....	20,009,742		
Of the above appropriation to the Office of School Readiness, \$1,700,000 shall be expended for the Home Instruction for Parents of Preschool Youngsters (HIPPY) program to be administered by the State Department of Education and \$950,000 shall be expended for the Head Start program.			
Operations and Maintenance ..	68,777		
SOURCE OF FUNDS:			
(1) ETF .....	20,078,519		
Total Children's Affairs, Department of .....	20,078,519		20,078,519

<b>7. Debt Service:</b>			
(a) Debt Service Program ....	3,012,270	8,000,000	11,012,270
For payments on interest and principal of GO Bonds, Series 2001-B .....			
	798,215		
For payments on interest and principal of GO Bonds, Series 2001-A .....			
	3,582,633		
For payments on interest and principal of GO Bonds, Series 2005-A .....			
	6,016,678		
For payments on endowments as follows:			

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	For interest on Auburn Univer-		
2	sity Endowment ..... 20,280		
3	For interest on University of		
4	Alabama Endowment .... 61,000		
5	For interest on Grove Hill		
6	Endowment ..... 600		
7	For interest on Public School		
8	Fund Endowment:		
9	Interest on 16th Section		
10	Lands, Estimated .... 410,000		
11	Interest on School Indemnity		
12	Lands, Estimated ..... 90,000		
13	Interest on Valueless 16th		
14	Section Land ..... 5,825		
15	For interest on Surplus Reve-		
16	nue ..... 26,764		
17	Interest on James Wallace Fund		
18	..... <u>275</u>		
19	Total Interest on Public		
20	School Fund Endowment 532,864		
21	SOURCE OF FUNDS:		
22	(1) ETF .....	2,479,406	
23	(2) ETF-Transfer .....	532,864	
24	(3) Alabama Capital Improve-		
25	ment Trust Fund .....		8,000,000
26	Total Debt Service .....	3,012,270	8,000,000
27			11,012,270
28	<b>8. Dental Scholarship Awards,</b>		
29	<b>Board of:</b>		
30	(a) Support of Other Educa-		
31	tional Activities Program .	335,000	250
32	To be expended under the pro-		
33	visions of Code of Alabama		
34	1975, Sections 16-47-76		
35	through 16-47-81.		
36	SOURCE OF FUNDS:		



	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	(1) ETF .....	335,000	
2	(2) Federal and Local Funds .		250
3	Total Dental Scholarship		
4	Awards, Board of .....	335,000	250
5	<b>9. Education, State Board of -</b>		
6	<b>Local Boards of Education:</b>		
7	(a) Foundation Program .....	3,609,320,089	458,661,170
8	The above appropriation shall		4,067,981,259
9	include funds to pay for sub-		
10	stitute support employees for		
11	each day a support employee is		
12	absent as funds are appropri-		
13	ated. The Department of Educa-		
14	tion is directed to withhold		
15	funds from local systems not		
16	employing substitutes for ab-		
17	sent support employees. Such		
18	withheld funds shall revert to		
19	the Education Trust Fund.		
20	(b) Transportation Program ..	336,710,322	336,710,322
21	The State Superintendent is		
22	directed to withhold transpor-		
23	tation funds used to pay em-		
24	ployee benefits including but		
25	not limited to PEEHIP, sick		
26	leave, teacher retirement, and		
27	F.I.C.A. from any local board		
28	which does not directly pro-		
29	vide these benefits to trans-		
30	portation employees. No local		
31	board shall be allowed to con-		
32	vert funding provided in this		
33	budget for employee benefits		
34	into other uses or expendi-		
35	tures. The above appropriation		
36	includes fleet renewal funds		
37	of \$5,864 per bus. No fleet		
38	renewal funds shall be sent to		
39	any school system which does		
40	not own its own buses. The		
41	State Examiner of Public Ac-		
42	counts shall assure compli-		
43	ance. The rate per day for two		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	personal days and five sick		
2	days for transportation per-		
3	sonnel shall be \$40. An appro-		
4	priately certified transporta-		
5	tion substitute shall be em-		
6	ployed for the absent trans-		
7	portation employee for each		
8	day the employee is absent.		
9	The Department of Education is		
10	directed to withhold funds		
11	from local systems not employ-		
12	ing substitutes for absent		
13	transportation employees. Such		
14	withheld funds shall revert to		
15	the Education Trust Fund. Of		
16	the above appropriation, the		
17	State Department of Education		
18	shall receive \$329,220 to con-		
19	tinue research on the school		
20	bus safety belt study.		
21	(c) At-Risk Student Program .	28,828,405	28,828,405
22	Each district shall receive		
23	its pro rata share for each		
24	student who is defined as be-		
25	ing at-risk of dropping out of		
26	school or is performing at an		
27	academic level below current		
28	grade placement. It is the		
29	intent of the Legislature that		
30	school systems should be en-		
31	couraged to successfully move		
32	students from the at-risk cat-		
33	egory. Therefore, a school		
34	system shall maintain its		
35	at-risk funding for every stu-		
36	dent removed from its at-risk		
37	definition for the next two		
38	fiscal years. Local school		
39	districts shall maintain sepa-		
40	rate accounts for all funds		
41	received in this category. The		
42	funds provided in this section		
43	are specifically designated		
44	for special programs to serve		
45	these students and may not be		
46	used as a part of a local		
47	school district's general op-		
48	erating budget. Local school		

	<b>Education Trust Fund</b>	<b>Earmarked Funds</b>	<b>Appropriation To- tal</b>
1	systems in partnership with		
2	and funding from the Depart-		
3	ment of Education are expected		
4	to establish programs which		
5	will increase learning oppor-		
6	tunities for at-risk students.		
7	These programs shall include,		
8	but not be limited to, af-		
9	ter-school tutoring, summer		
10	schools, weekend schools,		
11	character education programs,		
12	drop-out prevention programs,		
13	career technical education		
14	youth programs, alternative		
15	schools, training of parents,		
16	purchase and use of web-based		
17	practice tests for the high		
18	school graduation exam and		
19	other state required standard-		
20	ized tests, programs to im-		
21	prove reading, and/or math,		
22	and/or science skills to in-		
23	crease grade-to-grade promo-		
24	tion, high school graduation		
25	and college preparedness, and		
26	other activities designed to		
27	assist at-risk students. The		
28	State Department of Education		
29	shall monitor the intent of		
30	the Legislature in the use of		
31	these funds and shall assure		
32	that they are used only in a		
33	manner designed to provide		
34	additional assistance above		
35	and beyond the regular in-		
36	structional program for		
37	at-risk students. At-risk		
38	funds shall not be used to		
39	supplant any other funding of		
40	summer schools or other activ-		
41	ities which are designed to		
42	serve the general student pop-		
43	ulation but must be used for		
44	specific programs for at-risk		
45	students. At-risk students		
46	shall be defined as those stu-		
47	dents who score at level 1 or		
48	level 2 (not profi-		

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

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1           cient/partially proficient) in  
2           reading or mathematics on the  
3           current state assessments.  
4           Further, local school faculty  
5           and the school principal shall  
6           make specific recommendations  
7           for students at the school to  
8           be included as participants in  
9           the at-risk program. At-risk  
10          funds may be expended for stu-  
11          dent programs to improve the  
12          efficiency and utilization of  
13          technology-based educational  
14          resources in the classroom. As  
15          a part of the above appropria-  
16          tion for the At-Risk Student  
17          Program, there is hereby ap-  
18          propriated \$375,000 for the  
19          Alabama Student Information  
20          Management System (ASIMS).  
21          ASIMS will connect each school  
22          in Alabama with the Department  
23          of Education through a common  
24          software program in order to  
25          assimilate data necessary to  
26          comply with state accountabil-  
27          ity standards, Legislative  
28          Fiscal Office requests, and  
29          the 2001 Reauthorization of  
30          the Elementary and Secondary  
31          Education Act (ESEA). It is  
32          the intent of the Legislature  
33          that schools and school sys-  
34          tems involve the community in  
35          planning and implementing  
36          at-risk programs. Therefore,  
37          schools shall expend at least  
38          20% of the at-risk funds to  
39          partner with non-profit commu-  
40          nity organizations in planning  
41          and implementing at-risk pro-  
42          grams which directly assist in  
43          improving academic perfor-  
44          mance. Such programs may in-  
45          clude, but not be limited to,  
46          Boys and Girls Clubs, YMCAs,  
47          21st Century Leadership, Pell  
48          City Bridge Builders, Alabama

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Young Farmers Education Pro-		
2	gram, and local civic and		
3	charitable organizations. It		
4	is the intent of the Legisla-		
5	ture that these funds not be		
6	utilized to partner with gov-		
7	ernmental nor		
8	quasi-governmental agencies		
9	and entities whose functions		
10	already include programs des-		
11	ignated for at-risk funding.		
12	The local school board shall		
13	set forth the efforts made to		
14	identify and involve community		
15	organizations. The local board		
16	shall revert to the ETF any		
17	portion of the 20% of its		
18	at-risk funding which was not		
19	expended on partnerships with		
20	qualifying community organiza-		
21	tions. If after a diligent		
22	process the local board cannot		
23	identify effective community		
24	organizations, the local board		
25	may request a waiver from this		
26	20% requirement from the State		
27	Superintendent of Education.		
28	The local board must submit an		
29	alternative plan to the State		
30	Superintendent accompanying		
31	the request for the waiver.		
32	The State Superintendent may		
33	approve a waiver only upon		
34	good and sufficient cause. In		
35	appropriate situations, busi-		
36	nesses may partner with		
37	schools or school systems for		
38	at-risk programs but may not		
39	receive any compensation or		
40	reimbursement for expenses or		
41	other costs. The State Board		
42	of Education is hereby autho-		
43	rized, at its discretion, to		
44	institute a pilot program to		
45	employ behavioral support spe-		
46	cialists in public middle		
47	schools.		
48	(d) Endowment Interest Pro-	532,864	532,864

	<b>Education Trust Fund</b>	<b>Earmarked Funds</b>	<b>Appropriation To- tal</b>
1	gram-Public School Fund,		
2	Estimated .....		
3	(e) Capital Outlay Pro-		
4	gram-Public School Fund,		
5	Estimated .....	165,000,000	165,000,000
6	(f) Board of Adjustment .....	562,800	562,800
7	(g) Salary Matrix Adjustment	22,501,687	22,501,687
8	(h) School Nurses Program ...	33,777,343	33,777,343
9	To be distributed so that each school system shall receive one nurse and additional		
10	nurse or fractions of a nursing allocation based upon the average daily membership		
11	during the first 20 scholastic days after Labor Day of the preceding school year.		
12	The School Nurses Program shall use the following salary matrix to determine nursing		
13	salaries, based on 187 contract days and seven and one-half working hours per day.		
14	No nurse shall be dismissed, have their hours reduced and/or extended or receive		
15	less salary than received in FY 08. No funds provided herein for the School Nurses		
16	Program shall be used for the payment of any salaries of nurses who are not under		
17	the direct control, employment, and supervision of local boards of education. Any		
18	part-time employee pay shall conform to the pro-rata share of the following matrix:		
19	Years Expe-		
20	rience	LPN	RN
			RN/MS
21	less than 3	19,000	36,144
			41,564
22	3 but less		
23	than 6	20,881	39,756
			45,720
24	6 but less		
25	than 9	21,779	41,497
			47,721
26	9 but less		
27	than 12	22,062	42,053
			48,362
28	12 but less		
29	than 15	22,459	42,818
			49,238
30	15 but less		
31	than 18	22,953	43,794
			50,364
32	18 but less		
33	than 21	23,229	44,360
			51,012
34	21 but less		
35	than 24	23,507	44,926
			51,666
36	24 but less		
37	than 27	24,007	45,461
			52,201
38	27 or more	24,507	45,997
			52,737
39	(i) Capital Outlay Pro-		
40	gram-Federal and Local		
41	Funds, Estimated .....		42,356,297
			42,356,297

