SB262 ENGROSSED



- 1 DSG4HN-2
- 2 By Senator Beasley
- 3 RFD: Finance and Taxation Education
- 4 First Read: 27-Apr-23

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6 2023 Regular Session

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5	A BILL
6	TO BE ENTITLED
7	AN ACT
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9	To make an appropriation of \$13,651,435 from the
10	Education Trust Fund to Tuskegee University in Tuskegee,
11	Alabama, for the support and maintenance of the educational
12	program of the institution, for the fiscal year ending
13	September 30, 2024; to provide that the appropriation is
14	subject to certain provisions of the Code of Alabama 1975; to
15	require an operations plan and an audited financial statement
16	prior to the release of any funds; and to require an end of
17	year report.
18	BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:
19	Section 1. Tuskegee University has a unique
20	relationship to the State of Alabama. Due to the unique nature
21	of the circumstances related to the establishment and
22	development of Tuskegee Institute which differs from that of
23	private schools and colleges receiving funds from the state
24	and from the state's public colleges and universities, the
25	institution should be afforded a unique treatment relative to
26	funding from the Education Trust Fund. Tuskegee Institute was
27	established by an act of the Legislature in 1881 and
28	separately incorporated by an act of the Legislature in 1892;

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29 the Governor appoints five commissioners who serve as voting 30 members on the Tuskegee University Board; and the State Superintendent of Education serves as an ex officio voting 31 32 commissioner on the Tuskegee University Board. Tuskegee has 33 received appropriations from the Legislature since 1881. Being 34 a private institution as well as a state related and supported 35 institution, it is deemed that Tuskegee University should be 36 funded accordingly and not as the private schools and colleges 37 nor as the state public colleges and universities are funded. Section 2. There is hereby appropriated the sum of 38 39 \$13,651,435 from the Education Trust Fund to Tuskegee University in Tuskegee, Alabama, for the support and 40 41 maintenance of the educational program of the institution, for 42 the fiscal year ending September 30, 2024. Of the above 43 appropriation, at least \$2,000,000 shall be expended for the agricultural research and extension service state match. 44 45 Section 3. The above appropriation is made for the 46 support of public education in Alabama and for the support and 47 maintenance of the above program. The appropriation shall be 48 subject to the provisions, terms, conditions, and limitations 49 of the Budget and Financial Control Act, Section 41-4-80 et 50 seq., Code of Alabama 1975, the provisions of the Budget 51 Management Act of 1976, Section 41-19-1 et seq., Code of 52 Alabama 1975, and any other provisions of this act. 53 Section 4. (a) Prior to the release of any funds 54 appropriated under this act the following reports shall be submitted: 55

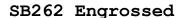
(1) An operations plan for the 2024 fiscal year,

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- 57 including goals and measurable performance indicators, shall
- 58 be submitted to and approved by the Director of Finance, as
- 59 provided for state agencies in Section 41-19-10 of the Code of
- 60 Alabama 1975.
- 61 (2) An audited financial statement for all operations
- 62 during the 2022 fiscal year.
- (b) It is the intent that funds appropriated for the
- 64 2024 fiscal year shall be released by the Director of Finance
- 65 following receipt of the above reports.
- (c) In addition, quarterly reports shall be made to the
- 67 Director of Finance relating actual expenditures and
- 68 accomplishments to planned expenditures and accomplishments.
- 69 An end of year performance report for the 2024 fiscal year
- 70 shall be made to the Director of Finance stating the work
- 71 accomplished and the services provided and the costs of
- 72 accomplishing the work and providing the services, citing
- 73 meaningful measures of program effectiveness and costs, as is
- 74 required for state agencies in Section 41-19-11 of the Code of
- 75 Alabama 1975.
- 76 (d) The Director of Finance shall forward a copy of all
- 77 required reports to the Legislative Council in a timely
- 78 manner.
- 79 Section 5. This act shall become effective October 1,
- 80 2023.





81 82 83 Senate Read for the first time and referred27-Apr-23 84 to the Senate committee on Finance 85 and Taxation Education 86 87 88 on the calendar: 89 90 0 amendments 91 92 Read for the third time and passed04-May-23 93 as amended Yeas 32 94 Nays 0 95 Abstains 1 96 97 98

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Patrick Harris,

Secretary.

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