HB294

135837-1

By Representative Love

RFD: Ways and Means Education

First Read: 14-FEB-12
SYNOPSIS: This bill makes appropriations for the support, maintenance and development of public education in Alabama, for debt service, and for capital outlay for the fiscal year ending September 30, 2013.

A BILL
TO BE ENTITLED
AN ACT

To make appropriations for the support, maintenance and development of public education in Alabama, for debt service, and for capital outlay for the fiscal year ending September 30, 2013.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. There is hereby appropriated for the support of public education in Alabama for the fiscal year ending September 30, 2013, for debt service, and for capital outlay to be paid out of funds specified in subsection (a) of Section 2 of this act, the amounts specified in subsections
(a), (b), (c), (d), and (e) of Section 3 and Sections 4, 5, 11, 14 and 17 of this act. For the purpose specified in subsection (b) of Section 2 of this act, amounts are shown by programmatic area and the total for all programs is shown so as to include estimated sources of funds other than those listed in subsection (a) of Section 2 of this act. For the purpose of this act, "ETF" shall mean the Education Trust Fund and "Federal and Local Funds" shall mean all gifts, grants, contributions, or entitlements, including grants by the Congress of the United States, municipalities or counties.

Section 2. (a) The appropriations provided for in this act shall be paid from funds in the State Treasury to the credit of the Education Trust Fund, Alabama Peace Officers' Standards and Training Fund, Impaired Drivers Trust Fund, Driver Education and Training Fund, Special Education Catastrophic Fund, and Public School Fund and are hereby made for the support of public education in Alabama for the fiscal year ending September 30, 2013, and the appropriations herein made shall be subject to the provisions, terms, conditions and limitations of the Budget and Financial Control Act (Code of Alabama 1975, Sections 41-4-80 et seq.), the provisions of the Budget Management Act of 1976 (Code of Alabama 1975, Sections 41-19-1 et seq.), and shall be in the amounts hereinafter specified.

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

Section 3.

<table>
<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
</table>

3A. Legislative Branch:

1. Examiner of Public Accounts:

   (a) Audit Services Program .. 6,116,034

   SOURCE OF FUNDS:

   (1) ETF ...................... 6,116,034

   Total Examiner of Public Ac-
   counts ....................... 6,116,034 6,116,034

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. State enti-
ties are hereby authorized to reimburse the Examiner of Pub-
lic Accounts the full cost for auditing funds from the American Recovery and Reinvestment Act of 2009 and such funds are hereby appropriated to the Examiners of Public Accounts.

2. Law Institute, Alabama:
   (a) Support of Other Educational Activities Program ........................................ 241,300

   SOURCE OF FUNDS:
   (1) ETF ........................................ 241,300

   Total Law Institute, Alabama ................................................................. 241,300

3. Legislative Fiscal Office:
   (a) Legislative Operations and Support Program .................. 306,763

   SOURCE OF FUNDS:
   (1) ETF ........................................ 306,763

   Total Legislative Fiscal Office ................................................................. 306,763

4. Legislative Reference Service:
   (a) Legislative Operations and Support Program .................. 88,391

   SOURCE OF FUNDS:
   (1) ETF ........................................ 88,391

   Total Legislative Reference Service ......................................................... 88,391

   This appropriation to the Legislative Reference Service shall be expended for the revision of Title 16 of the Code of Alabama 1975.

3B. Executive Branch:

1. American Legion and Auxiliary Scholarships:
   (a) Financial Assistance Program, Estimated ............ 112,500
1. SOURCE OF FUNDS:

(1) ETF .......................... 112,500

Total American Legion and Auxiliary Scholarships .......... 112,500 112,500

To be expended under the provisions of the Code of Alabama 1975, Sections 16-31-1 through 16-31-4.

2. Archives and History, Department of:

(a) Historical Resources Management Program ............ 3,538,705 3,538,705

SOURCE OF FUNDS:

(1) ETF .......................... 3,538,705

Total Archives and History, Department of .................. 3,538,705 3,538,705

The above appropriation shall be expended to support the educational functions of the Department of Archives and History.

3. Arts, State Council on the:

(a) Fine Arts Program ........ 3,214,496 687,000 3,901,496

SOURCE OF FUNDS:

(1) ETF .......................... 3,214,496

(2) Federal and Local Funds .......................... 687,000

Total Arts, State Council on the .......................... 3,214,496 687,000 3,901,496

4. Building Commission, State:

(a) Special Services Program 640,982 640,982

SOURCE OF FUNDS:

(1) ETF-Transfer .................. 640,982

Total Building Commission, State .......................... 640,982 640,982

5. Children's Affairs, Depart-
Education Trust Fund | Earmarked Funds | Appropriation Total
---|---|---
(a) Social Services Program | 19,358,140 | 19,358,140

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

Office of School Readiness .......... 17,825,502
Operations and Maintenance .. 162,096
Home Instruction For Parents of Preschool Youngsters (HIPPY) 1,370,542

SOURCE OF FUNDS:

(1) ETF .......................... 19,358,140

Total Children's Affairs, Department of .......................... 19,358,140

6. Debt Service:

(a) General Obligation Bonds, Series 2010-A, or subsequent refunding issue, Estimated 3,918,917 3,918,917
(b) General Obligation Bonds, Series 2005-A, Estimated .. 5,995,267 5,995,267
(c) Payments on Endowments .. 81,880 81,880

Payments on endowments shall be as follows:

For interest on Auburn University Endowment ...20,280
For interest on University of Alabama Endowment ...61,000
For interest on Grove Hill Endowment ...600
(d) Interest on Public School Fund Endowment ............ 532,864 532,864
Interest on Public School Fund Endowment shall be as follows:
Interest on 16th Section Lands, Estimated ...410,000
## Interest on School Indemnity Lands, Estimated \( 90,000 \)

## Interest on Valueless 16th Section Land \( 5,825 \)

## Interest on Surplus Revenue \( 26,764 \)

## Interest on James Wallace Fund \( 275 \)

(e) General Obligation Bonds, Series 2010-B, Estimated \( 899,087 \)

### SOURCE OF FUNDS:

1. ETF, Estimated \( 10,895,151 \)
2. ETF-Transfer \( 532,864 \)

### Total Debt Service \( 11,428,015 \)

### 7. Dental Scholarship Awards, Board of:

(a) Support of Other Educational Activities Program \( 191,166 \)

To be expended under the provisions of Code of Alabama 1975, Sections 16-47-76 through 16-47-81.

### SOURCE OF FUNDS:

1. ETF \( 191,166 \)

### Total Dental Scholarship Awards, Board of \( 191,166 \)

### 8. Education, State Board of - Local Boards of Education:

(a) Foundation Program \( 2,976,914,255 \)

(b) Transportation Program \( 295,889,866 \)

The rate per day for two personal days and five sick days for transportation personnel shall be \( 40 \).

(c) At-Risk Student Program \( 21,267,734 \)
Each district shall receive 
its pro rata share for each 
student who is defined as be-
ing at-risk of dropping out of 
school or is performing at an 
academic level below current 
grade placement. At-risk stu-
dents shall be defined as 
those students who score at 
level 1 or level 2 (not profi-
cient/partially proficient) in 
reading or mathematics on the 
current state assessments. 
Further, local school faculty 
and the school principal shall 
make specific recommendations 
for students at the school to 
be included as participants in 
the at-risk program. At-risk 
funds may be expended for stu-
dent programs to improve the 
efficiency and utilization of 
technology-based educational 
resources in the classroom. As 
a part of the above appropria-
tion for the At-Risk Student 
Program, there is hereby ap-
propriated $750,000 for the 
Alabama Student Information 
Management System (ASIMS). 
ASIMS will allow the continued 
support and maintenance of the 
Information Management System 
which permits each Local Edu-
cation Agency and the State 
Department of Education to 
comply with all state and fed-
eral accountability standards 
and reporting obligations.

(d) Endowment Interest Pro-
gram—Public School Fund,
Estimated .................. 532,864 532,864

(e) Public School Fund, Esti-
whated ...................... 175,000,000 175,000,000

Notwithstanding Section 
16-13-234 Code of Alabama, 
1975, the local boards of edu-
cation shall have flexibility 
to spend Public School Funds 
appropriated in this Act, af-
ter the payment of pledged
debt service or obligated cap-
ital projects, for other oper-
ating expenses.