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 (j) Information Technology			
2 Services Program .....	4,711,022		4,711,022
3 The above appropriation shall			
4 be expended by local school			
5 systems towards the position			
6 of a district technology coor-			
7 dinator that meets the job			
8 description and qualifications			
9 as established by the State			
10 Board of Education and serves			
11 as the primary point of con-			
12 tact for all technology is-			
13 sues. The District Technology			
14 Coordinator as directed by the			
15 school system shall be respon-			
16 sible for a technology program			
17 that ensures the proper ac-			
18 countability for the follow-			
19 ing: technology funds; tech-			
20 nology professional develop-			
21 ment; technology planning and			
22 reporting; coordination of			
23 technology across all pro-			
24 grams; a safe, secure, and			
25 fully operable network; tech-			
26 nology procurement and inven-			
27 tory; technology support for			
28 data management; technology			
29 support for distance learning;			
30 annual E-rate application;			
31 and, directing a program to			
32 ensure all state standards			
33 involving technology for			
34 teachers, administrators, and			
35 students are met and technol-			
36 ogy is integrated throughout			
37 the curriculum.			
38 SOURCE OF FUNDS:			
39 (1) ETF .....	4,036,411,668		
40 (2) Federal and Local Funds .		501,017,467	
41 (3) Public School Fund, Esti-			
42 mated .....		165,532,864	
43 Total Education, State Board			
44 of - Local Boards of Education	4,036,411,668	666,550,331	4,702,961,999

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

1 .....  
 2 The above appropriation shall be distributed by the State Board of Education in ac-  
 3 cordance with the provisions of the Code of Alabama 1975, Sections 16-13-230 through  
 4 16-13-239, and all other laws and regulations of the State Board of Education relat-  
 5 ing to the expenditure of such funds. These funds shall be used to provide a minimum  
 6 school term of 180 full instructional days and for equitable educational opportuni-  
 7 ties in the public schools of the state. Foundation Program calculations for FY  
 8 2008-2009 are based on the funding divisors set forth below. Units earned under the  
 9 Foundation Program shall be employed as regular classroom teachers until and/or un-  
 10 less the local school achieves class sizes equal to or less than the following as  
 11 mandated by the State Board of Education: grades K-3, maximum of 18; grades 4-6,  
 12 maximum of 26; and grades 7-12, maximum of 29. The divisors listed below shall not  
 13 serve to prescribe pupil-teacher ratios.

14	Grades K-3 ...	13.8
15	Grades 4-6 ...	21.4
16	Grades 7-8 ...	20.1
17	Grades 9-12 ..	18

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

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

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

27 Years Expe-	28 rience	BS	MS	6Y	DO	ND
29	less than 3	36,144	41,564	44,818	48,071	36,144
30	3 but less					
31	than 6	39,756	45,720	49,297	52,877	39,756
32	6 but less					
33	than 9	41,497	47,721	51,470	55,191	41,497
34	9 but less					
35	than 12	42,053	48,362	52,148	55,932	42,053
36	12 but less					
37	than 15	42,818	49,238	53,093	56,949	42,818
38	15 but less					
39	than 18	43,794	50,364	54,305	58,244	43,794
40	18 but less	44,360	51,012	55,005	58,999	44,360



	Education Trust Fund	Earmarked Funds	Appropriation To- tal
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1	than 21				
2	21 but less				
3	than 24	44,926	51,666	55,708	59,752
4	24 but less				
5	than 27	45,461	52,201	56,245	60,288
6	27 or more	45,997	52,737	56,780	60,824

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

44 For "Fringe Benefits" the rate per day for two personal days and five sick days (for  
 45 units earned in the Foundation Program) shall be \$60. The Teachers' Retirement Sys-  
 46 tem rate shall be 12.07% of salaries. The Public Education Employees' Health Insur-

Education Trust Fund	Earmarked Funds	Appropriation To- tal
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ance Program (PEEHIP) rate shall be \$752 per month for each full-time employee.

As funds are appropriated the appropriation herein shall include funds to pay for substitute 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 ETF.

For "Classroom Instructional Support" the uniform amounts used in determining the Foundation Program allowance for classroom instructional support shall be: (1) classroom materials and supplies at \$400 per unit earned in the Foundation Program as required in Section 16-1-8.1, Code of Alabama 1975; (2) textbooks at \$57.50 per pupil in average daily membership during the first 20 scholastic days after Labor Day of the preceding school year; (3) technology at \$250 per unit earned in the Foundation Program; (4) professional development at \$35 per unit earned in the Foundation Program; (5) library enhancement at \$175 per unit earned in the Foundation Program; (6) a common purchase fund at each local school at \$125 per unit earned in the Foundation Program; and (7) funds allocated for instructional support units to meet SACS standards shall be used exclusively and specifically for principals, assistant principals, counselors, and librarians and library aides, as calculated by the State Department of Education and assigned to the schools where such units are earned. An instructional support unit earned for a principal shall be increased by .31 for elementary schools, .35 for middle schools, and .45 for secondary schools and unit schools. An instructional support unit earned for an assistant principal shall be increased by .10 for elementary schools, middle schools, secondary schools and unit schools. An instructional support unit earned for a counselor shall be increased by .03 for secondary schools and unit schools. The budgeting and expenditure of funds in the Foundation Program at the local level shall be determined and made by the local board of education in accordance with rules and regulations of the State Board of Education and all laws governing such school budgets and expenditures.

Each local school superintendent shall submit a notarized affidavit to the State Department of Education certifying that funds appropriated in this section have been expended for instructional supplies or instructional equipment for classrooms as provided and required in Section 16-1-8.1, Code of Alabama 1975. On the affidavit the superintendent shall state the amount of funds expended for use by classroom teachers and the amount of funds expended for collective purchases for instructional purposes. The affidavit of expenditures shall be subject to audit by the Examiners of Public Accounts.

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

(a) Operations and Maintenance	340,694,147	194,271,116	534,965,263
(b) Auxiliary Enterprises ...		37,355,000	37,355,000
(c) Restricted Funds .....		193,700,000	193,700,000
(d) Operations and Maintenance of Postsecondary Prison Edu-	10,004,930		10,004,930

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	cation (ETF) .....		
2	Of the above appropriation,		
3	\$2,000,000 shall be expended		
4	for Therapeutic Education.		
5	(e) Postsecondary Skills		
6	Training and Education (Fed-		
7		22,500,000	22,500,000
	eral and Other Funds) .....		
8	8,020,185	10,723,981	18,744,166
9	(f) Adult Education Program		
10	5,164,364		5,164,364
	(g) Special Populations Train-		
	ing .....		
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 at Beville State Commu-		
22	300,000		300,000
	nity College .....		
23	(i) Community Educational		
24	5,362,878		5,362,878
	(C.I.T.Y.) Programs .....		
25	(j) Postsecondary Education		
26	5,444,747	3,174,902	8,619,649
	Department - Administration		
27	(k) Postsecondary/Tech Col-		
28	leges - Truck Driving Train-		
29	200,000	2,100,000	2,300,000
	ing .....		
30	Of the above appropriation,		
31	\$200,000 shall be expended for		
32	the Truck Driver Training Pro-		
33	gram at Central Alabama Commu-		
34	nity College.		
35	5,380,000		5,380,000
	(l) Workforce Development ...		
36	The Workforce Development		
37	Funds shall be distributed by		
38	the State Board of Education		
39	upon recommendation of the		
40	Chancellor to develop and im-		
41	plement programs to provide a		
42	skilled workforce and to pro-		
43	vide college operations and		

	<b>Education Trust Fund</b>	<b>Earmarked Funds</b>	<b>Appropriation To- tal</b>
1 maintenance allocations for			
2 workforce and economic devel-			
3 opment.			
4 (m) Marion Military Institute	7,412,925		7,412,925
5 (n) Alabama Technology Network			
6 .....	5,835,000		5,835,000
7 SOURCE OF FUNDS:			
8 (1) ETF .....	393,819,176		
9 (2) Federal and Other Funds .		463,824,999	
10 Total Education, State Board			
11 of - Two-Year College System	393,819,176	463,824,999	857,644,175

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

14 (2) The above appropriation from the ETF for Operations and Maintenance shall be  
15 distributed so that each of the colleges, except Marion Military Institute, shall  
16 receive the amounts necessary to fund additional employer contributions to teachers'  
17 retirement. Shelton State Community College shall receive \$1,300,000 to operate the  
18 Poison Control Center and Jefferson State Community College shall receive \$200,000  
19 to operate the Risk Watch Program. The remaining balance shall be allocated among  
20 colleges in an amount equal to the percent of the continuing and permanent Opera-  
21 tions and Maintenance allocation received from the ETF in Act 2007-361.

22 (3) The above appropriation for Operations and Maintenance of Postsecondary Prison  
23 Education shall be distributed to the same colleges and in the same amounts as FY  
24 2008.

25 (4) The allocation of Adult Education funds appropriated herein is restricted to the  
26 provision of services by grant recipients as defined under the stipulations of the  
27 Adult Education and Family Literacy Act, Title II of the federal Workforce Invest-  
28 ment Act of 1998.

29 (5) From the above appropriation for Special Populations Training, the Life Tech  
30 program shall receive the same amount of funds as received from the Two Year College  
31 System in FY 2008 from all sources, except for any savings recognized from refinanc-  
32 ing of bonds.

33 (6) From the above appropriation for the Alabama Technology Network not less than  
34 \$342,000 shall be expended for the continuation of Gadsden State Community College's  
35 AFL-CIO partnership program.

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

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

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	<b>11. Education, State Department</b>		
2	<b>of:</b>		
3	(a) Administrative Services		
4	Program .....	216,327,734	114,468,115
			330,795,849
5	The proposed spending plan for		
6	the ETF monies included in the		
7	above program is as follows:		
8	Operations and		
9	Maintenance of		
10	the Department	37,664,724	
11	Of the above appropriation, at		
12	least \$10,246,961 shall be		
13	expended in the same manner		
14	and for the same programs as		
15	the appropriation to the State		
16	Department of Education from		
17	the Children First Trust Fund		
18	was expended in FY 2005.		
19	Operations and		
20	Maintenance for		
21	the Alabama		
22	Reading Initia-		
23	tive .....	69,404,704	
24	Operations and		
25	Maintenance for		
26	Math/Science/Te		
27	chnology Ini-		
28	tiative .....	40,792,050	
29	Arts Education	600,000	
30	For art education programs in		
31	areas evaluated and reviewed		
32	by the Black Belt Action Com-		
33	mission.		
34	Teacher/Student		
35	Testing .....	8,479,865	
36	To be expended for		
37	teacher/student test develop-		
38	ment and expenses directly		
39	related to teacher and student		
40	assessment.		
41	Children's Eye		
42	Screening Pro-		
43	gram and Fol-	2,696,459	

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	low-up Eye Care		
2	.....		
3	Of the above appropriation,		
4	\$1,377,000 shall be used to		
5	provide eye screening for		
6	Grades K, 2 and 4. The method		
7	of screening shall be color		
8	photo refraction as developed		
9	by the National Aeronautics		
10	and Space Administration and		
11	\$1,319,459 shall be used to		
12	provide follow-up care for		
13	those Grades K, 2 and 4 stu-		
14	dents. Follow-up eye care ser-		
15	vices shall include, but not		
16	be limited to, providing as-		
17	sistance in obtaining and co-		
18	ordinating local eye care ser-		
19	vices for those children iden-		
20	tified as needing said fol-		
21	low-up eye care services		
22	whether insured, uninsured or		
23	underinsured. Children identi-		
24	fied as uninsured or		
25	underinsured shall be provided		
26	with free eye exams and free		
27	prescription spectacles. A		
28	database including specific		
29	data by child, grade,		
30	school/system, and services		
31	for outcome-based measurement		
32	shall be maintained and ar-		
33	chived.		
34	Governor's Lo-		
35	cal School and		
36	School System		
37	Academic and		
38	Financial Im-		
39	provement Pro-		
40	gram (At-Risk)            22,710,268		
41	The above appropriation shall		
42	be expended for the operations		
43	and maintenance of at-risk		
44	programs to develop and imple-		
45	ment school improvement pro-		
46	grams' financial and/or aca-		
47	demical accountability per Sec-		

