

**SB109 INTRODUCED**



1 SB109  
2 5YHV666-1  
3 By Senators Beasley, Orr, Stewart  
4 RFD: Finance and Taxation 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.

87

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