SB223
66605-21
By Senator Sanders
RFD: Finance and Taxation Education
First Read: 05-FEB-04
ENROLLED, An Act,

To make appropriations for the support, maintenance and development of public education in Alabama, for debt service, and for capital outlay for the fiscal year ending September 30, 2005.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. There is hereby appropriated for the support of public education in Alabama for the fiscal year ending September 30, 2005, for debt service, and for capital outlay to be paid out of funds specified in subsection (a) of Section 2 of this act, the amounts specified in subsections (a), (b), (c), and (d) of Section 3 of this act. For the purpose specified in subsection (b) of Section 2 of this act, amounts are shown by programmatic area and the total for all programs is shown so as to include estimated sources of funds other than those listed in subsection (a) of Section 2 of this act. For the purpose of this act, "ETF" shall mean the Education Trust Fund and "Federal and Local Funds" shall mean all gifts, grants, contributions, or entitlements, including grants by the Congress of the United States, municipalities or counties.

Section 2. (a) The appropriations provided for in this act shall be paid from funds in the State Treasury to the
credit of the Education Trust Fund, Alabama Peace Officers' Standards and Training Fund, Impaired Drivers Trust Fund, Alabama Veterans Assistance Fund, and Public School Fund and are hereby made for the support of public education in Alabama for the fiscal year ending September 30, 2005, and the appropriations herein made shall be subject to the provisions, terms, conditions and limitations of the Budget and Financial Control Act (Code of Alabama 1975, Sections 41-4-80 et seq.), the provisions of the Budget Management Act of 1976 (Code of Alabama 1975, Sections 41-19-1 et seq.), and shall be in the amounts hereinafter specified.

(b) Amounts shown hereinunder the columns "Earmarked Funds" and "Appropriation Total" are as set forth for the purpose of establishing amounts estimated to be available by programmatic area from sources other than those listed in subsection (a) of this Section 2, in order, upon consideration of such other funds so estimated to be available, to promote the accountability for an efficient use of funds available, and the same are hereby appropriated by the Legislature. Provided, however, that regardless of the ending date of any pay period which has been or may be established by the Legislature for the payment of salaries of state employees, the entire payment due shall be made from the fiscal year's appropriation in which the pay date falls.

Section 3.
### 3A. Legislative Branch:

1. **Community Services Grants, Joint Legislative Oversight Committee on:**

<table>
<thead>
<tr>
<th>Description</th>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>(a) Community Services Grants Program</td>
<td>11,700,000</td>
<td></td>
<td>11,700,000</td>
</tr>
</tbody>
</table>

Distributed pursuant to Section 29-2-123 of the Code of Alabama 1975.

**SOURCE OF FUNDS:**

- ETF 11,700,000

2. **Examiners of Public Accounts:**

<table>
<thead>
<tr>
<th>Description</th>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>(a) Educational Audit Services Program</td>
<td>2,984,886</td>
<td></td>
<td>2,984,886</td>
</tr>
</tbody>
</table>

**SOURCE OF FUNDS:**

- ETF 2,984,886

The Department of Examiners of Public Accounts is hereby authorized to examine as deemed necessary all appropriations herein made for compliance with the laws of the State of Alabama. Any examination performed shall be in accordance with the provisions of Title 41, Chapter 5, Code of Alabama 1975.
### 3. Law Institute, Alabama:

(a) Support of Other Educational Activities Program ... 47,840

**SOURCE OF FUNDS:**

(1) ETF .......................... 47,840

Total Law Institute, Alabama ........................................... 47,840

### 4. Legislative Fiscal Office:

(a) Legislative Operations and Support Program ........... 250,000

**SOURCE OF FUNDS:**

(1) ETF .......................... 250,000

Total Legislative Fiscal Office ................................. 250,000

### 5. Legislative Reference Service:

(a) Legislative Operations and Support Program .......... 100,000

**SOURCE OF FUNDS:**

(1) ETF .......................... 100,000

Total Legislative Reference Service ......................... 100,000

This appropriation to the Legislative Reference Service shall be expended for the revision of Title 16 of the Code of Alabama 1975.

### 38. Executive Branch:

1. **American Legion and Auxiliary Scholarships:**

(a) American Legion and Auxiliary Scholarships, Estimated ........................................ 112,500
Financial Assistance Program,
to be expended under the pro-
visions of Code of Alabama
1975, Section 16-31-1 through
16-31-4.