	<b>Education Trust Fund</b>	<b>Earmarked Funds</b>	<b>Appropriation To- tal</b>
1	tion 16-6B-3, Code of Alabama		
2	1975, and for benefits for		
3	appropriate personnel within		
4	the Department of Education.		
5	At-risk funds shall be used to		
6	employ personnel under		
7	short-term contracts who shall		
8	be assigned by the State Su-		
9	perintendent of Education to		
10	give direct assistance to		
11	schools which come under the		
12	jurisdiction of the Department		
13	in accordance with Sections		
14	16-6B-1 through 16-6B-6, Code		
15	of Alabama 1975, which re-		
16	quires schools and/or school		
17	systems to be placed in inter-		
18	vention for academic and/or		
19	financial reasons by the State		
20	Superintendent. In selecting		
21	these personnel, the State		
22	Superintendent shall give		
23	preference to persons who have		
24	achieved National Board for		
25	Professional Teaching Stan-		
26	dards (NBPTS) certification		
27	and/or who have been chosen as		
28	Alabama Teachers of the Year.		
29	In the event this pool of per-		
30	sonnel is inadequate, the		
31	State Superintendent may then		
32	employ other teaching and/or		
33	administrative personnel who		
34	have been recognized for their		
35	competence. Such personnel		
36	shall be assigned to work di-		
37	rectly with schools whose op-		
38	erations are being assisted by		
39	the state. The State Superin-		
40	tendent may further use these		
41	personnel to assist schools		
42	that are on Priority status as		
43	well as use these funds in		
44	partnership with and funding		
45	from the Department of Educa-		
46	tion to improve the learning		
47	opportunities for at-risk stu-		
48	dents. These programs shall		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	include, but not be limited		
2	to, after school programs,		
3	character education programs,		
4	drop-out prevention programs,		
5	summer programs, career tech-		
6	nical youth programs, programs		
7	to improve reading, and/or		
8	math, and/or science skills to		
9	increase grade-to-grade promo-		
10	tion, high school graduation		
11	and college preparedness, and		
12	other activities designed to		
13	assist at-risk students. Per-		
14	sonnel employed or contracted		
15	by the Department for assis-		
16	tance in at-risk schools shall		
17	be on release status from		
18	their respective local boards		
19	of education and shall retain		
20	all benefits and tenure status		
21	unless they are given perma-		
22	nent employment in the State		
23	Department of Education. Funds		
24	may be allocated to entities		
25	that have and/or can effect		
26	positive results in improved		
27	student achievement. Of the		
28	above appropriation,		
29	\$2,467,250 is to be expended		
30	to reward schools for increas-		
31	ing their academic achieve-		
32	ment. Rewards will go directly		
33	to the school in which im-		
34	provement is made and should		
35	be invested in instructional		
36	improvement programs and/or		
37	materials voted on by the		
38	teaching faculty. The State		
39	Superintendent of Education		
40	shall notify and invite to		
41	participate members of the		
42	local legislative delegation		
43	when rewards are granted to		
44	schools which have increased		
45	their academic achievement.		
46	The State Board of Education		
47	is hereby authorized, at its		
48	discretion, to institute a		



	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	pilot program to employ behav-		
2	ioral support specialists in		
3	public middle schools.		
4	School Account-		
5	ability Report		
6	Card .....	746,282	
7	For distribution of the School		
8	Accountability Report Card		
9	referred to in Section 16-6B-7		
10	of the Code of Alabama 1975 to		
11	every parent with a child in		
12	Alabama public schools.		
13	English as a		
14	Second Language		
15	Students Pro-		
16	gram .....	4,839,800	
17	Based on the 2007-08 school		
18	system count supplied to the		
19	Alabama Department of Educa-		
20	tion by each local superinten-		
21	dent of education, herein is		
22	appropriated on a per student		
23	basis to be utilized by local		
24	school boards to provide as-		
25	sistance to students not uti-		
26	lizing English as their native		
27	language so they may become		
28	proficient in reading, writ-		
29	ing, and speaking English at		
30	the earliest possible time.		
31	Tenure Arbitra-		
32	tion Costs ...	900,000	
33	Of the above appropriation for		
34	Tenure Arbitration Costs,		
35	\$400,000 shall be transferred		
36	to fund the Office of the At-		
37	torney General for performance		
38	of arbitration services, in-		
39	cluding administration of the		
40	State's tenure laws (Code of		
41	Alabama 1975, Section		
42	36-26-115) by the Office of		
43	Administrative Hearings, Divi-		
44	sion of Administrative Law		
45	Judges.		

	Education Trust	Earmarked Funds	Appropriation To-
	Fund		tal

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1	Teacher Re-		
2	cruitment In-		
3	centives . . . . .	10,000	

4 The State Board of Education  
5 shall designate certain areas  
6 of critical needs for class-  
7 room teachers. These needs may  
8 be in subject matter areas,  
9 grade levels, geographic loca-  
10 tion, race or gender. The  
11 scholarship funds appropriated  
12 herein shall be administered  
13 by the Alabama Commission on  
14 Higher Education (ACHE) and  
15 shall be disbursed to students  
16 graduating from high school or  
17 already enrolled in college  
18 who sign a contract to become  
19 teachers. Upon completion of  
20 the course of study leading to  
21 certification each new teacher  
22 shall perform one year of ser-  
23 vice in an Alabama public  
24 school classroom for each year  
25 of scholarship funding re-  
26 ceived. Each year of scholar-  
27 ship shall be forgiven for  
28 each year of Alabama public  
29 school service. In the event  
30 the contract is violated the  
31 outstanding amount of money  
32 owed shall be repaid with in-  
33 terest. ACHE is authorized to  
34 establish a grace period be-  
35 tween the time a recipient  
36 withdraws from school, fails  
37 to complete the contracted  
38 program, or falls below  
39 full-time student status and  
40 the time that the recipient is  
41 obligated to begin repaying  
42 his or her loan. ACHE shall  
43 award scholarships based upon  
44 a combination of student need  
45 and academic success on previ-  
46 ous study undertaken. The  
47 scholarships awarded may be up  
48 to \$10,000 per year for stu-

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	dents preparing to teach in		
2	areas of need determined by		
3	the State Board of Education.		
4	Ten percent of this allocation		
5	may be used in conjunction		
6	with Future Teachers of Ala-		
7	bama to strengthen high school		
8	initiatives aimed at recruit-		
9	ing students to become teach-		
10	ers. Any funds appropriated		
11	for teacher recruitment incen-		
12	tives that are unexpended in		
13	FY 2008 are hereby		
14	reappropriated for teacher		
15	recruitment incentives for FY		
16	2009.		
17	Distance Learn-		
18	ing ..... 25,333,582		
19	Job descriptions shall be de-		
20	veloped by the State Depart-		
21	ment of Education for posi-		
22	tions funded by this appropri-		
23	ation. Hiring of personnel		
24	shall be monitored by the		
25	State Department of Education		
26	for compliance with these job		
27	descriptions. In addition,		
28	these funds shall be used ex-		
29	clusively to meet the distance		
30	learning initiative ACCESS		
31	(Alabama Connecting Class-		
32	rooms, Educators, and Students		
33	Statewide).		
34	Advanced Place-		
35	ment ..... 1,600,000		
36	Dropout Preven-		
37	tion Pilot ... 550,000		
38	(b) Financial Assistance Pro-		
39	gram ..... 39,468,199	975,235,577	1,014,703,776
40	The proposed spending plan for		
41	the ETF monies included in the		
42	above program is as follows:		
43	Southwest		
44	School of Deaf		
45	and Blind .... 343,301		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Pre-School Pro-		
2	gram (Special		
3	Education) ...	2,269,605	
4	National Board		
5	for Profes-		
6	sional Teaching		
7	Standards ....	8,690,000	
8	The above appropriation in-		
9	cludes funds to pay assessment		
10	fees for teachers desiring to		
11	take the examination, funds to		
12	provide a \$5,000 supplement in		
13	addition to base salary as		
14	determined by the Minimum Sal-		
15	ary Schedule for all		
16	board-certified teachers and		
17	funds to provide a one-time		
18	bonus for teachers earning		
19	certification to be used for		
20	classroom supplies, materials		
21	and equipment. Alabama teach-		
22	ers shall apply for funding of		
23	the assessment fees and recip-		
24	ients are required to commit		
25	to teach in Alabama public		
26	schools for an additional pe-		
27	riod of five years unless an		
28	exception is granted for just		
29	cause. Of the funds provided		
30	herein, an amount not to ex-		
31	ceed \$45,000 shall be used to		
32	pay for release time of per-		
33	sonnel used by the State De-		
34	partment of Education to men-		
35	tor prospective candidates for		
36	the NBPTS certification and to		
37	assist in determining which		
38	candidates shall receive state		
39	funding to take the examina-		
40	tion. Salary must be provided		
41	before said amount can be used		
42	by the State Department of		
43	Education for personnel re-		
44	lease time.		
45	Children's Hos-		
46	pital .....	145,000	

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Play By The		
2	Rules Program	35,000	
3	Council on Eco-		
4	nomical Education		
5	.....	25,000	
6	Career Tech		
7	Initiative ...	2,500,000	
8	P.A.C.E.R.S.		
9	Program .....	150,000	
10	PALS Program .	30,000	
11	Teacher		
12	In-Service Cen-		
13	ters .....	3,824,286	
14	The State Board of Education,		
15	through the State Superinten-		
16	dent of Education, shall ad-		
17	minister the in-service cen-		
18	ters and shall monitor the		
19	centers for compliance with		
20	established accountability		
21	standards. The above appropri-		
22	ation to the In-Service Cen-		
23	ters shall be distributed to		
24	the existing eleven Teacher		
25	In-Service Centers in each		
26	geographical area of the state		
27	as follows:		
28	University of		
29	Alabama		
30	.... \$301,366		
31	University of		
32	Alabama at Bir-		
33	mingham		
34	.... \$417,142		
35	Alabama A and M		
36	University		
37	.... \$380,185		
38	Alabama State		
39	University		
40	.... \$327,636		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Athens State		
2	University		
3	....	\$317,602	
4	Auburn Univer-		
5	sity		
6	....	\$330,577	
7	Jacksonville		
8	State Univer-		
9	sity		
10	....	\$323,731	
11	University of		
12	Montevallo		
13	....	\$340,224	
14	Troy University		
15	....	\$343,881	
16	University of		
17	North Alabama		
18	....	\$294,564	
19	University of		
20	South Alabama		
21	....	\$447,378	
22	Teacher Profes-		
23	sional Develop-		
24	ment Training	1,356,012	
25	This appropriation shall be		
26	used to train teachers (K-12)		
27	in the use of computers in the		
28	classroom. Trainers shall be		
29	chosen who can assist teachers		
30	in learning computer skills,		
31	the use of instructional soft-		
32	ware, and the classroom uses		
33	of the Internet.		
34	Jobs for Ala-		
35	bama's Gradu-		
36	ates (JAG) ...	999,467	