(f) Board of Adjustment ..... 583,547 583,547
(g) School Nurses Program ... 28,377,202 28,377,202

To be distributed so that each school system shall receive one nurse and an addi-
tional nurse or fractions of a nursing allocation based upon the average daily mem-
bership during the first 20 scholastic days after Labor Day of the preceding school
year. The School Nurses Program shall use the following salary matrix to determine
nursing salaries, based on 182 contract days and seven and one-half working hours
per day. The pay of any part-time employee shall conform to the pro-rata share of
the following matrix:

<table>
<thead>
<tr>
<th>Years Experience</th>
<th>LPN</th>
<th>RN</th>
<th>RN/MS</th>
</tr>
</thead>
<tbody>
<tr>
<td>less than 3</td>
<td>18,492</td>
<td>35,178</td>
<td>40,456</td>
</tr>
<tr>
<td>3 but less than 6</td>
<td>20,323</td>
<td>38,693</td>
<td>44,493</td>
</tr>
<tr>
<td>6 but less than 9</td>
<td>21,197</td>
<td>40,387</td>
<td>46,445</td>
</tr>
<tr>
<td>9 but less than 12</td>
<td>21,472</td>
<td>40,929</td>
<td>47,069</td>
</tr>
<tr>
<td>12 but less than 15</td>
<td>21,858</td>
<td>41,673</td>
<td>47,921</td>
</tr>
<tr>
<td>15 but less than 18</td>
<td>22,339</td>
<td>42,623</td>
<td>49,017</td>
</tr>
<tr>
<td>18 but less than 21</td>
<td>22,608</td>
<td>43,174</td>
<td>49,648</td>
</tr>
<tr>
<td>21 but less than 24</td>
<td>22,878</td>
<td>43,724</td>
<td>50,285</td>
</tr>
<tr>
<td>24 but less than 27</td>
<td>22,365</td>
<td>44,245</td>
<td>50,805</td>
</tr>
<tr>
<td>27 or more</td>
<td>23,852</td>
<td>44,767</td>
<td>51,327</td>
</tr>
</tbody>
</table>

Of the above appropriation for the School Nurses Program, there is hereby appropri-
ated $250,000 for the collection and management of statewide student health data,
school by school by means of the Alabama Student Information Management System
(ASIMS).

(h) Capital Outlay Pro-
gram-Federal and Local
Funds, Estimated .......... 53,751,699 53,751,699

(i) Information Technology
Services Program .......... 3,364,171 3,364,171

The above appropriation shall
be expended by local school
systems towards the position
of a district technology coor-
dinator that meets the job
description and qualifications
as established by the State
Board of Education and serves
as the primary point of con-
tact for all technology is-
sues. The District Technology
Coordinator, as directed by
the school system, shall be
responsible for a technology
program that ensures the
proper accountability for the
following: technology funds;
technology professional devel-
opment; technology planning
and reporting; coordination of
technology across all pro-
grams; a safe, secure, and
fully operable network; tech-
nology procurement and inven-
tory; technology support for
data management; technology
support for distance learning;
annual E-rate application;
and, directing a program to
ensure all state standards
involving technology for
teachers, administrators, and
students are met and technol-
gy is integrated throughout
the curriculum.

(j) Career Tech Operations and
Maintenance .................. 4,000,000 4,000,000

SOURCE OF FUNDS:

(1) ETF ......................... 3,330,396,775

(2) Federal and Local Funds . 585,054,669

(3) Public School Fund, Esti-
mated ......................... 175,532,864

(4) Transfer From Gross Sales
Tax (Fund 0501) ............... 225,000,000

Total Education, State Board

The above appropriation shall be distributed by the State Board of Education in ac-
Education Trust Earmarked Funds Appropriation Total

1. In accordance with the provisions of the Code of Alabama 1975, Sections 16-13-230 through 16-13-239, and all other laws and regulations of the State Board of Education relating to the expenditure of such funds. These funds shall be used to provide a minimum school term of 180 full instructional days and for equitable educational opportunities in the public schools of the state. Foundation Program calculations for FY 2012-2013 are based on the funding divisors set forth below. Units earned under the Foundation Program shall be employed as regular classroom teachers and assigned by the local Board of Education. The divisors listed below shall not serve to prescribe pupil-teacher ratios. It is the intent of the Legislature that local boards have flexibility in determining where reductions are made. Any reductions made using flexibility of state units must comply with federal comparability and supplanting guidelines. Each district will submit an application for approval by the State Superintendent as to unit allocation adjustments requested.

Grades K-3 ... 14.75
Grades 4-6 ... 22.35
Grades 7-8 ... 20.95
Grades 9-12 ... 18.95

It is the intent of the Legislature to return to the divisor ratios as described in the FY 2011 Education Budget as soon as it is fiscally possible. In allocating the funds in the Foundation Program, the State Board of Education shall allot funds based on the rates established as follows:

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

<table>
<thead>
<tr>
<th>Years Experience</th>
<th>BS</th>
<th>MS</th>
<th>6Y</th>
<th>DO</th>
<th>ND</th>
</tr>
</thead>
<tbody>
<tr>
<td>less than 3</td>
<td>36,144</td>
<td>41,564</td>
<td>44,818</td>
<td>48,071</td>
<td>36,144</td>
</tr>
<tr>
<td>3 but less than 6</td>
<td>39,756</td>
<td>45,720</td>
<td>49,297</td>
<td>52,877</td>
<td>39,756</td>
</tr>
<tr>
<td>6 but less than 9</td>
<td>41,497</td>
<td>47,721</td>
<td>51,470</td>
<td>55,191</td>
<td>41,497</td>
</tr>
<tr>
<td>9 but less than 12</td>
<td>42,053</td>
<td>48,362</td>
<td>52,148</td>
<td>55,932</td>
<td>42,053</td>
</tr>
<tr>
<td>12 but less than 15</td>
<td>42,818</td>
<td>49,238</td>
<td>53,093</td>
<td>56,949</td>
<td>42,818</td>
</tr>
<tr>
<td>15 but less than 18</td>
<td>43,794</td>
<td>50,364</td>
<td>54,305</td>
<td>58,244</td>
<td>43,794</td>
</tr>
<tr>
<td>18 but less than 21</td>
<td>44,360</td>
<td>51,012</td>
<td>55,005</td>
<td>58,999</td>
<td>44,360</td>
</tr>
<tr>
<td>21 but less than 24</td>
<td>44,926</td>
<td>51,666</td>
<td>55,708</td>
<td>59,752</td>
<td>44,926</td>
</tr>
<tr>
<td>24 but less than 27</td>
<td>45,461</td>
<td>52,201</td>
<td>56,245</td>
<td>60,288</td>
<td>45,461</td>
</tr>
</tbody>
</table>
Notwithstanding Section 16-13-231.1(d) of the Code of Alabama 1975, there shall not be an appropriation for the 1% over the total cost of instructional salaries for the Foundation Program as calculated by the State Minimum Salary Schedule for the fiscal year beginning October 1, 2012. For "Fringe Benefits" the rate per day for two personal days and five sick days (for units earned in the Foundation Program) shall be $60. The Teachers' Retirement System rate shall be 9.93% of salaries. The Public Education Employees' Health Insurance Program (PEEHIP) rate shall be $714 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.

For "Classroom Instructional Support" the uniform amounts used in determining the Foundation Program allowance for classroom instructional support shall be: (1) textbooks at $15.88 per pupil in average daily membership during the first 20 scholastic days after Labor Day of the preceding school year and (2) classroom materials and supplies at $134.78 per unit earned in the Foundation Program. Funds allocated for instructional support units to meet SACS standards may be used 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.

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

(a) Operations and Maintenance
   ............................... 266,704,750 327,257,243 593,961,993

(b) Auxiliary Enterprises ...
   30,051,559 30,051,559

(c) Restricted Funds ........
   358,629,708 358,629,708

(d) Operations and Maintenance
   of Postsecondary Prison Edu-
   cation (ETF) ............... 10,677,403 10,677,403

Of the above appropriation, up to $1,959,900 shall be expended for Therapeutic Educa-

tion and up to $2,500,000 shall be expended for the operations and maintenance of

the LifeTech Institute in
Thomasville.

(e) Adult Education Program
   Earmarked Funds Appropriation Total
   12,567,423  12,405,782  24,973,205

(f) Special Populations Training
   5,000,268

For programs to prepare the inmate population, parolees or other special populations designated by the Chancellor for entry into the workforce through adult education, preemployment skills training, and short-term intensive career technical training.

(g) Mine Safety Training Program at Bevill State Community College
   233,013

(h) Postsecondary Education Department - Administration
   5,542,119  4,651,891  10,194,010

(i) Postsecondary/Tech Colleges - Truck Driving Training
   243,272  2,750,000  2,993,272

Of the above appropriation, $243,272 shall be expended for the Truck Driver Training Program at Central Alabama Community College. The above appropriation from earmarked funds is estimated and shall be expended pursuant to Section 32-5-313, Code of Alabama 1975.

(j) Workforce Development
   7,393,434  15,222,587  22,616,021

The Workforce Development funds shall be distributed by the State Board of Education upon recommendation of the Chancellor to develop and implement programs to provide a skilled workforce and to provide college operations and maintenance allocations for workforce and economic development. Of the above appropriation for Workforce Development, at least 30% shall be recommended by the Workforce Departmental Review Committee.
to the Chancellor for workforce development programs in the twenty-three counties with the highest unemployment rates in Alabama and these programs shall not be subject to review and approval by the State Workforce Planning Council. The Chancellor shall submit a quarterly report to the Chair of the Senate Committee on F&T-Education, the Chair of the House Ways and Means Education Committee and the Director of the Legislative Fiscal Office, with such report noting the counties impacted by this provision, the number of persons served and the amounts expended under this provision.

