

HB173 INTRODUCED



1 HB173
2 MD5DW1H-1
3 By Representatives Warren, Garrett
4 RFD: Ways and Means Education
5 First Read: 05-Feb-25

1 SYNOPSIS:

2 This bill makes an appropriation of
3 \$15,816,579 from the Education Trust Fund to Tuskegee
4 University in Tuskegee, Alabama, for the support and
5 maintenance of the educational program of the
6 institution, for the fiscal year ending September 30,
7 2026; to provide that the appropriation is subject to
8 certain provisions of the Code of Alabama 1975; to
9 require an operations plan and an audited financial
10 statement prior to the release of any funds; and to
11 require an end of year report.

12
13 A BILL

14 TO BE ENTITLED

15 AN ACT
16

17 To make an appropriation of \$15,816,579 from the
18 Education Trust Fund to Tuskegee University in Tuskegee,
19 Alabama, for the support and maintenance of the educational
20 program of the institution, for the fiscal year ending
21 September 30, 2026; to provide that the appropriation is
22 subject to certain provisions of the Code of Alabama 1975; to
23 require an operations plan and an audited financial statement
24 prior to the release of any funds; and to require an end of
25 year report.

26 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

46 Section 2. There is hereby appropriated the sum of
47 \$15,816,579 from the Education Trust Fund to Tuskegee
48 University in Tuskegee, Alabama, for the support and
49 maintenance of the educational program of the institution, for
50 the fiscal year ending September 30, 2026. Of the above
51 appropriation, at least \$2,000,000 shall be expended for the
52 agricultural research and extension service state match.

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

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

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

64 (1) An operations plan for the 2026 fiscal year,
65 including goals and measurable performance indicators, shall
66 be submitted to and approved by the Director of Finance, as
67 provided for state agencies in Section 41-19-10 of the Code of
68 Alabama 1975.

69 (2) An audited financial statement for all operations
70 during the 2024 fiscal year.

71 (b) It is the intent that funds appropriated for the
72 2026 fiscal year shall be released by the Director of Finance
73 following receipt of the above reports.

74 (c) In addition, quarterly reports shall be made to the
75 Director of Finance relating actual expenditures and
76 accomplishments to planned expenditures and accomplishments.
77 An end of year performance report for the 2026 fiscal year
78 shall be made to the Director of Finance stating the work
79 accomplished and the services provided and the costs of
80 accomplishing the work and providing the services, citing
81 meaningful measures of program effectiveness and costs, as is
82 required for state agencies in Section 41-19-11 of the Code of

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83 Alabama 1975.

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

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88 Section 5. This act shall become effective October 1, 2025.