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Virtual Library		
2	Project .....	3,772,600	
3	The State Department shall		
4	serve as the fiscal agent for		
5	the Virtual Library Project.		
6	Governor's High		
7	Hopes for Ala-		
8	bama Students	12,377,928	
9	Of the above appropriation, at		
10	least \$2,942,964 is to be al-		
11	located on behalf of students		
12	failing any section of the		
13	Alabama High School Graduation		
14	Exam. The funds appropriated		
15	in this section for graduation		
16	exam failure shall be in addi-		
17	tion to and may not supplant		
18	any other funds required to be		
19	expended by the state or local		
20	board of education for		
21	remediation and for the pur-		
22	chase of web-based sample		
23	practice tests for the High		
24	School Graduation Exam and		
25	other state required standard-		
26	ized tests which can be taken		
27	and scored using a web-based		
28	platform, or for at-risk stu-		
29	dents, including, but not lim-		
30	ited to, Section 16-6B-3, Code		
31	of Alabama 1975, and/or any		
32	rules or regulations adopted		
33	by the State Board of Educa-		
34	tion.		
35	Teacher		
36	Mentoring Pro-		
37	gram .....	2,950,000	
38	A teacher mentoring program		
39	shall be established and in-		
40	stituted in each school in		
41	which a first year teacher is		
42	employed. The principal shall		
43	designate a mentor for each		
44	new teacher who has had no		
45	prior teaching experience. The		
46	mentor must concur in his/her		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	selection and shall receive a		
2	stipend of \$1,000 for the aca-		
3	demic year. Mentors shall be		
4	selected on the basis of qual-		
5	ifications recommended by the		
6	State Superintendent of Educa-		
7	tion. Mentors shall advise and		
8	offer instructional counseling		
9	to the new teacher. Mentor		
10	teachers shall have no admin-		
11	istrative duties and shall not		
12	participate in the evaluation		
13	of the new teacher. At no time		
14	shall the mentor act as a sub-		
15	stitute teacher in lieu of the		
16	new teacher. Each mentor shall		
17	be currently employed as a		
18	classroom teacher and shall		
19	continue his/her normal teach-		
20	ing responsibility in addition		
21	to providing assistance to the		
22	new teacher. Payment of the		
23	stipend shall be made in two		
24	payments.		
25	(c) Alabama Science In Motion		
26	Program .....	2,214,759	2,214,759
27	All funds appropriated to this		
28	program shall be expended in		
29	accordance with Title 16,		
30	Chapters 61B and 61C, Code of		
31	Alabama 1975. Additionally,		
32	any funds unexpended and car-		
33	ried over from the prior fis-		
34	cal year are hereby		
35	reappropriated.		
36	(d) Disability Determination		
37	for Social Security Program	81,461,346	81,461,346
38	SOURCE OF FUNDS:		
39	(1) ETF .....	255,795,933	
40	(2) ETF-Transfer .....	2,214,759	
41	(3) Driver Education and		
42	Training Fund .....	4,243,250	
43	(4) Federal and Local Funds .	1,164,421,788	



	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 (5) Special Education Cata-			
2 strophic Fund .....		2,500,000	
3 Total Education, State Depart-			
4 ment of .....	258,010,692	1,171,165,038	1,429,175,730
5 <b>12. Educational Television Com-</b>			
6 <b>mission:</b>			
7 (a) Educational Television			
8 Program .....	8,164,407	507,171	8,671,578
9 SOURCE OF FUNDS:			
10 (1) ETF .....	8,164,407		
11 (2) Federal and Local Funds .		507,171	
12 Total Educational Television			
13 Commission .....	8,164,407	507,171	8,671,578
14 <b>13. Executive Commission on Com-</b>			
15 <b>munity Services Grants, State:</b>			
16 (a) Community Services Grants			
17 Program .....	10,000,000		10,000,000
18 Distributed pursuant to Sec-			
19 tion 29-2-123 of the Code of			
20 Alabama 1975, as amended.			
21 SOURCE OF FUNDS:			
22 (1) ETF .....	10,000,000		
23 The above appropriation shall			
24 be used for grants that pro-			
25 mote public education pur-			
26 poses.			
27 Total Executive Commission on			
28 Community Services Grants,			
29 State .....	10,000,000		10,000,000
30 <b>14. Family Practice Rural Health</b>			
31 <b>Board:</b>			
32 (a) Family Practice Rural			
33 Health Program .....	1,551,857		1,551,857
34			
35 SOURCE OF FUNDS:			

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	(1) ETF .....	1,551,857	
2	Total Family Practice Rural		
3	Health Board .....	1,551,857	1,551,857
4	Of the above appropriation, at		
5	least \$100,000 shall be ex-		
6	pended for the Auburn Rural		
7	Health Program; a minimum of		
8	\$100,000 shall be expended for		
9	the Tuskegee Area Health Edu-		
10	cation Center (TAHEC);		
11	\$540,000 shall be expended for		
12	the Rural Medical Scholars		
13	Program at the University of		
14	Alabama at Tuscaloosa; and		
15	\$100,000 shall be expended for		
16	the Rural Health Program at		
17	the University of Alabama in		
18	Huntsville.		
19	<b>15. Finance, Department of:</b>		
20	(a) Employee Benefits Program	900,000	900,000
21	SOURCE OF FUNDS:		
22	(1) ETF, Estimated .....	900,000	
23	Total Finance, Department of	900,000	900,000
24	To be distributed by the State		
25	Comptroller to the designated		
26	beneficiaries or estates for		
27	unused sick leave pursuant to		
28	Code of Alabama 1975, Section		
29	16-1-18.2.		
30	<b>16. Finance, Department of -</b>		
31	<b>Telephone Revolving Fund:</b>		
32	(a) Information Systems Pro-		
33	gram .....	1,400,000	1,400,000
34	SOURCE OF FUNDS:		
35	(1) ETF-Transfer .....	1,400,000	
36	Total Finance, Department of -		
37	Telephone Revolving Fund ....	1,400,000	1,400,000

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	The Telephone Revolving Fund		
2	shall assess to using agencies		
3	and institutions any addi-		
4	tional amount necessary to		
5	provide continuing		
6	non-interrupted service of a		
7	minimum maintenance level.		
8	<b>17. Fine Arts, Alabama School of:</b>		
9	(a) Financial Assistance Pro-		
10	gram .....	7,646,705	928,000
			8,574,705
11	SOURCE OF FUNDS:		
12	(1) ETF .....	7,646,705	
13	(2) Federal and Local Funds .		928,000
14	Total Fine Arts, Alabama		
15	School of .....	7,646,705	928,000
			8,574,705
16	<b>18. Fire Fighters' Personnel</b>		
17	<b>Standards and Education Com-</b>		
18	<b>mission, Alabama/Fire College</b>		
19	<b>Shelton State Community Col-</b>		
20	<b>lege:</b>		
21	(a) Operations and Maintenance		
22	.....	4,507,606	1,945,000
			6,452,606
23	SOURCE OF FUNDS:		
24	(1) ETF .....	4,507,606	
25	(2) Federal and Local Funds .		1,945,000
26	Total Fire Fighters' Personnel		
27	Standards and Education Com-		
28	mission, Alabama/Fire College		
29	Shelton State Community Col-		
30	lege .....	4,507,606	1,945,000
			6,452,606
31			
32	<b>19. Governor's Office of Faith</b>		
33	<b>Based and Community Initia-</b>		
34	<b>tives:</b>		
35	(a) Executive Direction Pro-		
36	gram .....	150,000	150,000

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	SOURCE OF FUNDS:		
2	(1) ETF .....	150,000	
3	Total Governor's Office of		
4	Faith Based and Community Ini-		
5	tiatives .....	150,000	150,000
6	<b>20. Higher Education, Alabama</b>		
7	<b>Commission on:</b>		
8	(a) Planning and Coordination		
9	Services Program .....	2,760,900	2,760,900
10	The proposed spending plan for		
11	the ETF monies included in the		
12	above program is as follows:		
13	Operations and		
14	Maintenance ..	2,760,900	
15	(b) Student Financial Aid Pro-		
16	gram .....	7,187,272	3,453,443
17	(1) Policeman's		
18	Survivor Tui-		
19	tion, Estimated		
20	.....	137,000	
21	To be expended under the pro-		
22	visions of Code of Alabama		
23	1975, Section 36-21-105.		
24	(2) Alabama Na-		
25	tional Guard		
26	Educational As-		
27	sistance Schol-		
28	arships .....	675,143	
29	To be expended in accordance		
30	with Code of Alabama 1975,		
31	Sections 31-10-1 through		
32	31-10-4 and Sections 31-10-20		
33	through 31-10-25.		
34	(3) Alabama		
35	Student Assis-		
36	tance Program	3,523,658	
37	(4) Educational		
38	Grants Program		
39	(Alabama Stu-		
40	dent Grant Pro-		
41	gram) .....	2,819,471	

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	To be expended in accordance		
2	with Code of Alabama 1975,		
3	Sections 16-33A-1 through		
4	16-33A-11. It is the intent of		
5	the Legislature that private		
6	institutions receiving state		
7	grant funds under this provi-		
8	sion make their best effort to		
9	use the equivalent of ten per-		
10	cent of Federal Work Study		
11	allocations for the purpose of		
12	tutoring and mentoring stu-		
13	dents in grades K-12 to better		
14	prepare them for graduation,		
15	college entry and retention.		
16	Institutions shall work with		
17	their respective governing		
18	boards to develop and imple-		
19	ment this effort.		
20	(5)		
21	Chiropractic		
22	Scholarships .	32,000	
23	To be expended in accordance		
24	with Code of Alabama 1975,		
25	Section 16-5-11.		
26	(c) Support of Other Educa-		
27	tional Activities Program .	3,092,926	1,594,860
			4,687,786
28	The proposed spending plan for		
29	the ETF monies included in the		
30	above program is as follows:		
31	(1) Network of		
32	Alabama Aca-		
33	demic Libraries		
34	.....	325,655	
35	It is the intent of the Legis-		
36	lature that ACHE shall provide		
37	for the participation of Ath-		
38	ens State University in the		
39	Network of Alabama Academic		
40	Libraries.		
41	(2) Southern		
42	Regional Educa-		
43	tion Board		
44	(SREB) .....	717,271	
45	(3) EPSCoR (Re-	1,500,000	

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	search) Program		
2	.....		
3	(4) Computer		
4	Based Articula-		
5	tion System .. 450,000		
6	To fund Troy University for		
7	developing and operating a		
8	statewide computer-based ar-		
9	ticulation system to serve all		
10	four-year and two-year		
11	postsecondary institutions in		
12	the State of Alabama.		
13	(5) School and		
14	University		
15	Partnership for		
16	Education Re-		
17	newal Program		
18	(SUPER) ..... 100,000		
19	(d) Support of State Universi-		
20	ties Program ..... 6,100,000		
21	The proposed spending plan for		
22	the ETF monies included in the		
23	above program is as follows:		
24	(1) Alabama Ag-		
25	ricultural Land		
26	Grant Alliance 6,100,000		
27	Of the above appropriation to		
28	AALGA, at least \$5,000,000		
29	shall be equally distributed		
30	as a state match for federal		
31	funds for those institutions		
32	in the Alliance required to		
33	provide matching funds in or-		
34	der to obtain federal funds		
35	for the first time in fiscal		
36	year 2000. Of the above appro-		
37	priation, \$400,000 shall be		
38	allocated for the fruit and		
39	vegetable marketing initiative		
40	and \$200,000 shall be allo-		
41	cated for the Youth Partner-		
42	ship Program.		
43	SOURCE OF FUNDS:		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	(1) ETF .....	19,141,098	
2	(2) Federal and Local Funds .		5,123,303
3	Total Higher Education, Ala-		
4	bama Commission on .....	19,141,098	5,123,303
			24,264,401
5	<b>21. Human Resources, Department</b>		
6	<b>of:</b>		
7	(a) Human Services Program -		
8	Jobs Opportunities and Basic		
9	Skills Training (JOBS) Pro-		
10	gram .....	5,571,624	5,571,624
11	(b) Human Services Program -		
12	Jobs Child Care and After		
13	School Child Care Program .	10,168,059	10,168,059
14	Of the above appropriation,		
15	\$175,000 shall be expended for		
16	the Black Belt Eye Care Con-		
17	sortium.		
18	SOURCE OF FUNDS:		
19	(1) ETF-Transfer .....	15,739,683	
20	Total Human Resources, Depart-		
21	ment of .....	15,739,683	15,739,683
22	Of the above appropriation, a		
23	minimum of \$1,000,000 is to be		
24	distributed to the day care		
25	centers in rural areas within		
26	the state for the dual purpose		
27	of providing day care services		
28	to the working poor and pro-		
29	vide state match to draw down		
30	additional federal subsidy		
31	dollars. These funds shall be		
32	distributed based upon a mean-		
33	ingful formula, taking into		
34	account service delivery area,		
35	population, and the services		
36	required by the targeted cli-		
37	ents.		
38	<b>22. Industrial Development Train-</b>		
39	<b>ing Institute, Alabama:</b>		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 (a) Industrial Development and			
2 Training Program .....	6,440,154		6,440,154
3 (b) Industrial Training Pro-			
4 gram - Operations and Main-			
5 tenance .....	6,488,061		6,488,061
6 (c) Workforce Development ...	29,070,000		29,070,000
7 SOURCE OF FUNDS:			
8 (1) ETF .....	41,998,215		
9 Total Industrial Development			
10 Training Institute, Alabama .	41,998,215		41,998,215