(k) Marion Military Institute 5,757,688 5,757,688

(l) Alabama Technology Network .......................... 4,586,762 4,586,762
Of the above appropriation to the Alabama Technology Network, $253,906 shall be expended for Workforce Training.

(m) Two-Year Postsecondary Department, Alabama A&M and Alabama State University Transfer Scholarship Program .......................... 250,000 250,000

SOURCE OF FUNDS:

(1) ETF ...................... 318,956,132

(2) Federal and Other Funds .................................. 750,968,770
Total Education, State Board of - Two-Year College System 318,956,132 750,968,770 1,069,924,902

(1) The allocations as set forth above shall be distributed by the State Board of Education through the Office of the Chancellor.
(2) The above appropriation from the ETF for Operations and Maintenance shall be distributed to each of the colleges, except Marion Military Institute. Shelton State
Community College shall receive $1,009,739 to operate the Poison Control Center. Of the above appropriation for Operations and Maintenance, in addition to their regular O & M distribution, $98,000 shall be distributed to Enterprise/Ozark Community College Aeronautics School in Albertville.

(3) The allocation of Adult Education funds appropriated herein is restricted to the provision of services as defined under the stipulations of the Adult Education and Family Literacy Act, Title II of the federal Workforce Investment Act of 1998. At least 10% of the appropriation for Adult Education shall be recommended by the Vice Chancellor for Instructional Services to the Chancellor for programs for individuals that do not have a high school diploma and live in communities impacted by higher unemployment rates than the state average unemployment rate. The Chancellor shall submit a quarterly report to the Chair of the Senate Committee on F&T-Education, the Chair of the House Ways and Means Education Committee and the Director of the Legislative Fiscal Office, with such report noting the counties impacted by this provision, the number of persons served and the amounts expended under this provision.

10. Education, State Department
of:

(a) Administrative Services

<table>
<thead>
<tr>
<th>Program</th>
<th>ETF</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>154,055,607</td>
<td>89,937,461</td>
</tr>
</tbody>
</table>

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

Operations and Maintenance of the Department 21,910,959

Children's First Trust Fund 3,000,000

Of the above appropriation, at least $3,000,000 shall be expended in the same manner and for the same programs as the appropriation to the State Department of Education from the Children's First Trust Fund that was expended in FY 2005.

Community Education 588,830

Operations and Maintenance for the Alabama Reading Initiative 58,153,789

Operations and Maintenance for Math/Science/Te 28,049,318
chnology Initiative

Of the above appropriation, up
to $2,000,000 shall be ex-
pended for the expansion of
AMSTI into the schools located
in the counties of the Black
Belt.

Arts Education
for Art Education
programs
in areas evaluated and re-
viewed by the
Rural Development Agency

Teacher/Student
Testing
To be expended for
teacher/student test develop-
ment and expenses directly
related to teacher and student
assessment.

Children's Eye
Screening Program and Fol-
low-up Eye Care

Of the above appropriation,
$1,000,540 shall be used to
provide eye screening for
Grades K, 2 and 4. The method
of screening shall be color
photo refraction as developed
by the National Aeronautics
and Space Administration and
$1,000,539 shall be used to
provide follow-up care for
those Grades K, 2 and 4 stu-
dents. Follow-up eye care ser-
ices shall include, but not
be limited to, providing as-
sistance in obtaining and co-
ordinating local eye care ser-
ices for those children iden-
tified as needing said fol-
low-up eye care services
whether insured, uninsured or
underinsured. Children iden-
fied as uninsured or
underinsured shall be provided
with free eye exams and free
prescription spectacles. A
database including specific
data by child, grade,
school/system, and services
for outcome-based measurement
shall be maintained and ar-

Governor's Lo-
local School and
School System
Academic and
Financial Im-
provement Pro-
gram (At-Risk)  9,445,601

The above appropriation shall
be expended for the operations
and maintenance of at-risk
programs to develop and imple-
ment school improvement pro-
grams' financial and/or aca-
demic accountability in accor-
dance with Section 16-6B-3;
Section 16-13-233; Section
16-39-11, Code of Alabama
1975, and Administrative Pro-
cedure 290-2-1-.05. At-risk
funds shall be used to employ
personnel under short-term
contracts who shall be as-
signed by the State Superin-
tendent of Education to give
direct assistance to schools
which come under the jurisdic-
tion of the Department in ac-
cordance with Sections 16-6B-1
through 16-6B-6, Code of Ala-
bama 1975, which requires
schools and/or school systems
to be placed in intervention
for academic and/or financial
reasons by the State Superin-
tendent. The State Superinten-
dent may further use these
personnel to assist schools
that are in need of academic
and/or financial assistance as
determined by the State Super-
intendent of Education. These
programs shall include, but not be limited to, after school programs, character education programs, drop-out prevention programs, summer programs, career technical youth programs, programs to improve reading, and/or math, and/or science skills to increase grade-to-grade promotion, high school graduation and college preparedness, and other activities designed to assist at-risk students. Personnel employed or contracted by the Department for assistance in at-risk schools shall be on release status from their respective local boards of education and shall retain all benefits and tenure status unless they are given permanent employment in the State Department of Education. Funds may be allocated to entities that have and/or can effect positive results in improved student achievement. Any not-for-profit entity allocated funds for grants must comply with State of Alabama purchasing requirements for any goods and/or services or equipment purchased with grant funds. Any not-for-profit entity must verify its current Internal Revenue Service (IRS) status with the Department of Education prior to any grant funds being allocated.

<table>
<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

School Accountability Report Card ........... 112,862

For distribution of the School Accountability Report Card referred to in Section 16-6B-7 of the Code of Alabama 1975 to every parent with a child in Alabama public schools.

English as a 2,144,181
Based on the 2011-12 school system count supplied to the Alabama Department of Education by each local superintendent of education, herein is appropriated on a per student basis to be utilized by local school boards to provide assistance to students not utilizing English as their native language so they may become proficient in reading, writing, and speaking English at the earliest possible time.

Tenure Arbitration and Court Reporter Costs  659,984

To provide reimbursements for court reporters and hearing officers under the provisions of the Students First Act (Act 2011-270).

Distance Learning .........  18,506,242

Job descriptions shall be developed by the State Department of Education for positions funded by this appropriation. Hiring of personnel shall be monitored by the State Department of Education for compliance with these job descriptions. In addition, these funds shall be used exclusively to meet the distance learning initiative ACCESS (Alabama Connecting Classrooms, Educators, and Students Statewide).

Advanced Placement .........  2,271,179

Dropout Prevention Pilot ...  454,808

(b) Financial Assistance Program  

<table>
<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>25,416,106</td>
<td>869,825,974</td>
<td>895,242,080</td>
</tr>
</tbody>
</table>

Page 19
The proposed spending plan for the ETF monies included in the above program is as follows:

<table>
<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Southwest</td>
<td></td>
<td></td>
</tr>
<tr>
<td>School of Deaf</td>
<td></td>
<td>183,865</td>
</tr>
<tr>
<td>and Blind</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Pre-School Program</td>
<td></td>
<td>1,623,062</td>
</tr>
<tr>
<td>(Special Education)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>National Board</td>
<td></td>
<td>7,797,102</td>
</tr>
<tr>
<td>for Professional</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Teaching Standards</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Children’s Hospital</td>
<td></td>
<td>103,546</td>
</tr>
<tr>
<td>Initiative</td>
<td></td>
<td>2,257,967</td>
</tr>
</tbody>
</table>

The above appropriation includes funds to pay salary supplements and related benefit costs for NBCT and other costs of the program. Supplement amounts will be determined by the availability of funds based on the number of National Board Certified Teachers.

The above appropriation shall be spent on expanding career tech learning opportunities for students and to extend leadership and student organized activities throughout the state as defined by the State Superintendent of Education. Furthermore, not more than $900,000 of the above appropriation shall be first used for agriscience purposes if an adequate number of RFP's are received. Such funds shall be made available through a competitive grant process to pay stipends, salaries, benefits and travel of agriscience teachers who work on a 220 day or less contract provided their duties and activities
exceed existing contract length. In the event all the agriscience funds are not applied for, the balance of the $900,000 shall revert to the balance of the appropriation and shall be distributed at the discretion of the State Superintendent of Education for additional career tech initiatives not limited to but including travel and student leadership development activities in other career tech program disciplines.

