

HB148 ENROLLED



1 HB148
2 BXB3JQJ-2
3 By Representatives Garrett, Warren
4 RFD: Ways and Means Education
5 First Read: 07-Feb-24



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1 Enrolled, An Act,

2 To make an appropriation of \$14,816,579 from the
3 Education Trust Fund to Tuskegee University in Tuskegee,
4 Alabama, for the support and maintenance of the educational
5 program of the institution, for the fiscal year ending
6 September 30, 2025; to provide that the appropriation is
7 subject to certain provisions of the Code of Alabama 1975; to
8 require an operations plan and an audited financial statement
9 prior to the release of any funds; and to require an end of
10 year report.

11 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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



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29 funded accordingly and not as the private schools and colleges
30 nor as the state public colleges and universities are funded.

31 Section 2. There is hereby appropriated the sum of
32 \$14,816,579 from the Education Trust Fund to Tuskegee
33 University in Tuskegee, Alabama, for the support and
34 maintenance of the educational program of the institution, for
35 the fiscal year ending September 30, 2025. Of the above
36 appropriation, at least \$2,000,000 shall be expended for the
37 agricultural research and extension service state match.

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

46 Section 4. (a) Prior to the release of any funds
47 appropriated under this act the following reports shall be
48 submitted:

49 (1) An operations plan for the 2025 fiscal year,
50 including goals and measurable performance indicators, shall
51 be submitted to and approved by the Director of Finance, as
52 provided for state agencies in Section 41-19-10 of the Code of
53 Alabama 1975.

54 (2) An audited financial statement for all operations
55 during the 2023 fiscal year.

56 (b) It is the intent that funds appropriated for the



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57 2025 fiscal year shall be released by the Director of Finance
58 following receipt of the above reports.

59 (c) In addition, quarterly reports shall be made to the
60 Director of Finance relating actual expenditures and
61 accomplishments to planned expenditures and accomplishments.
62 An end of year performance report for the 2025 fiscal year
63 shall be made to the Director of Finance stating the work
64 accomplished and the services provided and the costs of
65 accomplishing the work and providing the services, citing
66 meaningful measures of program effectiveness and costs, as is
67 required for state agencies in Section 41-19-11 of the Code of
68 Alabama 1975.

69 (d) The Director of Finance shall forward a copy of all
70 required reports to the Legislative Council in a timely
71 manner.

72 Section 5. This act shall become effective October 1,
73 2024.



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Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in and was passed by the House 16-Apr-24.

John Treadwell
Clerk

Senate

02-May-24

Passed