11 The \$29,070,000 of funds ap-  
 12 propriated for Workforce De-  
 13 velopment are to be expended  
 14 for those costs incurred by  
 15 the State in honoring commit-  
 16 ments to pay Workforce Devel-  
 17 opment costs, including ser-  
 18 vices and other assistance and  
 19 expenses of recruitment and  
 20 training of a company's  
 21 workforce, that are undertaken  
 22 to induce companies to locate  
 23 or expand their operations in  
 24 Alabama (described hereinafter  
 25 as a "Project") and to develop  
 26 and implement training, place-  
 27 ment and recruitment programs  
 28 that will improve, develop and  
 29 expand the State's workforce.  
 30 Such costs include, but are  
 31 not limited to (i) AIDT oper-  
 32 ating costs directly related  
 33 to a Project; (ii) wages and  
 34 benefits for trainers engaged  
 35 by AIDT for the purpose of a  
 36 Project; (iii) costs which the  
 37 State has agreed to pay under  
 38 the terms of a Project Agree-  
 39 ment with a company that are  
 40 necessary and reasonable  
 41 charges incurred by the com-  
 42 pany or its affiliates for  
 43 personnel providing training  
 44 to the company's employees,



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

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	report quarterly to the Chairs		
2	of the Senate Committee on		
3	Finance and Taxation-Education		
4	and the House Committee on		
5	Education Appropriations and		
6	the Legislative Fiscal Officer		
7	on any funds allocated for		
8	workforce training. Such re-		
9	port shall include a summary		
10	of the persons trained and the		
11	vendors providing the train-		
12	ing. The reports shall contain		
13	information including resi-		
14	dence, race and gender of the		
15	persons trained and of the		
16	principal or majority owner of		
17	the firm or business con-		
18	tracted with to provide the		
19	training services.		
20	<b>23. Library Service, Alabama Pub-</b>		
21	<b>lic:</b>		
22	(a) Public Library Service		
23	8,369,699	2,892,935	11,262,634
24	Of the above appropriation, a		
25	minimum of \$5,090,608 is to be		
26	distributed to the public li-		
27	braries within the state and		
28	\$300,000 shall be expended for		
29	Homework Alabama.		
30	325,000		325,000
31	SOURCE OF FUNDS:		
32	8,694,699		
33		2,892,935	
34	Total Library Service, Alabama		
35	8,694,699	2,892,935	11,587,634
36	<b>24. Marine Environmental Sciences</b>		
37	<b>Consortium/Dauphin Island Sea</b>		
38	<b>Lab:</b>		
39	(a) Support of Other Educa-		
40	4,377,533	2,920,390	7,297,923
41	Of the above appropriation,		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	\$100,000 shall be expended for		
2	the Mobile Bay National Estu-		
3	ary Program and \$100,000 shall		
4	be expended for the Missis-		
5	sippi-Alabama Sea Grant Con-		
6	sortium.		
7	SOURCE OF FUNDS:		
8	(1) ETF .....	4,377,533	
9	(2) Federal and Local Funds .		2,920,390
10	Total Marine Environmental		
11	Sciences Consortium/Dauphin		
12	Island Sea Lab .....	4,377,533	7,297,923
13	<b>25. Mathematics and Science, Ala-</b>		
14	<b>bama School of:</b>		
15	(a) Financial Assistance Pro-		
16	gram .....	6,989,577	7,043,677
17	SOURCE OF FUNDS:		
18	(1) ETF .....	6,989,577	
19	(2) Federal and Local Funds .		54,100
20	Total Mathematics and Science,		
21	Alabama School of .....	6,989,577	7,043,677
22	<b>26. Medical Scholarship Awards,</b>		
23	<b>Board of:</b>		
24	(a) Support of Other Educa-		
25	tional Activities Program .	1,300,000	1,700,000
26	To be expended under the pro-		
27	visions of the Code of Alabama		
28	1975, Sections 16-47-121		
29	through 16-47-129.		
30	SOURCE OF FUNDS:		
31	(1) ETF .....	1,300,000	
32	(2) Federal and Local Funds .		400,000
33	Total Medical Scholarship		
34	Awards, Board of .....	1,300,000	1,700,000

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
<b>27. Mental Health and Mental Re-</b>			
<b>tardation, Department of:</b>			
(a) Institutional Treatment and Care of Mental Illness Program .....	4,932,770		4,932,770
(b) Institutional Treatment and Care of Mental Retarda- tion Program .....	26,934,421		26,934,421
Of the above appropriation to the Department of Mental Health and Mental Retardation for the Mental Retardation Program, the sum of \$5,091,760 shall be used to fund the ARC-type community-based pro- grams, including the Montgom- ery Institute for Neurological Development, for the mentally retarded and developmentally disabled in Alabama and the sum of \$520,148 shall be allo- cated to Camp ASCCA.			
(c) Substance Abuse Program .	1,216,051		1,216,051
SOURCE OF FUNDS:			
(1) ETF-Transfer .....	33,083,242		
Total Mental Health and Mental Retardation, Department of ..	33,083,242		33,083,242
<b>28. Nursing, Alabama Board of:</b>			
(a) Professional and Occupa- tional Licensing and Regula- tion Program .....	257,000		257,000
The above appropriation shall be expended pursuant to the provisions of the Code of Ala- bama 1975, Sections 34-21-60 through 34-21-63. Notwith- standing the limiting provi- sions of the Code of Alabama 1975, Sections 34-21-60 through 34-21-63, \$200,000 of			

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	the above appropriation shall		
2	be expended exclusively for		
3	scholarships for advanced de-		
4	grees to train instructors to		
5	teach nursing classes in Ala-		
6	bama colleges and universi-		
7	ties.		
8	SOURCE OF FUNDS:		
9	(1) ETF .....	257,000	
10	Total Nursing, Alabama Board		
11	of .....	257,000	257,000
12	<b>29. Optometric Scholarship</b>		
13	<b>Awards, Board of:</b>		
14	(a) Support of Other Educa-		
15	tional Activities Program .	188,000	188,000
16	To be expended under the pro-		
17	visions of the Code of Alabama		
18	1975, Sections 34-22-60		
19	through 34-22-65.		
20	SOURCE OF FUNDS:		
21	(1) ETF .....	188,000	
22	Total Optometric Scholarship		
23	Awards, Board of .....	188,000	188,000
24	<b>30. Peace Officers' Standards and</b>		
25	<b>Training Commission, Alabama:</b>		
26	(a) Professional and Occupa-		
27	tional Licensing and Regula-		
28	tion Program .....	339,407	4,500,000
29	(b) Certified Law Enforcement		
30	Academy Program .....	465,670	450,000
31	Of the above appropriation for		
32	the Certified Law Enforcement		
33	Academy Program, \$465,670 of		
34	ETF monies included therein		
35	shall be expended as follows:		
36	Northeast Po-		
37	lice Academy .	121,074	
38	Alabama Peace		
39	Officers' Stan-	121,074	

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	dards and		
2	Training Com-		
3	mission Law		
4	Enforcement		
5	Academy at		
6	Tuscaloosa ...		
7	Southwest Po-		
8	lice Academy .	121,074	
9	Alabama Police		
10	Academy .....	65,194	
11	Montgomery Po-		
12	lice Academy .	37,254	
13	SOURCE OF FUNDS:		
14	(1) ETF .....	805,077	
15	(2) Alabama Peace Officers'		
16	Standards and Training		
17	Fund-as provided in the Code		
18	of Alabama 1975, Sections		
19	36-21-40 through 36-21-51 .		4,950,000
20	Total Peace Officers' Stan-		
21	dards and Training Commission,		
22	Alabama .....	805,077	5,755,077
23	<b>31. Penny Trust Fund - Buskey</b>		
24	<b>Matching Funds:</b>		
25	(a) Special Services Program,		
26	Estimated .....	588,454	588,454
27	SOURCE OF FUNDS:		
28	(1) ETF-Transfer .....	588,454	
29	Total Penny Trust Fund -		
30	Buskey Matching Funds .....	588,454	588,454
31	In accordance with Sections		
32	41-15A-10 through 41-15A-12,		
33	Code of Alabama 1975.		
34	<b>32. Physical Fitness, Governor's</b>		
35	<b>Commission on:</b>		
36	(a) Advisory Services Program	915,120	18,846
37	SOURCE OF FUNDS:		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	(1) ETF .....	915,120	
2	(2) Federal and Local Funds .		18,846
3	Total Physical Fitness, Gover-		
4	nor's Commission on .....	915,120	18,846
			933,966
5	<b>33. Public Health, Department of:</b>		
6	(a) Public Health Services		
7	Program .....	13,668,136	13,668,136
8	Of the above appropriation,		
9	\$13,248,136 shall be expended		
10	for the continuation of the		
11	programs in Public School San-		
12	itation, licensure and certifi-		
13	cation, immunization activi-		
14	ties at the county level, pa-		
15	tient education and child		
16	health, immunization of		
17	pre-school children and stu-		
18	dents, dental health, tubercu-		
19	losis and nursing services,		
20	life skills educational train-		
21	ing in schools, vaccines to		
22	non-VFC-eligible children, and		
23	other public health purposes.		
24	Of the above appropriation,		
25	\$270,000 shall be expended for		
26	AIDS Alabama and \$150,000		
27	shall be expended for the Ala-		
28	bama Kidney Foundation.		
29	(b) Administration Services		
30	Program .....	1,100,714	1,100,714
31	(c) Continuing Education for		
32	EMT Personnel .....	1,800,000	1,800,000
33	With the above appropriation,		
34	the Department shall offer		
35	performance-based awards to		
36	regional EMS agencies for the		
37	purpose of providing continu-		
38	ing education to EMTs and		
39	strengthening the EMS infra-		
40	structure.		
41	SOURCE OF FUNDS:		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 (1) ETF .....	16,568,850		
2 Total Public Health, Depart-			
3 ment of .....	16,568,850		16,568,850

4

5 **34. Rehabilitation Services, De-**

6 **partment of:**

7 (a) Direct Client Services for

8 the Handicapped Program ... 41,208,068 121,349,405 162,557,473

9 The proposed spending plan for

10 the ETF monies included in the

11 above program is as follows:

12 Homebound .... 5,406,799

13 Hemophilia ... 1,560,958

14 Children's Re-

15 habilitation

16 Services ..... 13,428,501

17 Of the above appropriation the

18 agency will pay to each hospi-

19 tal the standard per diem paid

20 by the state Medicaid Agency

21 for services relating to

22 scoliosis and spina bifida

23 medical care.

24 Education of

25 Dependents of

26 Blind Parents 12,750

27 The above appropriation shall

28 be allocated for reimbursement

29 to every state institution of

30 higher learning, college, uni-

31 versity, community college, or

32 junior college, in which bene-

33 fits are given to dependents

34 of blind parents under the

35 provisions of Code of Alabama

36 1975, Sections 16-33-1 through

37 16-33-12.