Teacher In-Service Centers ........ 2,584,080

The State Board of Education, through the State Superintendent of Education, shall administer the in-service centers and shall monitor the centers for compliance with established accountability standards. The above appropriation to the In-Service Centers shall be distributed to the existing eleven Teacher In-Service Centers in each geographical area of the state as follows:

University of Alabama

..... 203,625

University of Alabama at Birmingham

..... 281,923

Alabama A and M University

..... 256,858

Alabama State University

..... 221,456
<table>
<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Athens State University</td>
<td>214,479</td>
<td></td>
</tr>
<tr>
<td>Auburn University</td>
<td>223,264</td>
<td></td>
</tr>
<tr>
<td>Jacksonville State University</td>
<td>218,872</td>
<td></td>
</tr>
<tr>
<td>University of Montevallo</td>
<td>229,983</td>
<td></td>
</tr>
<tr>
<td>Troy University</td>
<td>232,309</td>
<td></td>
</tr>
<tr>
<td>University of North Alabama</td>
<td>198,974</td>
<td></td>
</tr>
<tr>
<td>University of South Alabama</td>
<td>302,337</td>
<td></td>
</tr>
<tr>
<td>Teacher Professional Development Training</td>
<td>970,887</td>
<td></td>
</tr>
</tbody>
</table>

This appropriation shall be used to train teachers (K-12) in the use of computers in the classroom. Trainers shall be chosen who can assist teachers in learning computer skills, the use of instructional software, and the classroom uses of the Internet.

Governor's High Hopes for Alabama Students 5,294,889

Of the above appropriation, $950,000 shall be expended to link the Alabama Student In-
formation Management Systems (ASIMS) to students' home computers. Of the listed appropriation one-half is to be allocated to local school systems based on the most recent 20-day count of Average Daily Membership (ADM) of all students for the purpose of creating a plan to prevent students from dropping out of school and to become high school graduates. Such plans may include, but not be limited to, graduation coaches, remediation for students not passing all parts of the Graduation Exam, after-school and tutorial programs, career/technical programs, and early warning and prevention programs associated with the state courts and corrections. One-half is to be allocated for programs that serve at-risk students in one or more of the areas of character education, career/technical programs, programs that enhance reading abilities in students during the school day and outside the normal school day, physical fitness and nutrition programs to reduce childhood obesity, and other activities that increase grade-to-grade promotion, high school graduation, and career and college preparedness. Any private or not-for-profit entity allocated funds for grants must comply with State of Alabama purchasing requirements for any goods and/or services or equipment purchased with grant funds. Any not-for-profit entity must verify its current Internal Revenue Service (IRS) status with the Department of Education prior to any grant funds.
<table>
<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>being allocated.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Jobs for Alabama's Graduates (JAG) ...</td>
<td>798,328</td>
<td></td>
</tr>
<tr>
<td>Virtual Library Project ......</td>
<td>2,830,187</td>
<td></td>
</tr>
<tr>
<td>The State Department shall serve as the fiscal agent for the Virtual Library Project.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Teach For America ........</td>
<td>572,193</td>
<td></td>
</tr>
<tr>
<td>Principal and Teacher Assessment ..........</td>
<td>400,000</td>
<td></td>
</tr>
<tr>
<td>(c) Alabama Science In Motion Program ............</td>
<td>1,583,796</td>
<td>1,583,796</td>
</tr>
<tr>
<td>All funds appropriated to this program shall be expended in accordance with Title 16, Chapters 61B and 61C, Code of Alabama 1975.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(d) Disability Determination for Social Security Program</td>
<td>87,238,903</td>
<td>87,238,903</td>
</tr>
<tr>
<td>SOURCE OF FUNDS:</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(1) ETF ................</td>
<td>179,471,713</td>
<td></td>
</tr>
<tr>
<td>(2) ETF-Transfer ..........</td>
<td>1,583,796</td>
<td></td>
</tr>
<tr>
<td>(3) Driver Education and Training Fund ........</td>
<td>4,534,095</td>
<td></td>
</tr>
<tr>
<td>(4) Federal and Local Funds .</td>
<td>1,039,968,243</td>
<td></td>
</tr>
<tr>
<td>(5) Special Education Catastrophic Fund ........</td>
<td>2,500,000</td>
<td></td>
</tr>
<tr>
<td>Total Education, State Department of ..................</td>
<td>181,055,509</td>
<td>1,047,002,338</td>
</tr>
<tr>
<td>11. Educational Television Commission:</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(a) Capital Outlay Program ..</td>
<td>561,800</td>
<td>561,800</td>
</tr>
<tr>
<td>(b) Educational Television Program ........</td>
<td>4,635,902</td>
<td>953,637</td>
</tr>
<tr>
<td>SOURCE OF FUNDS:</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
Education Trust Fund | Earmarked Funds | Appropriation Total
---|---|---
1 | ETF | 5,197,702 |
2 | Federal and Local Funds | 953,637 |
3 | Total Educational Television Commission | 5,197,702 | 953,637 | 6,151,339 |

12. Family Practice Rural Health Board:

(a) Family Practice Rural Health Program

<table>
<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>ETF</td>
<td>1,577,006</td>
<td>1,577,006</td>
</tr>
</tbody>
</table>

Source of Funds:

(1) ETF | 1,577,006 |

Total Family Practice Rural Health Board

<table>
<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>ETF</td>
<td>1,577,006</td>
<td>1,577,006</td>
</tr>
</tbody>
</table>

Of the above appropriation, at least $101,050 shall be expended for the Auburn Rural Health Program; a minimum of $81,650 shall be expended for the Tuskegee Area Health Education Center (TAHEC); $440,909 shall be expended for the Rural Medical Scholars Program at the University of Alabama at Tuscaloosa; and $91,350 shall be expended for the Rural Health Program at the University of Alabama in Huntsville.

13. Finance, Department of:

(a) Employee Benefits Program

<table>
<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>ETF</td>
<td>1,739,708</td>
<td>1,739,708</td>
</tr>
</tbody>
</table>

Source of Funds:

(1) ETF, Estimated | 1,739,708 |

Total Finance, Department of

<table>
<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>ETF</td>
<td>1,739,708</td>
<td>1,739,708</td>
</tr>
</tbody>
</table>

To be distributed by the State Comptroller to the designated beneficiaries or estates for unused sick leave pursuant to Code of Alabama 1975, Section 16-1-18.2.
### Education Trust Fund

<table>
<thead>
<tr>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
</table>

#### 14. Finance, Department of -

**Telephone Revolving Fund:**

(a) Information Systems Program ................. 1,106,992 1,106,992

**SOURCE OF FUNDS:**

<p>| | | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
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</thead>
<tbody>
<tr>
<td>(1) ETF-Transfer ..........</td>
<td>1,106,992</td>
<td></td>
</tr>
</tbody>
</table>

Total Finance, Department of -

Telephone Revolving Fund .... 1,106,992 1,106,992

The Telephone Revolving Fund shall assess to using agencies and institutions any additional amount necessary to provide continuing non-interrupted service of a minimum maintenance level.

#### 15. Fine Arts, Alabama School of:

(a) Financial Assistance Program ................. 6,321,982 619,000 6,940,982

**SOURCE OF FUNDS:**

<p>| | | |</p>
<table>
<thead>
<tr>
<th></th>
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</thead>
<tbody>
<tr>
<td>(1) ETF ...................</td>
<td>6,321,982</td>
<td></td>
</tr>
<tr>
<td>(2) Federal and Local Funds</td>
<td>619,000</td>
<td></td>
</tr>
</tbody>
</table>

Total Fine Arts, Alabama School of ................. 6,321,982 619,000 6,940,982

#### 16. Fire Fighters' Personnel Standards and Education Commission, Alabama/Fire College Shelton State Community College:

(a) Operations and Maintenance ........................ 3,649,521 1,789,586 5,439,107

Of the above appropriation, $148,422 shall be expended to operate the Risk Watch Program.

**SOURCE OF FUNDS:**

<p>| | | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>(1) ETF ...................</td>
<td>3,649,521</td>
<td></td>
</tr>
<tr>
<td>(2) Federal and Local Funds</td>
<td>1,789,586</td>
<td></td>
</tr>
</tbody>
</table>
Education Trust Fund | Earmarked Funds | Appropriation Total
---|---|---
Total Fire Fighters' Personnel Standards and Education Commission, Alabama/Fire College Shelton State Community College .................. 3,649,521 1,789,586 5,439,107

17. Governor's Office of Faith Based and Community Initiatives:

(a) Executive Direction Program .................. 250,000 250,000

SOURCE OF FUNDS:

(1) ETF .................................. 250,000

Total Governor's Office of Faith Based and Community Initiatives .................. 250,000 250,000

18. Higher Education, Alabama Commission on:

(a) Planning and Coordination Services Program .......... 2,702,892 2,702,892

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

Operations and Maintenance .. 2,702,892

(b) Student Financial Aid Program .................. 5,070,760 600,000 5,670,760

(1) Policeman's Survivor Tuition, Estimated .............. 148,358

To be expended under the provisions of Code of Alabama 1975, Section 36-21-105.

(2) Alabama National Guard Educational Assistance Scholarships ...... 560,297

To be expended in accordance with Code of Alabama 1975, Sections 31-10-1 through 31-10-4 and Sections 31-10-20
(3) Alabama
Student Assistance Program 2,697,551
In addition to the ETF appropriation for the Alabama Student Assistance Program, any available funds as a result of the court ordered transfers from Knight vs. Alabama diversity scholarships are hereby appropriated.

