

HB148 INTRODUCED



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

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SYNOPSIS:

This bill makes an appropriation of \$14,816,579 from the Education Trust Fund to Tuskegee University in Tuskegee, Alabama for the support and maintenance of the educational program of the institution, for the fiscal year ending September 30, 2025; provides that the appropriation is subject to certain provisions of the Code of Alabama 1975; requires an operations plan and an audited financial statement prior to the release of any funds; and requires an end of year report.

A BILL
TO BE ENTITLED
AN ACT

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

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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29 Section 1. Tuskegee University has a unique
30 relationship to the State of Alabama. Due to the unique nature
31 of the circumstances related to the establishment and
32 development of Tuskegee Institute which differs from that of
33 private schools and colleges receiving funds from the state
34 and from the state's public colleges and universities, the
35 institution should be afforded a unique treatment relative to
36 funding from the Education Trust Fund. Tuskegee Institute was
37 established by an act of the Legislature in 1881 and
38 separately incorporated by an act of the Legislature in 1892;
39 the Governor appoints five commissioners who serve as voting
40 members on the Tuskegee University Board; and the State
41 Superintendent of Education serves as an ex officio voting
42 commissioner on the Tuskegee University Board. Tuskegee has
43 received appropriations from the Legislature since 1881. Being
44 a private institution as well as a state related and supported
45 institution, it is deemed that Tuskegee University should be
46 funded accordingly and not as the private schools and colleges
47 nor as the state public colleges and universities are funded.

48 Section 2. There is hereby appropriated the sum of
49 \$14,816,579 from the Education Trust Fund to Tuskegee
50 University in Tuskegee, Alabama, for the support and
51 maintenance of the educational program of the institution, for
52 the fiscal year ending September 30, 2025. Of the above
53 appropriation, at least \$2,000,000 shall be expended for the
54 agricultural research and extension service state match.

55 Section 3. The above appropriation is made for the
56 support of public education in Alabama and for the support and

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57 maintenance of the above program. The appropriation shall be
58 subject to the provisions, terms, conditions, and limitations
59 of the Budget and Financial Control Act, Section 41-4-80 et
60 seq., Code of Alabama 1975, the provisions of the Budget
61 Management Act of 1976, Section 41-19-1 et seq., Code of
62 Alabama 1975, and any other provisions of this act.

63 Section 4. (a) Prior to the release of any funds
64 appropriated under this act the following reports shall be
65 submitted:

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

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

73 (b) It is the intent that funds appropriated for the
74 2025 fiscal year shall be released by the Director of Finance
75 following receipt of the above reports.

76 (c) In addition, quarterly reports shall be made to the
77 Director of Finance relating actual expenditures and
78 accomplishments to planned expenditures and accomplishments.
79 An end of year performance report for the 2025 fiscal year
80 shall be made to the Director of Finance stating the work
81 accomplished and the services provided and the costs of
82 accomplishing the work and providing the services, citing
83 meaningful measures of program effectiveness and costs, as is
84 required for state agencies in Section 41-19-11 of the Code of

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85 Alabama 1975.

86 (d) The Director of Finance shall forward a copy of all
87 required reports to the Legislative Council in a timely
88 manner.

89 Section 5. This act shall become effective October 1,
90 2024.