38 Rehabilitation

39 Services ..... 12,375,143

40 Of the above appropriation,

41 \$100,000 shall be expended for



	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 Teaching Children With Dis-			
2 abilities.			
3 Early Interven-			
4 tion Program .	6,889,119		
5 Respite Related			
6 Services and			
7 Training .....	50,000		
8 Rehabilitation			
9 Projects .....	1,484,798		
10 SOURCE OF FUNDS:			
11 (1) ETF .....	41,208,068		
12 (2) Federal and Local Funds .		119,955,954	
13 (3) Impaired Drivers Trust			
14 Fund .....		1,393,451	
15 Total Rehabilitation Services,			
16 Department of .....	41,208,068	121,349,405	162,557,473

17 It is the intent of the Legis-  
 18 lature that the above appro-  
 19 priation to the Department of  
 20 Rehabilitation Services - Re-  
 21 habilitation Projects may be  
 22 used to contract with provid-  
 23 ers of cerebral palsy ser-  
 24 vices. In addition to the  
 25 above appropriation to the  
 26 Department of Rehabilitation  
 27 Services, there is hereby ap-  
 28 propriated a \$2,365,135 condi-  
 29 tional appropriation from the  
 30 Education Trust Fund to be  
 31 allocated to the following  
 32 programs: Children Rehabilita-  
 33 tion Services, \$1,139,515;  
 34 Early Intervention, \$272,372;  
 35 Homebound Program, \$445,883;  
 36 Hemophilia Program, \$36,130;  
 37 and Rehabilitation Services,  
 38 \$471,235. This appropriation  
 39 is to be conditioned upon the  
 40 availability of funds in the  
 41 Education Trust Fund, the rec-  
 42 ommendation of the Director of

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Finance and the approval of		
2	the Governor.		
3	<b>35. Sickle Cell Oversight and</b>		
4	<b>Regulatory Commission, Ala-</b>		
5	<b>bama:</b>		
6	(a) Support of Other Educa-		
7		1,646,269	1,646,269
8	tional Activities Program .		
9	Of the above appropriation to		
10	the Alabama Sickle Cell and		
11	Regulatory Commission, the sum		
12	of \$35,000 shall be used to		
13	fund travel and other expenses		
14	of the Alabama Sickle Cell		
15	Oversight and Regulatory Com-		
16	mission and \$1,611,269 shall		
17	be used to fund university and		
18	community-based Sickle Cell		
19	programs which were funded		
20	from the ETF budget in FY		
21	2000. These funds shall be		
22	distributed proportionately to		
23	the distribution made in FY		
24	2003.		
25	SOURCE OF FUNDS:		
26	(1) ETF .....	1,646,269	
27	Total Sickle Cell Oversight		
28	and Regulatory Commission,		
29	Alabama .....	1,646,269	1,646,269
30	<b>36. Space Science Exhibit Commis-</b>		
31	<b>sion, Alabama:</b>		
32	(a) Special Services Program	650,000	31,209,000
33	SOURCE OF FUNDS:		
34	(1) ETF .....	650,000	
35	(2) Federal and Local Funds .		31,209,000
36	Total Space Science Exhibit		
37	Commission, Alabama .....	650,000	31,209,000
38	<b>37. Supercomputer Authority, Ala-</b>		
	<b>bama:</b>		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 (a) Information Technology			
2 Services Program .....	6,285,248	2,633,769	8,919,017
3 The above appropriation is to			
4 be expended in accordance with			
5 Sections 41-10-390 through			
6 41-10-406, Code of Alabama			
7 1975.			
8 SOURCE OF FUNDS:			
9 (1) ETF-Transfer .....	6,285,248		
10 (2) Supercomputer Revolving			
11 Fund, Estimated .....		2,633,769	
12 Total Supercomputer Authority,			
13 Alabama .....	6,285,248	2,633,769	8,919,017

14

15 **38. Veterans' Affairs, Department**

16 **of:**

17 (a) Administration of Veter-			
18 ans' Affairs Program .....	3,211,846		3,211,846
19 (b) Student Financial Aid Pro-			
20 gram, Estimated .....	20,055,275		20,055,275
21 For reimbursement to every			
22 state institution of higher			
23 learning, college, university,			
24 community college, junior col-			
25 lege or technical college in			
26 which benefits are given to			
27 veterans, their spouses, wid-			
28 ows, or children under the			
29 provisions of Code of Alabama			
30 1975, Sections 31-6-1 through			
31 31-6-17.			

32 SOURCE OF FUNDS:

33 (1) ETF .....	23,267,121		
34 Total Veterans' Affairs, De-			
35 partment of .....	23,267,121		23,267,121

36 **39. Youth Services, Department**

37 **of:**

38 (a) Financial Assistance Pro-	8,102,228	1,090,977	9,193,205
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	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	gram (School District) ....		
2	The above appropriation shall		
3	be expended by the Youth Ser-		
4	vices Department District in a		
5	manner consistent with the		
6	funding formula cooperatively		
7	established by the Youth Ser-		
8	vices Board and the State		
9	Board of Education pursuant to		
10	the provisions of the Code of		
11	Alabama 1975, Sections 44-1-70		
12	through 44-1-77.		
13	(b) Youth Services Program ..	47,621,964	14,776,777
			62,398,741
14	SOURCE OF FUNDS:		
15	(1) ETF .....	55,724,192	
16	(2) Federal and Local Funds .		15,867,754
17	Total Youth Services, Depart-		
18	ment of .....	55,724,192	15,867,754
			71,591,946
19	<b>3C. Colleges and Universities:</b>		
20	<b>1. Alabama Agricultural and</b>		
21	<b>Mechanical University, Board</b>		
22	<b>of Trustees:</b>		
23	(a) Operations and Maintenance		
24	and Program Support .....	39,042,626	42,632,193
			81,674,819
25	Of the above appropriation,		
26	\$50,000 shall be expended for		
27	the Black Archives Museum.		
28	(b) Agricultural Research Sta-		
29	tion Fixed Costs .....	300,000	300,000
30	Pursuant to Knight v. Alabama		
31	Final Settlement Agreement.		
32	(c) Auxiliary Enterprises ...		10,500,000
			10,500,000
33	(d) Restricted Funds .....		31,207,240
			31,207,240
34	(e) Agricultural Research and		
35	Extension-State Match .....	1,501,585	1,501,585
36	(f) Extension Service-Urban		
37	Affairs and Non-Traditional		
38	Programs .....	3,919,987	3,919,987

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 Pursuant to Knight v. Alabama			
2 Final Settlement Agreement.			
3 SOURCE OF FUNDS:			
4 (1) ETF .....	44,764,198		
5 (2) Federal and Other Funds .		84,339,433	
6 Total Alabama Agricultural and			
7 Mechanical University, Board			
8 of Trustees .....	44,764,198	84,339,433	129,103,631
9 <b>2. Alabama A and M University,</b>			
10 <b>Board of Trustees-Miles Col-</b>			
11 <b>lege Consortium:</b>			
12 (a) Alabama A and M Univer-			
13 sity-Miles College Consor-			
14 tium .....	453,252		453,252
15 SOURCE OF FUNDS:			
16 (1) ETF .....	453,252		
17 Total Alabama A and M Univer-			
18 sity, Board of Trustees-Miles			
19 College Consortium .....	453,252		453,252
20 <b>3. Alabama State University,</b>			
21 <b>Board of Trustees:</b>			
22 (a) Operations and Maintenance			
23 and Program Support .....	47,600,726	34,694,156	82,294,882
24 The above appropriation for			
25 Operations and Maintenance			
26 includes \$479,323 for Health			
27 Information Management,			
28 \$520,980 for Occupational			
29 Therapy, \$1,630,747 for Physi-			
30 cal Therapy Programs,			
31 \$1,657,477 for Title VI Pro-			
32 gram Enhancement, and \$184,906			
33 for Desegregation Planning			
34 pursuant to the Knight vs Ala-			
35 bama Final Settlement Agree-			
36 ment. Of the above appropri-			
37 ation, \$1,150,000 shall be ex-			
38 pended for Cooperative Efforts			
39 to Enhance Community Educa-			

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	tional Institutions; \$500,000		
2	shall be expended for the Mi-		
3	nority Technology Network and		
4	Center for Public Policy; and		
5	\$200,000 shall be expended for		
6	dormitory renovations.		
7		12,135,266	12,135,266
8		30,080,052	30,080,052
9	SOURCE OF FUNDS:		
10	(1) ETF .....	47,600,726	
11	(2) Federal and Other Funds .	76,909,474	
12	Total Alabama State Univer-		
13	sity, Board of Trustees .....	47,600,726	76,909,474
			124,510,200
14	<b>4. Alabama, University of,</b>		
15	<b>Board of Trustees:</b>		
16	(a) Operations and Maintenance		
17	and Program Support for the		
18	University of Alabama at		
19	Tuscaloosa .....	175,866,813	227,270,211
20	The President of the Univer-		
21	sity of Alabama shall imple-		
22	ment a Workforce Development		
23	plan utilizing the existing		
24	Minority Technology Network.		
25	Of the above appropriation to		
26	the University of Alabama at		
27	Tuscaloosa, \$200,000 shall be		
28	expended for the Special Out-		
29	reach Program; and \$250,000		
30	shall be expended for the Ala-		
31	bama Center for Civic Life		
32	(the David Matthews Center).		
33	(b) Operations and Maintenance		
34	and Program Support for the		
35	University of Alabama at		
36	Birmingham .....	310,812,677	1,276,598,718
37	Of the above appropriation,		
38	\$500,000 shall be expended for		
39	the Minority Business Train-		
40	ing-Economic Development Pro-		
41	gram; \$150,000 shall be ex-		
42	pended for the Gregory Fleming		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 James Cystic Fibrosis Program; 2 \$175,000 shall be expended for 3 the High School Athletic 4 Training Program.			
5 (c) Operations and Maintenance 6 and Program Support for the 7 University of Alabama in 8 Huntsville .....	51,529,718	49,817,936	101,347,654
9 (d) Special Mental Health and 10 Chauncey Sparks Center for 11 Developmental and Learning 12 Disorders, University of 13 Alabama at Birmingham .....	4,298,696		4,298,696
14			
15 (e) School of Optometry 16 Fund-Transfer to University 17 of Alabama at Birmingham 18 School of Optometry .....		70,000	70,000
19 (f) Auxiliary Enterprises ...		149,796,493	149,796,493
20 (g) Restricted Funds .....		492,155,000	492,155,000
21 (h) University of Alabama at 22 Birmingham Cancer Center ..	5,000,000		5,000,000
23 SOURCE OF FUNDS:			
24 (1) ETF .....	547,507,904		
25 (2) Federal and Other Funds .		2,195,708,358	
26 Total Alabama, University of, 27 Board of Trustees .....	547,507,904	2,195,708,358	2,743,216,262
28 <b>5. Auburn University, Board of</b> 29 <b>Trustees:</b>			
30 (a) Operations and Maintenance 31 and Program Support, Auburn 32 University .....	191,761,222	286,501,668	478,262,890
33 Of the above appropriation, 34 \$900,000 shall be expended for 35 the School of Pharmacy for 36 biotechnical drug development 37 and enhancing pharmaceutical 38 science research leading to 39 new drugs, which is complimen- 40 tary to other biomedical re-			

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 search underway in Alabama;			
2 \$75,000 shall be expended for			
3 the Jules Collins Smith Art			
4 Museum; \$135,000 shall be ex-			
5 pended to provide economic			
6 research services to the State			
7 of Alabama, Department of Fi-			
8 nance; and \$50,000 shall be			
9 expended for the Ralph Brown			
10 Draughon Library.			
11 (b) Auxiliary Enterprises ...		93,807,160	93,807,160
12 (c) Restricted Funds .....		145,247,819	145,247,819
13 (d) Operations and Maintenance			
14 and Program Support, Alabama			
15 Agricultural Experiment Sta-			
16 tion .....	35,695,461	5,466,860	41,162,321
17 Of the above appropriation,			
18 \$180,000 shall be expended for			
19 fire ant eradication/research			
20 at the Department of Entomol-			
21 ogy. Of the above appropria-			
22 tion, \$50,000 shall be ex-			
23 pended for poultry research.			
24 (e) Operations and Maintenance			
25 and Program Support, Alabama			
26 Cooperative Extension System			
27 .....	38,348,072		38,348,072
28 (f) Operations and Maintenance			
29 and Program Support, Auburn			
30 University at Montgomery .	27,899,629	23,981,067	51,880,696
31 Of the above appropriation to			
32 Auburn University at Montgom-			
33 ery, \$327,500 shall be ex-			
34 pended for the Statewide Eco-			
35 nomic Resources Initiative			
36 Education Support			
37 (S.E.R.I.E.S.) Program to pro-			
38 vide a statewide economic im-			
39 pact education support system			
40 dedicated to providing techno-			
41 logical capabilities to gov-			
42 ernment agencies; \$135,000			
43 shall be expended for the fur-			
44 ther implementation of SMART			
45 Governing; \$135,000 shall be			



