

SB262 ENROLLED



1 DSG4HN-3
2 By Senator Beasley
3 RFD: Finance and Taxation Education
4 First Read: 27-Apr-23
5 2023 Regular Session



SB262 Enrolled

1
2 Enrolled, An Act,

3
4

5 To make an appropriation of \$13,651,435 from the
6 Education Trust Fund to Tuskegee University in Tuskegee,
7 Alabama, for the support and maintenance of the educational
8 program of the institution, for the fiscal year ending
9 September 30, 2024; to provide that the appropriation is
10 subject to certain provisions of the Code of Alabama 1975; to
11 require an operations plan and an audited financial statement
12 prior to the release of any funds; and to require an end of
13 year report.

14 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

15 Section 1. Tuskegee University has a unique
16 relationship to the State of Alabama. Due to the unique nature
17 of the circumstances related to the establishment and
18 development of Tuskegee Institute which differs from that of
19 private schools and colleges receiving funds from the state
20 and from the state's public colleges and universities, the
21 institution should be afforded a unique treatment relative to
22 funding from the Education Trust Fund. Tuskegee Institute was
23 established by an act of the Legislature in 1881 and
24 separately incorporated by an act of the Legislature in 1892;
25 the Governor appoints five commissioners who serve as voting
26 members on the Tuskegee University Board; and the State
27 Superintendent of Education serves as an ex officio voting
28 commissioner on the Tuskegee University Board. Tuskegee has



SB262 Enrolled

29 received appropriations from the Legislature since 1881. Being
30 a private institution as well as a state related and supported
31 institution, it is deemed that Tuskegee University should be
32 funded accordingly and not as the private schools and colleges
33 nor as the state public colleges and universities are funded.

34 Section 2. There is hereby appropriated the sum of
35 \$13,651,435 from the Education Trust Fund to Tuskegee
36 University in Tuskegee, Alabama, for the support and
37 maintenance of the educational program of the institution, for
38 the fiscal year ending September 30, 2024. Of the above
39 appropriation, at least \$2,000,000 shall be expended for the
40 agricultural research and extension service state match.

41 Section 3. The above appropriation is made for the
42 support of public education in Alabama and for the support and
43 maintenance of the above program. The appropriation shall be
44 subject to the provisions, terms, conditions, and limitations
45 of the Budget and Financial Control Act, Section 41-4-80 et
46 seq., Code of Alabama 1975, the provisions of the Budget
47 Management Act of 1976, Section 41-19-1 et seq., Code of
48 Alabama 1975, and any other provisions of this act.

49 Section 4. (a) Prior to the release of any funds
50 appropriated under this act the following reports shall be
51 submitted:

52 (1) An operations plan for the 2024 fiscal year,
53 including goals and measurable performance indicators, shall
54 be submitted to and approved by the Director of Finance, as
55 provided for state agencies in Section 41-19-10 of the Code of
56 Alabama 1975.



SB262 Enrolled

57 (2) An audited financial statement for all operations
58 during the 2022 fiscal year.

59 (b) It is the intent that funds appropriated for the
60 2024 fiscal year shall be released by the Director of Finance
61 following receipt of the above reports.

62 (c) In addition, quarterly reports shall be made to the
63 Director of Finance relating actual expenditures and
64 accomplishments to planned expenditures and accomplishments.
65 An end of year performance report for the 2024 fiscal year
66 shall be made to the Director of Finance stating the work
67 accomplished and the services provided and the costs of
68 accomplishing the work and providing the services, citing
69 meaningful measures of program effectiveness and costs, as is
70 required for state agencies in Section 41-19-11 of the Code of
71 Alabama 1975.

72 (d) The Director of Finance shall forward a copy of all
73 required reports to the Legislative Council in a timely
74 manner.

75 Section 5. This act shall become effective October 1,
76 2023.



SB262 Enrolled

77
78
79
80
81
82
83
84
85
86
87
88
89
90
91
92
93
94
95
96
97
98
99
100
101
102
103
104
105

President and Presiding Officer of the Senate

Speaker of the House of Representatives

SB262
Senate 04-May-23
I hereby certify that the within Act originated in and passed
the Senate, as amended.

Patrick Harris,
Secretary.

House of Representatives
Passed: 25-May-23

By: Senator Beasley