(4) Educational Grants Program
(Alabama Student Grant Program) 1,620,970
To be expended in accordance with Code of Alabama 1975, Sections 16-33A-1 through 16-33A-11. Private institutions receiving state grant funds under this provision make their best effort to use the equivalent of ten percent of Federal Work Study allocations for the purpose of tutoring and mentoring students in grades K-12 to better prepare them for graduation, college entry and retention. Institutions shall work with their respective governing boards to develop and implement this effort.

(5) Chiropractic Scholarships 20,544
To be expended in accordance with Code of Alabama 1975, Section 16-5-11.

(6) Washington Center Internship Program 23,040
It is the intent of the Legislature that the above funds for the Washington Center In-
ternship Program be expended for Alabama residents.

(c) Support of Other Educational Activities Program.

<table>
<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>2,484,429</td>
<td>1,671,000</td>
<td>4,155,429</td>
</tr>
</tbody>
</table>

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

1. Network of Alabama Academic Libraries
   - Total: 301,248
   - ACHE shall provide for the participation of Athens State University in the Network of Alabama Academic Libraries.

2. Southern Regional Education Board (SREB)
   - Total: 624,950

3. EPSCoR (Research) Program
   - Total: 1,143,088

4. Computer Based Articulation System
   - Total: 374,867
   - To fund Troy University for developing and operating a statewide computer-based articulation system to serve all four-year and two-year postsecondary institutions in the State of Alabama.

5. School and University Partnership for Education Renewal Program (SUPER)
   - Total: 40,276

(d) Support of State Universities Program
   - Total: 5,126,570
   - The proposed spending plan for the ETF monies included in the above program is as follows:

   1. Alabama Agricultural Land Grant Alliance
      - Total: 5,126,570
Of the above appropriation to AALGA, at least $4,306,831 shall be distributed as a state match for federal funds for those institutions in the Alliance required to provide matching state funds for the first time in the fiscal year 2000.

(e) Resource Conservation and Development Programs (RC and D) ........................................ 687,744 687,744
(f) Soil and Water Conservation Committee Program .... 773,376 773,376
(g) Alabama Forestry Foundation Black Belt Initiative 192,000 192,000

SOURCE OF FUNDS:

(1) ETF ...................... 17,037,771
(2) Federal and Local Funds .................................................. 2,271,000

Total Higher Education, Alabama Commission on .................. 17,037,771 2,271,000 19,308,771

In addition to the above appropriations, any scholarship funds transferred from the State Department of Education for the Alabama Teacher Recruitment Incentive Program (ATRIF) shall not revert.

19. Human Resources, Department of:

(a) Human Services Program - Jobs Opportunities and Basic Skills Training (JOBS) Program ......................... 3,477,279 3,477,279
(b) Human Services Program - Jobs Child Care and After School Child Care Program ........ 8,287,168 8,287,168

Of the above appropriation, $129,867 shall be expended for the Black Belt Eye Care Consortium and $826,114 shall be distributed to the Greater Alabama Child Development Program for rural day care.
(c) Child Abuse and Neglect Prevention .................. 1,078,624 1,078,624

In accordance with Sections 26-16-1 et seq., Code of Alabama 1975. Of the above appropriation to Child Abuse and Neglect Prevention, $626,470 shall be expended for the Child Advocacy Centers.

SOURCE OF FUNDS:

(1) ETF ...................... 1,078,624

(2) ETF-Transfer ............ 11,764,447

Total Human Resources, Department of ...................... 12,843,071 12,843,071

Notwithstanding any other provision of this act to the contrary, the maximum amount of funds from the sales tax exemption for the issuance of food stamps that may be reverted by the Department of Human Resources to the Education Trust Fund shall be $18,600,000 for the fiscal year ending September 30, 2013. Any such funds over this amount not utilized in the Food Stamp Program shall be expended for direct services to children and are hereby appropriated for such purpose.

20. Industrial Development Training Institute, Alabama:

(a) Industrial Development and Training Program .......... 5,533,052 5,533,052

(b) Industrial Training Program - Operations and Maintenance ................. 4,713,341 4,713,341

(c) Workforce Development ... 25,500,000 25,500,000

SOURCE OF FUNDS:

(1) ETF ...................... 35,746,393

Total Industrial Development 35,746,393 35,746,393
The funds appropriated for Workforce Development are to be expended for those costs incurred by the State in honoring commitments to pay Workforce Development costs, including services and other assistance and expenses of recruitment and training of a company's workforce, that are undertaken to induce companies to locate or expand their operations in Alabama (described hereinafter as a "Project") and to develop and implement training, placement and recruitment programs that will improve, develop and expand the State's workforce. Such costs include, but are not limited to (i) AIDT operating costs directly related to a Project; (ii) wages and benefits for trainers engaged by AIDT for the purpose of a Project; (iii) costs which the State has agreed to pay under the terms of a Project Agreement with a company that are necessary and reasonable charges incurred by the company or its affiliates for personnel providing training to the company's employees, whether those trainers are employees of the company or its vendors or suppliers, including wages, benefits and travel (domestic and, when necessary, international); (iv) any necessary materials, equipment, manuals, or other relevant training materials; (v) the costs incurred for purchasing or repairing or replacing training tools and equipment; (vi) costs incurred for the purchase or construction and maintenance of train-
ing facilities; (vii) travel expenses for prospective and current employees and trainees, including travel, food, lodging, relocation, and other costs necessary and reasonable to enable the company to secure a qualified workforce; (viii) outside training fees; and (ix) the construction and equipping of career centers to assist citizens of the State in outreach, job search, assessments of individuals, placement assistance, labor market information, individual employment plans and counseling, career planning, occupational and vocational training, and specific skills training. The above funds appropriated for workforce development shall be expended primarily for the training of Alabama residents. It is further the intent that contracts with vendors to provide workforce training shall be inclusive and reflect the racial and gender diversity of the state. The Office of Workforce Development shall report quarterly to the Chairs of the Senate Committee on Finance and Taxation - Education and the House Ways and Means Education Committee and the Legislative Fiscal Officer on any funds allocated for workforce training. Such report shall include a summary of the persons trained and the vendors providing the training. The reports shall contain information including residence, race and gender of the persons trained and of the principal or majority owner of the firm or business contracted with to provide the training services.
21. Library Service, Alabama Public:
   (a) Public Library Service
       Program ..................... 6,392,737 2,750,405 9,143,142
       Of the above appropriation, a
       minimum of $3,777,745 is to be
       distributed to public libraries within the state and
       $239,432 shall be expended for
       Homework Alabama.

       SOURCE OF FUNDS:

       (1) ETF ........................ 6,392,737

       (2) Federal and Local Funds . 2,750,405

       Total Library Service, Alabama
       Public ........................... 6,392,737 2,750,405 9,143,142

22. Marine Environmental Sciences
    Consortium/Dauphin Island Sea
    Lab:
   (a) Support of Other Educa-
       tional Activities Program . 3,530,366 8,530,445 12,060,811

   Of the above appropriation,
   $76,088 shall be expended for
   the Mobile Bay National Estu-
   ary Program and $76,088 shall
   be expended for the Missis-
   sippi-Alabama Sea Grant Con-
   sortium.

   SOURCE OF FUNDS:

   (1) ETF ........................ 3,530,366

   (2) Federal and Local Funds . 8,530,445

   Total Marine Environmental
   Sciences Consortium/Dauphin
   Island Sea Lab ....................... 3,530,366 8,530,445 12,060,811

23. Mathematics and Science, Alaba-
    ma School of:
   (a) Financial Assistance Pro-
       gram ......................... 5,712,397 990,290 6,702,687

   SOURCE OF FUNDS:

   (1) ETF ........................ 5,712,397
Education Trust Fund | Earmarked Funds | Appropriation Total
---|---|---
1. (2) Federal and Local Funds | | 990,290
2. Total Mathematics and Science, Alabama School of | 5,712,397 | 990,290 | 6,702,687

24. Medicaid Agency, Alabama:
(a) Medical Assistance through Medicaid Program | 185,000,000 | 185,000,000

SOURCE OF FUNDS:
(1) ETF | 185,000,000

Total Medicaid Agency, Alabama | 185,000,000 | 185,000,000

25. Medical Scholarship Awards, Board of:
(a) Support of Other Educational Activities Program | 770,848 | 400,000 | 1,170,848

To be expended under the provisions of the Code of Alabama 1975, Sections 16-47-121 through 16-47-129.