	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	expended for the GAAT/CPM Pro-		
2	gram; and \$200,000 shall be		
3	expended for the Judicial Col-		
4	lege.		
5	SOURCE OF FUNDS:		
6	(1) ETF .....	293,704,384	
7	(2) Federal and Other Funds .	555,004,574	
8	Total Auburn University, Board		
9	of Trustees .....	293,704,384	848,708,958
10	<b>6. Education, State Board of -</b>		
11	<b>Athens State University:</b>		
12	(a) Operations and Maintenance		
13	and Program Support .....	13,807,242	24,493,742
14			
15	(b) Auxiliary Enterprises ...	87,000	87,000
16	(c) Restricted Funds .....	16,650,000	16,650,000
17	SOURCE OF FUNDS:		
18	(1) ETF .....	13,807,242	
19	(2) Federal and Other Funds .	27,423,500	
20	Total Education, State Board		
21	of - Athens State University	13,807,242	41,230,742
22	<b>7. Jacksonville State Univer-</b>		
23	<b>sity, Board of Trustees:</b>		
24	(a) Operations and Maintenance		
25	and Program Support .....	44,339,200	88,307,290
26	Of the above appropriation,		
27	\$1,500,000 shall be expended		
28	by the Alabama Small Business		
29	Institute of Commerce;		
30	\$250,000 shall be expended for		
31	the Wellness Initiative; and		
32	\$250,000 shall be expended for		
33	the Little River Canyon Field		
34	School.		
35	(b) Auxiliary Enterprises ...	6,024,142	6,024,142
36	(c) Restricted Funds .....	20,904,413	20,904,413

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	SOURCE OF FUNDS:		
2	(1) ETF .....	44,339,200	
3	(2) Federal and Other Funds .	70,896,645	
4	Total Jacksonville State Uni-		
5	versity, Board of Trustees ..	44,339,200	70,896,645
			115,235,845
6	<b>8. Montevallo, University of,</b>		
7	<b>Board of Trustees:</b>		
8	(a) Operations and Maintenance		
9	and Program Support .....	21,787,526	16,555,973
10	(b) Auxiliary Enterprises ...		4,663,541
11	(c) Restricted Funds .....		8,630,588
12	SOURCE OF FUNDS:		
13	(1) ETF .....	21,787,526	
14	(2) Federal and Other Funds .	29,850,102	
15	Total Montevallo, University		
16	of, Board of Trustees .....	21,787,526	29,850,102
			51,637,628
17	<b>9. North Alabama, University</b>		
18	<b>of, Board of Trustees:</b>		
19	(a) Operations and Maintenance		
20	and Program Support .....	30,741,447	31,092,921
21	(b) Auxiliary Enterprises ...		7,594,179
22	(c) Restricted Funds .....		6,672,410
23	SOURCE OF FUNDS:		
24	(1) ETF .....	30,741,447	
25	(2) Federal and Other Funds .	45,359,510	
26	Total North Alabama, Univer-		
27	sity of, Board of Trustees ..	30,741,447	45,359,510
			76,100,957
28	<b>10. South Alabama, University of,</b>		
29	<b>Board of Trustees:</b>		
30	(a) Operations and Maintenance		
31	and Program Support .....	121,854,973	368,257,907
32	(b) Auxiliary Enterprises ...		17,890,115

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 (c) Restricted Funds .....		44,887,500	44,887,500
2 SOURCE OF FUNDS:			
3 (1) ETF .....	121,854,973		
4 (2) Federal and Other Funds .		431,035,522	
5 Total South Alabama, Univer-			
6 sity of, Board of Trustees ..	121,854,973	431,035,522	552,890,495
7 <b>11. Troy University, Board of</b>			
8 <b>Trustees:</b>			
9 (a) Operations and Maintenance			
10 and Program Support .....	55,095,408	145,208,570	200,303,978
11 Of the above appropriation,			
12 \$50,000 shall be expended for			
13 the Interpreter's Program;			
14 \$50,000 shall be expended for			
15 the Center for International			
16 Business and Economic Develop-			
17 ment; and \$50,000 shall be			
18 expended as an additional al-			
19 location for the Phenix City			
20 Campus.			
21 (b) Auxiliary Enterprises ...		11,359,559	11,359,559
22 (c) Restricted Funds .....		17,343,374	17,343,374
23 SOURCE OF FUNDS:			
24 (1) ETF .....	55,095,408		
25 (2) Federal and Other Funds .		173,911,503	
26 Total Troy University, Board			
27 of Trustees .....	55,095,408	173,911,503	229,006,911
28 <b>12. West Alabama, University of,</b>			
29 <b>Board of Trustees:</b>			
30 (a) Operations and Maintenance			
31 and Program Support .....	15,201,477	8,795,358	23,996,835
32 Of the above appropriation,			
33 \$645,000 shall be expended for			
34 the Alabama Medical Education			
35 Consortium; \$250,000 shall be			
36 expended for the Economic and			
37 Small Business Development			

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Program; \$125,000 for the Re-		
2	gional Wellness and Fitness		
3	Center; \$45,000 shall be ex-		
4	pended for the National Young		
5	Farmers Education Association;		
6	and \$225,000 shall be expended		
7	for the Black Belt Treasures		
8	Initiative.		
9	(b) Auxiliary Enterprises ...	3,337,416	3,337,416
10	(c) Restricted Funds .....	658,777	658,777
11	SOURCE OF FUNDS:		
12	(1) ETF .....	15,201,477	
13	(2) Federal and Local Funds .	12,791,551	
14	Total West Alabama, University		
15	of, Board of Trustees .....	15,201,477	12,791,551
			27,993,028
16	<b>3D. Other:</b>		
17	<b>1. Deaf and Blind, Alabama In-</b>		
18	<b>stitute for, Board of Trust-</b>		
19	<b>ees:</b>		
20	(a) Adult Programs .....	11,466,158	5,955,910
21	(b) Children and Youth Pro-		
22	grams .....	30,858,992	4,502,082
23	(c) Industries for the Blind	9,295,480	21,901,031
24	SOURCE OF FUNDS:		
25	(1) ETF .....	51,620,630	
26	(2) Federal and Other Funds .		32,359,023
27	Total Deaf and Blind, Alabama		
28	Institute for, Board of Trust-		
29	ees .....	51,620,630	32,359,023
			83,979,653
30	<b>2. Knight v. Alabama - Finan-</b>		
31	<b>cial Obligations:</b>		
32	(a) Support of State Universi-		
33	ties Program, Estimated ...	9,743,354	9,743,354
34	Pursuant to the Settlement		
35	Agreement and Final Order in		
36	the Knight v. Alabama case		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	CV-83-M-1676, the appropria-		
2	tion above includes the fol-		
3	lowing:		
4	Alabama State		
5	Univer-		
6	sity-Trust for		
7	Educational Ex-		
8	cellence .....	1,000,000	
9	Alabama State		
10	Univer-		
11	sity-Trust for		
12	Educational Ex-		
13	cellence Match-		
14	ing Funds of up		
15	to .....	1,000,000	
16	To provide up to \$1,000,000 to		
17	the extent same has been		
18	matched by gifts, grants, and		
19	contributions to the Trust.		
20	Alabama A & M		
21	Univer-		
22	sity-Trust for		
23	Educational Ex-		
24	cellence .....	1,000,000	
25	Alabama A & M		
26	Univer-		
27	sity-Trust for		
28	Educational Ex-		
29	cellence Match-		
30	ing Funds of up		
31	to .....	1,000,000	
32	To provide up to \$1,000,000 to		
33	the extent same has been		
34	matched by gifts, grants, and		
35	contributions to the Trust.		
36	Alabama State		
37	University-for		
38	Scholarships to		
39	Diversify Funds		
40	of up to .....	1,000,000	
41	To provide up to \$1,000,000		
42	pursuant to the requirements		
43	of the Settlement Agreement		
44	and Final Order. Any funds		
45	remaining after the payment of		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	the scholarships shall be		
2	transferred to the Alabama		
3	Commission on Higher Educa-		
4	tion-Alabama Student Assis-		
5	tance Program fund and shall		
6	not revert to the ETF at the		
7	end of the fiscal year.		
8	Alabama A & M		
9	University-for		
10	Scholarships to		
11	Diversify Funds		
12	of up to .....	1,000,000	
13	To provide up to \$1,000,000		
14	pursuant to the requirements		
15	of the Settlement Agreement		
16	and Final Order. Any funds		
17	remaining after the payment of		
18	the scholarships shall be		
19	transferred to the Alabama		
20	Commission on Higher Educa-		
21	tion-Alabama Student Assis-		
22	tance Program fund and shall		
23	not revert to the ETF at the		
24	end of the fiscal year.		
25	EdD Educational		
26	Leadership,		
27	Policy & Law	2,307,502	
28	Based on funding formula cal-		
29	culations provided by the Ala-		
30	bama Commission on Higher Edu-		
31	cation. This appropriation is		
32	the seventh year of eight		
33	years of funding for this pro-		
34	gram.		
35	PhD in Microbi-		
36	ology	1,435,852	
37	Based on funding formula cal-		
38	culations provided by the Ala-		
39	bama Commission on Higher Edu-		
40	cation. This appropriation is		
41	the third year of eight years		
42	of funding for this program.		
43	SOURCE OF FUNDS:		
44	(1) ETF .....	9,743,354	

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 Total Knight v. Alabama - Fi-			
2 nancial Obligations .....	9,743,354		9,743,354
3 To be allocated and expended			
4 in accordance with the Final			
5 Order and Settlement Agreement			
6 in Knight v. Alabama, Civil			
7 Action CV 83-M-1676, 900 F			
8 Supp 272.			

9 Section 4. The following appropriations from the Ed-  
10 ucation Trust Fund for FY 2009 are hereby appropriated to the  
11 following entities as first priority conditional appropria-  
12 tions. These appropriations are conditioned upon the avail-  
13 ability of funds in the Education Trust Fund, the recommenda-  
14 tion of the Director of Finance and the approval of the Gover-  
15 nor. The Governor may release any portion or all of the fol-  
16 lowing first priority conditionals, however, the entire  
17 amounts of the first priority conditionals must be released  
18 before any other conditional appropriation from the Education  
19 Trust Fund for FY 2009 may be released.

- 20 a. Alabama Institute for Deaf and Blind
- 21 1. Adult Program \$222,124
  - 22 2. Children and Youth Programs \$597,803
  - 23 3. Industries for the Blind \$180,073

1	b.	Department of Archives and History	\$1,000,000
2	c.	Department of Rehabilitation Services	
		Children's Rehabilitation Services Pro-	
3	1.	gram	\$338,586
4	2.	Early Intervention Program	\$173,702
5	3.	Homebound Program	\$136,327
6	4.	Hemophilia Program	\$39,358
7	5.	Rehabilitation Services Program	\$312,027
		Two-year College System-Community Edu-	
8	d.	cational (C.I.T.Y.) Programs	\$1,000,000
		Alabama Industrial Development Training	
9	e.	Institute-Workforce Development	\$3,000,000
		State Board of Education-Local Boards	
10	f.	Transportation Program	\$4,000,000
11	g.	Senior Institutions of Higher Education	
12		Alabama A&M University	\$357,552
13		Alabama State University	\$348,112
14		University of Alabama-Tuscaloosa	\$1,433,661
15		University of Alabama at Birmingham	\$2,566,684



1	University of Alabama in Huntsville	\$427,112
2	Auburn University	\$1,576,221
3	Agricultural Experiment Station	\$292,717
4	Cooperative Extension Service	\$316,196
5	Auburn University Montgomery	\$224,391
6	Athens State University	\$113,614
7	Jacksonville State University	\$349,899
8	University of Montevallo	\$179,346
9	University of North Alabama	\$253,976
10	University of South Alabama	\$1,008,355
11	Troy University	\$438,846
12	University of West Alabama	\$113,318
13	h. K-12 Foundation Program-Textbooks	\$13,014,907

14                   Section 5. In addition to all other appropriations,  
 15 there is hereby appropriated \$8,940,252 from the Education  
 16 Trust Fund representing the remaining 50% of the interest in-  
 17 come accumulated at the rate of 6% from FY 1992 through FY  
 18 2002 for the K-12 school systems that did not receive alloca-

1 tions of interest from their Sixteenth Section Land Grants  
 2 held in trust by the State of Alabama, to be conditioned upon  
 3 the availability of funds, the recommendation of the Finance  
 4 Director, and approval of the Governor. This conditional ap-  
 5 propriation is pursuant to the Class Settlement Agreement  
 6 signed by the Covington County Circuit Court on December 9,  
 7 2004.

