

1 SB183
2 167238-3
3 By Senator Pittman
4 RFD: Finance and Taxation Education
5 First Read: 10-MAR-15

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4 ENGROSSED

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7 A BILL
8 TO BE ENTITLED
9 AN ACT

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11 To make an appropriation of \$9,821,227 from the
12 Education Trust Fund to Tuskegee University in Tuskegee,
13 Alabama for the support and maintenance of the educational
14 program of the institution, for the fiscal year ending
15 September 30, 2016; to provide that the appropriation is
16 subject to certain provisions of the Code of Alabama 1975; to
17 require an operations plan and an audited financial statement
18 prior to the release of any funds; and to require an end of
19 year report.

20 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

21 Section 1. Tuskegee University has a unique
22 relationship to the State of Alabama. Due to the unique nature
23 of the circumstances related to the establishment and
24 development of Tuskegee Institute which differs from that of
25 private schools and colleges receiving funds from the state
26 and from the state's public colleges and universities, the
27 institution should be afforded a unique treatment relative to

1 funding from the Education Trust Fund. Tuskegee Institute was
2 established by an act of the Legislature in 1881 and
3 separately incorporated by an act of the Legislature in 1892;
4 the Governor appoints five commissioners who serve as voting
5 members on the Tuskegee Board; and the State Superintendent of
6 Education serves as an ex officio voting commissioner on the
7 Tuskegee Board. Tuskegee has received appropriations from the
8 Legislature since 1881. Being a private institution as well as
9 a state related and supported institution, it is deemed that
10 Tuskegee University should be funded accordingly and not as
11 the private schools and colleges nor as the state public
12 colleges and universities are funded.

13 Section 2. There is hereby appropriated the sum of
14 \$9,821,227 from the Education Trust Fund to Tuskegee
15 University in Tuskegee, Alabama for the support and
16 maintenance of the educational program of the institution, for
17 the fiscal year ending September 30, 2016. Of the above
18 appropriation, at least \$1,784,788 shall be expended for the
19 agricultural research and extension service state match.

20 Section 3. The above appropriation is made for the
21 support of public education in Alabama and for the support and
22 maintenance of the above program. The appropriation shall be
23 subject to the provisions, terms, conditions, and limitations
24 of the Budget and Financial Control Act, Section 41-4-80 et
25 seq., Code of Alabama 1975, the provisions of The Budget
26 Management Act of 1976, Section 41-19-1 et seq., Code of
27 Alabama 1975, and any other provisions of this act.

1 Section 4. (a) Prior to the release of any funds
2 appropriated under this act the following reports shall be
3 submitted:

4 (1) An operations plan for the fiscal year
5 2015-2016, including goals and measurable performance
6 indicators, shall be submitted to and approved by the Director
7 of Finance, as provided for state agencies in Section 41-19-10
8 of the Code of Alabama 1975.

9 (2) An audited financial statement for all
10 operations during the fiscal year 2013-2014.

11 (b) It is the intent that funds appropriated for
12 fiscal year 2015-2016 shall be released by the Director of
13 Finance following receipt of the above reports.

14 (c) In addition, quarterly reports shall be made to
15 the Director of Finance relating actual expenditures and
16 accomplishments to planned expenditures and accomplishments.
17 An end of year performance report for the fiscal year
18 2015-2016 shall be made to the Director of Finance stating the
19 work accomplished and the services provided and the costs of
20 accomplishing the work and providing the services, citing
21 meaningful measures of program effectiveness and costs, as is
22 required for state agencies in Section 41-19-11 of the Code of
23 Alabama 1975.

24 (d) The Director of Finance shall forward a copy of
25 all required reports to the Joint Fiscal Committee in a timely
26 manner.

1 Section 5. This act shall become effective October
2 1, 2015.

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Senate

Read for the first time and referred to the Senate
committee on Finance and Taxation Education 10-MAR-15

Read for the second time and placed on the calen-
dar with 1 substitute and 1 amendment..... 16-APR-15

Read for the third time and passed as amended 12-MAY-15

Yeas 26
Nays 2

Patrick Harris
Secretary