SOURCE OF FUNDS:
(1) ETF | 770,848

(2) Federal and Local Funds | 400,000

Total Medical Scholarship Awards, Board of | 770,848 | 400,000 | 1,170,848

26. Mental Health, Department of:
(a) Institutional Treatment and Care of Mental Illness Program | 3,668,129 | 3,668,129
(b) Substance Abuse Program | 904,285 | 904,285
(c) Special Services Program | 1,089,306 | 1,089,306
(d) Institutional Treatment and Care of Intellectually Disabled Program | 19,256,065 | 19,256,065

Of the above appropriation to the Department of Mental Health for the Institutional Treatment and Care of Intellectually Disabled Program, the sum of $3,892,722 shall be
used to fund ARC-type community-based programs, including the Montgomery Institute for Neurological Development for the intellectually disabled in Alabama; the sum of $298,246 shall be allocated to Camp ASCCA; $238,414 shall be transferred to the Eagles' Wings Program; and $51,498 shall be allocated for the Alabama Interagency Autism Coordinating Council.

SOURCE OF FUNDS:

(1) ETF-Transfer .............. 24,917,785

Total Mental Health, Department of ......................... 24,917,785 24,917,785

27. Nursing, Alabama Board of:

(a) Professional and Occupational Licensing and Regulation Program .............. 166,027 6,028,511 6,194,538

The above appropriation shall be expended pursuant to the provisions of the Code of Alabama 1975, Sections 34-21-60 through 34-21-63. Notwithstanding the limiting provisions of the Code of Alabama 1975, Sections 34-21-60 through 34-21-63, $150,000 of the above appropriation shall be expended exclusively for scholarships for advanced degrees to train instructors to teach nursing classes in Alabama colleges and universities.

SOURCE OF FUNDS:

(1) ETF ...................... 166,027

(2) Alabama Board of Nursing Trust Fund ...................... 6,028,511

Total Nursing, Alabama Board 166,027 6,028,511 6,194,538
28. Optometric Scholarship Awards, Board of:

(a) Support of Other Educational Activities Program . 107,282 107,282

To be expended under the provisions of the Code of Alabama 1975, Sections 34-22-60 through 34-22-65.

SOURCE OF FUNDS:

(1) ETF ........................ 107,282

Total Optometric Scholarship Awards, Board of ............. 107,282 107,282

29. Peace Officers' Standards and Training Commission, Alabama:

(a) Professional and Occupational Licensing and Regulation Program ............ 249,017 4,969,307 5,218,324

(b) Certified Law Enforcement Academy Program ............... 347,687 500,000 847,687

Of the above appropriation for the Certified Law Enforcement Academy Program, $347,687 of ETF monies included therein shall be expended as follows:

Northeast Police Academy . 90,398

Alabama Peace Officers' Standards and Training Commission Law Enforcement Academy at Tuscaloosa ... 90,398

Alabama Peace Officers' Standards and Training Commission Law Enforcement Academy - Baldwin County ........ 90,398

Alabama Police 48,677
<table>
<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Academy .......</td>
<td>27,816</td>
<td></td>
</tr>
<tr>
<td>Montgomery Police Academy .</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**SOURCE OF FUNDS:**

1. ETF ................. 596,704
2. (1) ETF ...................... 596,704
3. (2) Alabama Peace Officers' Standards and Training Fund-as provided in the Code of Alabama 1975, Sections 36-21-40 through 36-21-51 . 5,469,307
4. Total Peace Officers' Standards and Training Commission, Alabama ...................... 6,066,011

**30. Physical Fitness, State Commission on:**

(a) Advisory Services Program 766,334 18,846 785,180

Of the above appropriation, $187,260 shall be expended for the Alabama Sports Foundation; $234,075 shall be expended for the Alabama Sports Festival; and $93,630 shall be expended for the Alabama Sports Hall of Fame.

**SOURCE OF FUNDS:**

1. ETF 766,334
2. (1) ETF 766,334
3. (2) Federal and Local Funds 18,846
4. Total Physical Fitness, State Commission on 785,180

**31. Public Health, Department of:**

(a) Children's Health Insurance Program ............... 40,000,000 189,875,658 229,875,658

The above appropriation for the Children's Health Insurance Program shall cover uninsured eligible children. Any of the above appropriation in excess of the amount needed to fully fund the Alabama Children's Health Insurance Program may be expended for other...
public health programs within
the Department of Public
Health.

(b) Continuing Education for
EMT Personnel .............. 1,335,782 1,335,782

With the above appropriation,
the Department shall offer
performance-based awards to
regional EMS agencies for the
purpose of providing continu-
ing education to EMTs and
strengthening the EMS infra-
structure.

(c) Health Department, Public
Health ........................ 11,547,625 11,547,625

Of the above appropriation,
$213,994 shall be expended for
AIDS Alabama.

SOURCE OF FUNDS:

(1) ETF ...................... 52,883,407
(2) CHIP Unencumbered Balance
   Brought Forward, Estimated 430,313
(3) Federal Funds-CHIP ...... 189,445,345

Total Public Health, Depart-
ment of ...................... 52,883,407 189,875,658 242,759,065

32. Rehabilitation Services, De-
partment of:

(a) Direct Client Services for
   the Handicapped Program ... 34,918,228 137,834,456 172,752,684

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

Homebound .... 4,712,574
Hemophilia ... 1,216,309
Children's Re-
habilitation
Services ..... 10,144,808

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

Education of
Dependents of
Blind Parents 10,399

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

Rehabilitation
Services ..... 9,757,591

Of the above appropriation,
$88,213 shall be expended for
Teaching Children With Dis-
abilities

Early Interven-
tion Program . 6,407,889

Respite Related
Services and
Training ..... 71,384

Rehabilitation
Projects ..... 1,274,005

Rehabilitation
-FMAP ........ 1,323,269

SOURCE OF FUNDS:

(1) ETF .................... 34,918,228

(2) Federal and Local Funds . 135,877,036

(3) Impaired Drivers Trust
Fund ....................... 1,957,420

Total Rehabilitation Services,
Department of ............... 34,918,228 137,834,456 172,752,684

The above appropriation to the
Department of Rehabilitation
Services - Rehabilitation Pro-
jects may be used to contract
with providers of cerebral
33. Sickle Cell Oversight and Regulatory Commission, Alabama:

(a) Support of Other Educational Activities Program  1,221,701 1,221,701

Of the above appropriation to the Alabama Sickle Cell and Regulatory Commission, the sum of $25,973 shall be used to fund travel and other expenses of the Alabama Sickle Cell Oversight and Regulatory Commission and $1,195,728 shall be used to fund university and community-based Sickle Cell programs which were funded from the ETF budget in FY 2000. These funds shall be distributed proportionately to the distribution made in FY 2003.

SOURCE OF FUNDS:

(1) ETF ...................... 1,221,701

Total Sickle Cell Oversight and Regulatory Commission, Alabama ...................... 1,221,701 1,221,701

34. Space Science Exhibit Commission, Alabama:

(a) Special Services Program 750,000 30,190,672 30,940,672

SOURCE OF FUNDS:

(1) ETF ...................... 750,000

(2) Federal and Local Funds ...................... 30,190,672

Total Space Science Exhibit Commission, Alabama .............. 750,000 30,190,672 30,940,672

35. Supercomputer Authority, Alabama:

(a) Information Technology Services Program .............. 4,763,144 4,589,745 9,352,889

The above appropriation is to be expended in accordance with
36. Veterans' Affairs, Department of:
   (a) Administration of Veterans' Affairs Program ...... 2,497,476 2,497,476
   (b) Student Financial Aid Program, Estimated .......... 38,000,000 38,000,000

   For reimbursement to every state institution of higher learning, college, university, community college, junior college or technical college in which benefits are given to veterans, their spouses, widows, or children under the provisions of Code of Alabama 1975, Sections 31-6-1 through 31-6-17.

   SOURCE OF FUNDS:
   (1) ETF .......................... 40,497,476

   Total Veterans' Affairs, Department of .................. 40,497,476 40,497,476

37. Youth Services, Department of:
   (a) Financial Assistance Program (School District) .... 6,115,088 6,115,088

   The above appropriation shall be expended by the Youth Services Department District in a manner consistent with the funding formula cooperatively established by the Youth Services Board and the State.
Board of Education pursuant to 
the provisions of the Code of 
Alabama 1975, Sections 44-1-70 
through 44-1-77.

(b) Youth Services Program .. 44,163,799 44,163,799
(c) Special Programming for 
    Achievement Network (SPAN) 
    Program .................... 4,165,732 4,165,732

SOURCE OF FUNDS:

   (1) ETF ...................... 54,444,619

   Total Youth Services, Depart-
   ment of ...................... 54,444,619 54,444,619

3C. Colleges and Universities:

1. Alabama Agricultural and 
   Mechanical University, Board 
   of Trustees:

   (a) Operations and Maintenance 
       and Program Support ....... 31,073,227 54,999,411 86,072,638
   (b) Extension-Urban Affairs 
       and Non-Traditional Land 
       Grant Programs ............. 3,787,349 3,787,349

Pursuant to Knight v. Alabama 
Final Settlement Agreement.

   (c) Agricultural Research Sta-
       tion Fixed Costs ........... 280,495 280,495

Pursuant to Knight v. Alabama 
Final Settlement Agreement.