Distribution of

	School System Name	Interest
9	Autauga County	\$2,152
10	Baldwin County	55,478
11	Barbour County	341
12	Bibb County	13,475
13	Blount County	5,573
14	Calhoun County	567,608
15	Piedmont City	120
16	Cherokee County	35,893
17	Chilton County	19,172
18	Choctaw County	254,676

1	Clarke County	265,845
2	Thomasville City	17,620
3	Clay County	273
4	Cleburne County	1,819
5	Coffee County	15,199
6	Elba City	303
7	Enterprise City	271
8	Colbert County	862,096
9	Muscle Shoals City	58,834
10	Sheffield City	10,699
11	Tuscumbia City	56,553
12	Conecuh County	46
13	Coosa County	7,812
14	Covington County	1,335,886
15	Andalusia City	188,267
16	Opp City	161,250
17	Cullman County	95,546
18	Dale County	1,177

1	Daleville City	892
2	Dallas County	2,471
3	Selma City	1,266
4	DeKalb County	16,101
5	Fort Payne City	1,420
6	Elmore County	19,248
7	Tallassee City	1,156
8	Escambia County	249,835
9	Brewton City	20,523
10	Etowah County	107
11	Gadsden City	29
12	Fayette County	29,036
13	Franklin County	622,371
14	Russellville City	130,179
15	Geneva County	510,370
16	Geneva City	41,626
17	Greene County	258,426
18	Hale County	19,343

1	Henry County	32,646
2	Houston County	107,277
3	Dothan City	649
4	Jackson County	123,983
5	Scottsboro City	2,034
6	Jefferson County	1,320,529
7	Birmingham City	297
8	Lamar County	1,621
9	Lauderdale County	271,761
10	Florence City	18,953
11	Lawrence County	5,169
12	Limestone County	285
13	Athens City	6,630
14	Lowndes County	1,210
15	Macon County	13,766
16	Madison County	61
17	Huntsville City	522
18	Madison City	108

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

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

16                   Section 6. In addition to all other appropriations,  
 17 there is hereby appropriated the following amounts to be con-

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

3	Entity	Appropriation
	Department of Education-for Heart	
4	a. Defibrillators	\$1,000,000
	Department of Education-Teacher Re-	
5	b. cruitment Incentives	\$2,725,000
	Department of Education-On line	
6	c. Professional Development	\$800,000
	Department of Education-High Hopes	
7	d. for other targeted grades	\$4,331,935
	Department of Education-Gifted Edu-	
8	e. cation	\$2,337,400
	Department of Education-Career Tech	
9	f. Initiative	\$2,500,000
	Department of Education-Children's	
10	g. Hospital	\$20,000
	Department of Education-PACERS Pro-	
11	h. gram	\$250,000
	Department of Education-School Bus	
12	i. Seat Belts Pilot	\$329,220
13	j. Department of Education-Principal	\$650,000



		Preparation Redesign	
		Department of Education-Principal	
14	k.	Leadership Program	\$750,000
		Department of Education-Training	
15	l.	for Interpreters for Deaf	\$250,000
		Department of Education-21st Cen-	
		tury After School/Extended Day Pro-	
16	m.	grams	\$1,000,000
		K-12 Foundation Pro-	
17	n.	gram-Transportation	\$8,000,000
		K-12 Foundation Program-Student Ma-	
18	o.	terials and Supplies	\$6,066,409
19	p.	K-12 Foundation Program-Technology	\$4,853,120
		K-12 Foundation Program-Library En-	
20	q.	hancement	\$1,213,294
		K-12 Foundation Pro-	
21	r.	gram-Professional Development	\$2,669,232
		K-12 Foundation Program-Common Pur-	
22	s.	chase Fund	\$3,639,831
		Two-year College System-Prison Edu-	
23	t.	cation (For Therapeutic Education)	\$5,300,000
		Two-year College System-Adult Basic	
24	u.	Education	\$4,000,000

1	v.	Educational Television Commission	\$2,000,000
		Higher Education, Commission	
2	w.	on-Agricultural Land Grant Alliance	\$6,400,000
		Department of Public Health-for	
		Continuing Education for EMT Per-	
3	x.	sonnel	\$500,000
		With the above appropriation, the	
		Department of Public Health shall	
		offer performance-based awards to	
		regional EMS agencies for the pur-	
		pose of providing continuing educa-	
		tion to EMT's and strengthening the	
4		EMS infrastructure.	
5	y.	Alabama A&M University	\$715,105
6	z.	Alabama State University	\$696,225
7	aa.	University of Alabama-Tuscaloosa	\$2,867,320
8	bb.	University of Alabama at Birmingham	\$5,133,369
9	cc.	University of Alabama in Huntsville	\$854,223
10	dd.	Auburn University	\$3,152,441
		Agricultural Experiment Station -	
11	ee.	Auburn	\$585,435
		Cooperative Extension Service - Au-	
12	ff.	burn	\$632,392

1	gg.	Auburn University Montgomery	\$448,783
2	hh.	Athens State University	\$227,229
3	ii.	Jacksonville State University	\$699,797
4	jj.	University of Montevallo	\$358,692
5	kk.	University of North Alabama	\$507,952
6	ll.	University of South Alabama	\$2,016,710
7	mm.	Troy University	\$1,680,577
8	nn.	University of West Alabama	\$226,636
		Department of Mental Health and	
9	oo.	Mental Retardation	\$3,800,000

10                   Section 7. It is the intent that each public  
 11 four-year and two-year higher education institution make its  
 12 best effort to use the equivalent of ten percent of its  
 13 federal work study allocations for the purpose of tutoring and  
 14 mentoring students in grades K-12 to better prepare them for  
 15 graduation, college entry and retention. Institutions shall  
 16 work with their respective governing boards to develop and  
 17 implement this effort.

18                   Section 8. The appropriations made herein to an  
 19 agency or entity are for the valid purposes and/or operation  
 20 and maintenance of that agency or entity. There shall be no  
 21 pass-through appropriation by that agency or entity at the

1 direction of any member of the legislative, executive or  
2 judicial branch of government. The director of any agency or  
3 entity that is directed by a member of the legislative,  
4 executive or judicial branch of government to pass-through an  
5 appropriation to another state or non-state entity shall  
6 report such directive to the Chairs of the House Education  
7 Appropriations Committee and the Senate Finance and  
8 Taxation-Education Committee. Nothing in this section is  
9 intended to prohibit a legislator or any other person from  
10 asking for or asking about the status of a project that falls  
11 within the legal purpose or function of that agency.

12 Section 9. In addition to the appropriations herein  
13 made, all gifts, grants, contributions, insurance proceeds or  
14 entitlements, in excess of the amount carried in this act,  
15 including grants by the Congress of the United States,  
16 municipalities or counties, to any department, division,  
17 board, bureau, commission, agency, institution, office or  
18 officer of the State of Alabama are hereby appropriated and,  
19 in the event the same are recurring, are reappropriated to  
20 such department, division, board, bureau, commission, agency,  
21 institution, office or officer to be used only for the purpose  
22 or purposes for which the grant or contribution was or shall  
23 be made. Further, all state, county, municipal and educational  
24 entities are authorized to disburse such sums as deemed  
25 necessary by mutual agreement between said entities and the

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

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

17 Section 11. Nothing in this act shall be construed  
18 to affect or repeal any law authorizing or permitting any  
19 college, school or other education or eleemosynary institution  
20 of the State to receive, collect or disburse any fees,  
21 tuitions, charges, sales, endowments, trusts or income  
22 therefrom, which are now or may hereafter be authorized to  
23 receive, collect or disburse. The receiving college, school or  
24 institution shall further maintain separate accounts for such  
25 receipts or shall maintain a system of accounting which will

1 show a cash flow of such receipts received under the provision  
2 of this appropriation.

3 Section 12. The appropriations made herein to the  
4 departments, boards, offices, commissions, and agencies  
5 include the amount necessary and said departments, boards,  
6 offices, commissions, and agencies are hereby directed to make  
7 the transfer of funds to the State Personnel Department in the  
8 amounts enumerated in the general appropriations act for the  
9 fiscal year ending September 30, 2009. All agencies and  
10 institutions enumerated in this act that receive services from  
11 other governmental agencies enumerated in this act or the  
12 general appropriations act shall make full payment in a timely  
13 manner (as determined by the Department of Finance) for such  
14 services.

15 Section 13. All encumbered balances of a previous  
16 fiscal year appropriation other than the exclusions authorized  
17 by the Code of Alabama 1975, Section 41-4-93, shall lapse no  
18 later than September 30 of the fiscal year immediately  
19 following the fiscal year for which the appropriation was made  
20 and shall revert to the credit of the Education Trust Fund or  
21 earmarked fund from which the appropriation or appropriations  
22 were made.

23 Section 14. Upon certification to the Director of  
24 Finance by the State Attorney General that a federal court has  
25 ordered the State of Alabama to pay claims, attorney fees, or

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

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

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



1 regular session of the Legislature on the impact of this  
2 section on the local Child Nutrition Programs.

3 Section 16. For FY 2009, local boards of education  
4 may exercise flexibility among line item expenditures, with  
5 the exception of the \$400 per unit earned in the Foundation  
6 Program for classroom materials and supplies, not to exceed  
7 20% in any line item and not to create a reduction of earned  
8 teacher units and/or local board of education support  
9 personnel.

10 Section 17. No funds provided herein for the public  
11 schools shall be used for the payment of any salaries of  
12 personnel which are not under the direct control, employment,  
13 and supervision of local boards of education; provided,  
14 however, that this section shall not apply to the  
15 construction, renovation, or major repair of buildings or  
16 other capital improvements which are beyond the capacity of  
17 regular employees to perform.

18 Section 18. There is hereby appropriated an amount  
19 up to \$2,988,874 from the Education Trust Fund for the 3.5%  
20 state employee pay raise effective on October 1, 2008 that was  
21 authorized in Act 2007-297. This appropriation is in addition  
22 to other appropriations made in this act from the Education  
23 Trust Fund for FY 2009 and shall be distributed by the  
24 Director of Finance to those agencies based on the salaries  
25 subject to the 3.5% increase effective October 1, 2008.

1           Section 19. Any amounts that may become due and  
2 payable of Public School and College Authority Swaptions are  
3 hereby authorized to be paid in the same manner as other debt  
4 service on Public School and College Authority bonds.

5           Section 20. Notwithstanding any other provisions of  
6 this act or any other act, any amount from appropriations for  
7 the fiscal year ending September 30, 2008 from the Education  
8 Trust Fund to the various entities in this act which were  
9 unexpended and reverted on September 30, 2008 are hereby  
10 reappropriated to the respective entities for the fiscal year  
11 beginning October 1, 2008.

12           Section 21. If any section, paragraph, sentence,  
13 clause, provision or portion of this act or all or any portion  
14 of the appropriations herein made is held unconstitutional or  
15 invalid, it shall not affect any other section, paragraph,  
16 sentence, clause, provision or portion of this act or any  
17 other appropriation or appropriations or portion thereof  
18 hereby made not in and of itself unconstitutional or invalid.

19           Section 22. All laws or parts of laws, general,  
20 special, private or local in conflict with or inconsistent  
21 with the provisions of this act are hereby expressly repealed.

22           Section 23. This act shall become effective on  
23 October 1, 2008.

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President and Presiding Officer of the Senate

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Speaker of the House of Representatives

SB51  
Senate 29-MAY-08  
I hereby certify that the within Act originated in and passed  
the Senate, as amended.

McDowell Lee  
Secretary

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House of Representatives  
Passed: 31-MAY-08

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By: Senator Sanders