

HB183 ENROLLED



1 HB183
2 46GB3II-2
3 By Representatives Warren, Reynolds
4 RFD: Ways and Means General Fund
5 First Read: 05-Feb-25



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1 Enrolled, An Act,

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3 To make an appropriation of \$36,616,436 from the Children
4 First Trust Fund for the fiscal year ending September 30,
5 2026, to the entities and for the purposes designated in
6 Section 41-15B-2.2, Code of Alabama 1975; to provide for the
7 deposit of tobacco settlement revenues into the Children First
8 Trust Fund; to require written notification of anticipated
9 agency allocations by the State Director of Finance; to
10 require quarterly allocations; to condition allocations on
11 receipt of tobacco revenues; to provide for the transfer to
12 the State General Fund during fiscal year 2026 that portion of
13 Children First Trust Fund receipts currently allocated for the
14 State Board of Education; to make an appropriation of
15 \$44,177,773 from other tobacco settlement funds for the fiscal
16 year ending September 30, 2026; and to make a conditional
17 appropriation and allocation of additional tobacco revenues
18 upon the recommendation of the Director of Finance, the
19 Chairman of the House Ways and Means General Fund Committee
20 and the Chairman of the Senate Finance and Taxation-General
21 Fund Committee, and the approval of the Governor.

22 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

23 Section 1. (a) There is hereby appropriated from the
24 Children First Trust Fund the sum of \$36,616,436 for the
25 fiscal year ending September 30, 2026, to the entities and for
26 the purposes designated in Section 41-15B-2.2, Code of Alabama
27 1975 as follows, per the approved plan of investment for each
28 agency:



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29	Alcoholic Beverage Control Board	426,500
30	Children's Trust Fund	2,190,445
31	Department of Forensic Sciences	418,413
32	Alabama Department of Human Resources	7,958,464
33	Juvenile Probation Services Fund	4,482,854
34	Alabama Medicaid Agency	1,551,236
35	Alabama Department of Mental Health	2,142,457
36	State Multiple Needs Children's Fund	4,358,550
37	Department of Public Health	4,766,197
38	Department of Rehabilitation Services	214,002
39	Department of Youth Services	8,107,318

40 (b) (1) All tobacco revenues from the tobacco
41 settlement received by the state previously designated for the
42 Children First Trust Fund shall be deposited to the Children
43 First Trust Fund within 30 calendar days of receipt of those
44 tobacco revenues.

45 (2) The Director of Finance shall notify each agency
46 and the Department of Early Childhood Education in writing
47 prior to September 1, 2025, of the dollar amount of the
48 allocation expected to be received by the agency from the
49 Children First Trust Fund in the fiscal year ending September
50 30, 2026.

51 (3) At the beginning of each quarter of the fiscal year
52 ending September 30, 2026, the respective agency shall be
53 allocated at least one-fourth of the total amount appropriated
54 and allocated to the agency for that fiscal year when tobacco
55 revenues are available for the respective agency. In the event
56 tobacco revenues are not available for the respective agency



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57 until later in the fiscal year then the respective agency
58 shall be allocated an equal quarterly allotment for the
59 quarters that funds are available at the beginning of those
60 quarters. Such allocation shall be made and be available for
61 expenditure by the agency within five working days of the
62 commencement of the quarter. If additional sums are
63 appropriated or allocated, or both, during the fiscal year,
64 these sums shall be equally allocated to the respective agency
65 among the remaining quarters of the fiscal year or may be
66 allocated to the respective agency in one sum if revenues are
67 available. The Department of Early Childhood Education shall
68 be notified in writing of all appropriations and allocations
69 from the Children First Trust Fund by the Director of Finance.

70 (4) Allocations from the Children First Trust Fund are
71 conditioned upon the receipt of tobacco revenues.

72 (c) Allocations received pursuant to Section 1 shall be
73 expended in accordance with Section 41-15B-2.2, Code of
74 Alabama 1975.

75 (d) At the conclusion of the fiscal year, any remaining
76 sums in the Children First Trust Fund shall remain in the fund
77 and shall not revert to the State General Fund or to any other
78 fund.

79 Section 2. Notwithstanding any provision of Division 1
80 of Article 17 of Chapter 10 of Title 41, Code of Alabama 1975,
81 any provision of Chapter 15B of Title 41, Code of Alabama
82 1975, or any other provision of law, that portion of Children
83 First Trust Fund receipts currently allocated for the State
84 Board of Education shall be transferred from the Children



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First Trust Fund to the State General Fund during the fiscal year ending September 30, 2026.

Section 3. In addition to the appropriation herein above made, there is hereby appropriated from additional tobacco settlement funds the sum of \$44,177,773 for the fiscal year ending September 30, 2026 to the following entities:

Department of Early Childhood Education	142,590
21st Century Debt Service	16,000,000
Senior Services Trust Fund	1,267,470
Alabama Medicaid Agency	24,836,383
Department of Senior Services - Medicaid Waiver	1,931,330

Section 4. Any additional tobacco revenues available for the fiscal year ending September 30, 2026, shall be conditionally appropriated, conditioned upon the recommendation of the Director of Finance, the Chairman of the House Ways and Means General Fund Committee and the Chairman of the Senate Finance and Taxation-General Fund Committee, and approval of the Governor.

Section 5. The Executive Budget Office and the Director of Finance shall allot funds appropriated from the Children First Trust Fund only following the certification by the Secretary of the Department of Early Childhood Education that a plan of investment has been approved for each agency. The Secretary of the Department of Early Childhood Education shall prescribe the form and format on which each agency receiving appropriated funds herein shall submit a plan of investment of said appropriated funds. The plan of investment shall include, but not be limited to, a minimum of four (4) quality assurance



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items on which a periodic report, as required by the approved plan of investment, is made and as audited by the Examiners of Public Accounts. Quality assurance items shall include the number of children receiving service, an identifiable measure of success of services provided and a prioritized standard of successful measures for future plans of investment. It is the intent of the Legislature that the Secretary of the Department of Early Childhood Education shall be responsible for providing a standard of measurement by which a clear determination can be made through operational reporting and audit reporting of a measurable success of funds appropriated and invested from the Children First Trust Fund; insure funds appropriated herein are invested in viable programs; insure and promote the leverage of appropriated funds herein in every possible manner and coordinated in all possible ways the investment of funds by each service provider to insure that no unproductive expenditures or duplication occurs. The Secretary of the Department of Early Childhood Education shall notify legislators representing the area where a grant from the Children First Trust Fund is designated. The notification shall occur ten days before the funds reach the recipient agency.

Section 6. The Secretary of the Department of Early Childhood Education shall report each approved plan of investment to the Joint Interim Legislative Oversight Committee and the Alabama Children's Policy Council. The Secretary, upon the request of the service agency, may approve an adjusted plan of investment. It is the intent of the



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141 Legislature that funds appropriated from the Children First
142 Trust Fund be directed to meet the most immediate needs of
143 children as changing conditions may develop.

144 Section 7. Should any provision of this act be held
145 invalid, the invalidity thereof shall not affect the remaining
146 provisions of the act.

147 Section 8. This act shall become effective immediately
148 upon its passage and approval by the Governor, or its
149 otherwise becoming law.



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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 03-Apr-25.

John Treadwell
Clerk

Senate

29-Apr-25

Passed