   (d) Auxiliary Enterprises ... 11,970,348 11,970,348
   (e) Restricted Funds ........ 42,895,616 42,895,616
   (f) Agricultural Research and 
       Extension-State Match ..... 1,142,493 1,142,493

SOURCE OF FUNDS:

   (1) ETF ...................... 36,283,564

   (2) Federal and Other Funds . 109,865,375

   Total Alabama Agricultural and 
   Mechanical University, Board 
   of Trustees .................... 36,283,564 109,865,375 146,148,939
<table>
<thead>
<tr>
<th>2. Alabama A and M University, Board of Trustees-Miles College Consortium:</th>
</tr>
</thead>
<tbody>
<tr>
<td>(a) Alabama A and M University-Miles College Consortium ....................</td>
</tr>
<tr>
<td>SOURCE OF FUNDS:</td>
</tr>
<tr>
<td>(1) ETF ........................</td>
</tr>
<tr>
<td>Total Alabama A and M University, Board of Trustees-Miles College Consortium</td>
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</tbody>
</table>

<table>
<thead>
<tr>
<th>3. Alabama State University, Board of Trustees:</th>
</tr>
</thead>
<tbody>
<tr>
<td>(a) Operations and Maintenance and Program Support ......</td>
</tr>
<tr>
<td>The above appropriation for Operations and Maintenance includes funds for Health Information Management, Occupational Therapy, Physical Therapy Programs, Title VI Program Enhancement, EdD in Educational Leadership, Policy and Law, and Desegregation Planning pursuant to the Knight vs Alabama Final Settlement Agreement.</td>
</tr>
<tr>
<td>(b) Auxiliary Enterprises ...</td>
</tr>
<tr>
<td>(c) Restricted Funds ...</td>
</tr>
<tr>
<td>SOURCE OF FUNDS:</td>
</tr>
<tr>
<td>(1) ETF ........................</td>
</tr>
<tr>
<td>(2) Federal and Other Funds .</td>
</tr>
<tr>
<td>Total Alabama State University, Board of Trustees .....</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>4. Alabama, University of, Board of Trustees:</th>
</tr>
</thead>
<tbody>
<tr>
<td>(a) Operations and Maintenance and Program Support for the University of Alabama at</td>
</tr>
</tbody>
</table>
Tuscaloosa .................

Of the above appropriation,
$602,880 shall be expended by
the Alabama Small Business
Development Centers and
$96,000 shall be expended for
the Special Outreach Program;
and $96,000 shall be expended
for the Alabama Center for
Civic Life (the David Mathews
Center).

(b) Operations and Maintenance
and Program Support for the
University of Alabama at
Birmingham .................

249,702,484  1,572,988,003  1,822,690,487

Of the above appropriation,
$380,436 shall be expended for
the Minority Business Train-
ing-Economic Development Pro-
gram and $133,152 shall be
expended for the High School
Athletic Training Program.

(c) Operations and Maintenance
and Program Support for the
University of Alabama in
Huntsville .................

41,510,964   77,589,083   119,100,047

(d) Special Mental Health and
Chauncey Sparks Center for
Developmental and Learning
Disorders, University of
Alabama at Birmingham ..... 3,270,698   3,270,698

(e) School of Optometry
Fund-Transfer to University
of Alabama at Birmingham
School of Optometry, esti-
mated .......................... 70,000   70,000

(f) Auxiliary Enterprises ...

158,773,889  158,773,889

(g) Restricted Funds .........

598,911,430  598,911,430

(h) University of Alabama at
Birmingham Cancer Center .. 5,052,527  5,052,527

SOURCE OF FUNDS:

(1) ETF ....................... 439,649,862

(2) Federal and Other Funds . 2,821,922,098
Total Alabama, University of, Board of Trustees ............

<table>
<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>439,649,862</td>
<td>2,821,922,098</td>
<td>3,261,571,960</td>
</tr>
</tbody>
</table>

5.  Auburn University, Board of Trustees:

(a) Operations and Maintenance and Program Support, Auburn University ...........

<p>| | | |</p>
<table>
<thead>
<tr>
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<tbody>
<tr>
<td>153,657,305</td>
<td>421,603,991</td>
<td>575,261,296</td>
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</table>

(b) Auxiliary Enterprises ...

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<table>
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<tr>
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<tbody>
<tr>
<td>126,049,792</td>
<td>126,049,792</td>
<td>252,100,000</td>
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</table>

(c) Restricted Funds .......

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<tbody>
<tr>
<td>203,045,180</td>
<td>203,045,180</td>
<td>406,100,000</td>
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</table>

(d) Operations and Maintenance and Program Support, Alabama Agricultural Experiment Station .................

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</thead>
<tbody>
<tr>
<td>29,936,593</td>
<td>31,838,426</td>
<td>61,775,019</td>
</tr>
</tbody>
</table>

Of the above appropriation, $96,000 shall be expended for fire ant eradication/research at the Department of Entomology.

(e) Operations and Maintenance and Program Support, Alabama Cooperative Extension System

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<tr>
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<tbody>
<tr>
<td>31,177,353</td>
<td>24,861,058</td>
<td>56,038,411</td>
</tr>
</tbody>
</table>

(f) Operations and Maintenance and Program Support, Auburn University at Montgomery ...

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</thead>
<tbody>
<tr>
<td>21,948,875</td>
<td>57,861,856</td>
<td>79,810,731</td>
</tr>
</tbody>
</table>

Of the above appropriation, $116,125 shall be expended for the Senior Resource Center.

SOURCE OF FUNDS:

(1) ETF ......................

<p>| | |</p>
<table>
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<tbody>
<tr>
<td>236,720,126</td>
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</table>

(2) Federal and Other Funds .

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<table>
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<tr>
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<tbody>
<tr>
<td>865,260,303</td>
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</table>

Total Auburn University, Board of Trustees ..................

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</thead>
<tbody>
<tr>
<td>236,720,126</td>
<td>865,260,303</td>
<td>1,101,980,429</td>
</tr>
</tbody>
</table>

6.  Education, State Board of - Athens State University:

(a) Operations and Maintenance and Program Support .......

<p>| | | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
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</tr>
</thead>
<tbody>
<tr>
<td>11,293,440</td>
<td>18,305,764</td>
<td>29,599,204</td>
</tr>
</tbody>
</table>

Of the above appropriations to Athens State University for operations and maintenance, $73,500 shall be expended for the Arts Center.
7. Jacksonville State University, Board of Trustees:

(a) Operations and Maintenance and Program Support ...... 34,791,589 66,349,467 101,141,056

Of the above appropriation, $190,214 shall be expended for the Little River Canyon Field School.

(b) Auxiliary Enterprises ... 11,262,073 11,262,073

(c) Restricted Funds ........ 85,291,214 85,291,214

(d) Alabama Film Initiative Program .................... 430,680 430,680

SOURCE OF FUNDS:

(1) ETF ..................... 35,222,269

(2) Federal and Other Funds . 162,902,754

Total Jacksonville State University, Board of Trustees .. 35,222,269 162,902,754 198,125,023

8. Montevallo, University of, Board of Trustees:

(a) Operations and Maintenance and Program Support ...... 17,551,449 25,976,143 43,527,592

(b) Auxiliary Enterprises ... 6,291,931 6,291,931

(c) Restricted Funds ........ 10,818,857 10,818,857

SOURCE OF FUNDS:

(1) ETF ..................... 17,551,449

(2) Federal and Other Funds . 43,086,931

Total Montevallo, University of, Board of Trustees ...... 17,551,449 43,086,931 60,638,380
9. **North Alabama, University of, Board of Trustees:**

<table>
<thead>
<tr>
<th>Fund</th>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>(a) Operations and Maintenance and Program Support ........</td>
<td>24,764,488</td>
<td>47,270,356</td>
<td>72,034,844</td>
</tr>
<tr>
<td>(b) Auxiliary Enterprises ........</td>
<td>11,623,307</td>
<td>11,623,307</td>
<td>23,246,614</td>
</tr>
<tr>
<td>(c) Restricted Funds ...........</td>
<td>5,951,396</td>
<td>5,951,396</td>
<td>11,902,792</td>
</tr>
</tbody>
</table>

**SOURCE OF FUNDS:**

<table>
<thead>
<tr>
<th>Source of Funds</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>(1) ETF ..................</td>
<td>24,764,488</td>
</tr>
<tr>
<td>(2) Federal and Other Funds .</td>
<td>64,845,059</td>
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</table>

**Total North Alabama, University of, Board of Trustees .**

<table>
<thead>
<tr>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>24,764,488</td>
</tr>
<tr>
<td>64,845,059</td>
</tr>
<tr>
<td>89,609,547</td>
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</table>

10. **South Alabama, University of, Board of Trustees:**

<table>
<thead>
<tr>
<th>Fund</th>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>(a) Operations and Maintenance and Program Support ........</td>
<td>98,295,044</td>
<td>177,679,798</td>
<td>275,974,842</td>
</tr>
<tr>
<td>(b) Auxiliary Enterprises ........</td>
<td>18,550,000</td>
<td>18,550,000</td>
<td>37,075,000</td>
</tr>
<tr>
<td>(c) Restricted Funds ...........</td>
<td>69,075,000</td>
<td>69,075,000</td>
<td>138,150,000</td>
</tr>
<tr>
<td>(d) University of South Alabama - Cancer Center ........</td>
<td>3,000,000</td>
<td>3,000,000</td>
<td>3,000,000</td>
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**SOURCE OF FUNDS:**

<table>
<thead>
<tr>
<th>Source of Funds</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>(1) ETF ..................</td>
<td>101,295,044</td>
</tr>
<tr>
<td>(2) Federal and Other Funds .</td>
<td>265,304,798</td>
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</table>

**Total South Alabama, University of, Board of Trustees .**

<table>
<thead>
<tr>
<th>Amount</th>
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</thead>
<tbody>
<tr>
<td>101,295,044</td>
</tr>
<tr>
<td>265,304,798</td>
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<tr>
<td>366,599,842</td>
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</table>

11. **Troy University, Board of Trustees:**

<table>
<thead>
<tr>
<th>Fund</th>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>(a) Operations and Maintenance and Program Support ........</td>
<td>44,424,775</td>
<td>200,396,520</td>
<td>244,821,295</td>
</tr>
</tbody>
</table>

Of the above appropriation,

- $124,179 shall be expended for the Interpreter's Program and
- $38,043 shall be expended for the Center for International Business and Economic Development.

<table>
<thead>
<tr>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>15,384,260</td>
</tr>
<tr>
<td>9,719,361</td>
</tr>
</tbody>
</table>
1. **Education Trust Fund**

<table>
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<tr>
<th>SOURCE OF FUNDS:</th>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>(1) ETF .................</td>
<td>44,424,775</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(2) Federal and Other Funds</td>
<td></td>
<td>225,500,141</td>
<td></td>
</tr>
<tr>
<td>Total Troy University, Board of Trustees</td>
<td>44,424,775</td>
<td>225,500,141</td>
<td>269,924,916</td>
</tr>
</tbody>
</table>

2. **West Alabama, University of, Board of Trustees:**

   (a) Operations and Maintenance and Program Support ....... 13,005,533 14,683,298 27,688,831

   Of the above appropriation, $690,652 shall be expended for the Alabama Medical Education Consortium and $190,217 shall be expended for the Economic and Small Business Development Program.

   (b) Auxiliary Enterprises ... 4,987,868 4,987,868

   (c) Restricted Funds ....... 621,805 621,805

   **SOURCE OF FUNDS:**

   (1) ETF ................. 13,005,533

   (2) Federal and Local Funds . 20,292,971

   **Total West Alabama, University of, Board of Trustees .......** 13,005,533 20,292,971 33,298,504

3. **Alabama Innovation Fund:**

   **1. Alabama Innovation Fund:**

   (a) Alabama Innovation Fund . 5,000,000 5,000,000

   **SOURCE OF FUNDS:**

   (1) ETF ................. 5,000,000

   **Total Alabama Innovation Fund** 5,000,000 5,000,000

   Of the above appropriation, $1,000,000 shall be allocated to Hudson Alpha Institute for Biotechnology and the remainder shall be used for economic
development and research purposes recommended by the Director of the Alabama Development Office and approved by the Governor.

3E. Other:

1. Deaf and Blind, Alabama Institute for, Board of Trustees:

<table>
<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>(a) Adult Programs</td>
<td>9,595,674</td>
<td>7,250,069</td>
</tr>
<tr>
<td>(b) Children and Youth Programs</td>
<td>27,786,733</td>
<td>3,761,954</td>
</tr>
<tr>
<td>(c) Industries for the Blind</td>
<td>8,176,735</td>
<td>26,283,744</td>
</tr>
</tbody>
</table>

SOURCE OF FUNDS:

(1) ETF .......................... 45,559,142

(2) Federal and Other Funds ........................................... 37,295,767

Total Deaf and Blind, Alabama Institute for, Board of Trustees .................. 45,559,142 37,295,767 82,854,909

2. Knight v. Alabama - Financial Obligations:

<table>
<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>(a) Support of State Universities Program, Estimated PhD in Microbiology</td>
<td>1,750,745</td>
<td>1,750,745</td>
</tr>
</tbody>
</table>

Based on funding formula calculations provided by the Alabama Commission on Higher Education. This appropriation is the seventh year of eight years of funding for this program.

SOURCE OF FUNDS:

(1) ETF .......................... 1,750,745

Total Knight v. Alabama - Financial Obligations ............ 1,750,745 1,750,745

To be allocated and expended in accordance with the Final Order and Settlement Agreement in Knight v. Alabama, Civil
Section 4. In addition to all other appropriations, there is hereby appropriated $8,940,252 from the Education Trust Fund representing the remaining 50% of the interest income accumulated at the rate of 6% from FY 1992 through FY 2002 for the K-12 school systems that did not receive allocations of interest from their Sixteenth Section Land Grants held in trust by the State of Alabama, to be conditioned upon the availability of funds, the recommendation of the Finance Director, and approval of the Governor. This conditional appropriation is pursuant to the Class Settlement Agreement signed by the Covington County Circuit Court on December 9, 2004.

<table>
<thead>
<tr>
<th>School System Name</th>
<th>Interest</th>
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</thead>
<tbody>
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Section 5. UNDERPERFORMANCE OF RSA. The appropriations made herein to departments, boards, offices, commissions, agencies and institutions include the amounts needed to pay $475,284,870 for the underperformance of the Teachers' Retirement System investments made by the Retirement Systems of Alabama in obtaining its assumed rate of return on assets of eight percent and for changes in its other actuarial assumptions.

Section 6. In addition to the appropriations herein made, all gifts, grants, contributions, insurance proceeds or entitlements, in excess of the amount carried in this act, including grants by the Congress of the United States, municipalities or counties, to any department, division, board, bureau, commission, agency, institution, office or officer of the State of Alabama are hereby appropriated and, in the event the same are recurring, are reappropriated to such department, division, board, bureau, commission, agency, institution, office or officer to be used only for the purpose or purposes for which the grant or contribution was or shall be made. Further, all state, county, municipal and educational entities are authorized to disburse such sums as deemed necessary by mutual agreement between said entities and the State of Alabama, Department of Examiners of Public Accounts.
to partially defray the cost of auditing services performed by
said agency. All such sums are hereby appropriated and
reappropriated if necessary to the Department of Examiners of
Public Accounts for audit services, to be expended through the

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

Section 8. Nothing in this act shall be construed to
affect or repeal any law authorizing or permitting any
college, school or other education or eleemosynary institution
of the State to receive, collect or disburse any fees,
tuitions, charges, sales, endowments, trusts or income
therefrom, which are now or may hereafter be authorized to
receive, collect or disburse. The receiving college, school or
institution shall further maintain separate accounts for such
receipts or shall maintain a system of accounting which will
show a cash flow of such receipts received under the provision
of this appropriation.
Section 9. The appropriations made herein to the departments, boards, offices, commissions, and agencies include the amount necessary and said departments, boards, offices, commissions, and agencies are hereby directed to make the transfer of funds to the State Personnel Department in the amounts enumerated in the general appropriations act for the fiscal year ending September 30, 2013. All agencies and institutions enumerated in this act that receive services from other governmental agencies enumerated in this act or the general appropriations act shall make full payment in a timely manner (as determined by the Department of Finance) for such services.

Section 10. All encumbered balances of a previous fiscal year appropriation other than the exclusions authorized by the Code of Alabama 1975, Section 41-4-93, shall lapse no later than September 30 of the fiscal year immediately following the fiscal year for which the appropriation was made and shall revert to the credit of the Education Trust Fund or earmarked fund from which the appropriation or appropriations were made.

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

Section 12. For FY 2013, local boards of education may exercise flexibility among line item expenditures, not to create a reduction of earned teacher units and/or local board of education support personnel.

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

Section 14. If merit pay increases are reinstated after December 31, 2012, current anniversary dates will be maintained for all employees. Agencies are prohibited from adjusting employee anniversary dates to obtain merit pay increases at an earlier date.

Section 15. The appropriations made herein to the departments, boards, offices, commissions and agencies include the amounts necessary to pay the State Employee Health Insurance Board (SEIB). The SEIB rate shall be $765 per month for each full-time employee for the fiscal year ending
September 30, 2013. The State Employees' Insurance Board will adjust the insurance program wherever appropriate to maintain the aforementioned fixed rate. For the fiscal year 2013, the Governor upon the recommendation of the State Director of Finance, shall have the authority to increase the SEIB monthly employer insurance premium rate up to a maximum of $805 per month for each full-time employee.

Section 16. The appropriations made herein to the departments, boards, offices, commissions and agencies include the amounts necessary to pay the Retirement Systems of Alabama. The employer rate for the Teachers' Retirement System shall be 9.93% for the fiscal year ending September 30, 2013.

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

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

Section 19. This act shall become effective on October 1, 2012.