SOURCE OF FUNDS:

<table>
<thead>
<tr>
<th>ETF</th>
<th>112,500</th>
</tr>
</thead>
</table>

Total American Legion and Aux-
iliary Scholarships .......... 112,500

2. Archives and History, De-
partment of:

(a) Historical Education Man-
agement Program ............ 454,437

SOURCE OF FUNDS:

<table>
<thead>
<tr>
<th>ETF</th>
<th>454,437</th>
</tr>
</thead>
</table>

Total Archives and History, Department of .......... 454,437

3. Arts, State Council on the:

(a) Fine Arts Program ....... 3,169,195 670,320 3,839,515

SOURCE OF FUNDS:

<table>
<thead>
<tr>
<th>ETF</th>
<th>3,169,195</th>
</tr>
</thead>
</table>

(2) Federal and Local Funds 670,320

Total Arts, State Council on
the .......................... 3,169,195 670,320 3,839,515

4. Building Commission, State:

(a) Special Services Program 480,122

SOURCE OF FUNDS:

<table>
<thead>
<tr>
<th>ETF-Transfer</th>
<th>480,122</th>
</tr>
</thead>
</table>

Total Building Commission,
State .......................... 480,122

5. Child Abuse and Neglect Pre-
vention Board:
In accordance with Sections 26-16-1 et seq., Code of Alabama 1975.

SOURCE OF FUNDS:

(1) ETF-Transfer ................. 1,855,100

Total Child Abuse and Neglect Prevention Board ........... 1,855,100 

6. Children's Affairs, Department of:

(a) Social Services Program . 3,345,864

The proposed spending plan for the ETF monies included in the above program is as follows:

Operations and Maintenance ........... 54,814

Office of School Readiness ........... 3,291,050

SOURCE OF FUNDS:

(1) ETF .................. 3,345,864

Total Children's Affairs, Department of .................. 3,345,864

7. Debt Service:

(a) Debt Service Program ....... 614,744

For payments on interest and principal of:


For payments on endowments as follows:
For interest on Auburn University Endowment  20,280
For interest on University of Alabama Endowment  61,000
For interest on Grove Hill Endowment  600
For interest on Public School Fund Endowment:
Interest on 16th Section Lands, Estimated $410,000
Interest on School Indemnity Lands, Estimated $90,000
Interest on Valueless 16th Section Land  5,825
Interest on Surplus Revenue  26,764
Interest on James Wallace Fund  275
Total Interest on Public School Fund Endowment  532,864

SOURCE OF FUNDS:
(1) ETF .........................  81,880
(2) ETF - Transfer .............  532,864
(3) Alabama Capital Improve-
ment Trust Fund .............  8,898,348
Pursuant to Amendment 666 of the Alabama Constitution, the Legislature hereby finds that it is advisable and necessary to make appropriations in excess of those contained in the Governor's certification from the Alabama Capital Improvement Trust Fund for the payment of debt service.

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<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
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<tr>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total Debt Service</td>
<td>614,744</td>
<td>8,898,348</td>
</tr>
</tbody>
</table>

In addition to the above appropriation for Debt Service, there is hereby appropriated $8,868,817 from the Alabama Capital Improvement Trust Fund as a reserve for the General Obligation Debt Service Payment that is due on October 1, 2005.

8. Drug Education and Awareness Oversight Council:

(a) Support of Other Educational Activities Program . 167,416 167,416

SOURCE OF FUNDS:

ETF 167,416

Total Drug Education and Awareness Oversight Council . 167,416 167,416

To be expended under the provisions of Code of Alabama 1975, Sections 41-25-1 through 41-25-5. It is the intent of the Legislature that all existing programs be funded at the same pro rata level as funded in fiscal year 2004. The above appropriation is conditioned upon the availability of funds in the ETF, the recommendation of the Director of Finance and the approval of the Governor.
9. Education, State Board of -
   Local Boards of Education:
   (a) Foundation Program ...... 2,714,363,417 351,529,530 3,065,892,947
   (b) Transportation Program .. 231,015,176
   Of the above appropriation the
   amount necessary to fund a
   transportation program for
   alternative and gifted stu-
   dents in any school system in
   a Class I municipality shall
   be calculated in the distribu-
   tion formula by the State De-
   partment of Education for the
   transportation program. The
   State Superintendent is di-
   rected to withhold transporta-
   tion funds used to pay em-
   ployee benefits including but
   not limited to PEEHIP, sick
   leave, teacher retirement, and
   F.I.C.A. from any local board
   which does not directly pro-
   vide these benefits to trans-
   portation employees. No local
   board shall be allowed to con-
   vert funding provided in this
   budget for employee benefits
   into other uses or expendi-
   tures. The above appropriation
   includes fleet renewal funds
   of $4,890 per bus. No fleet
   renewal funds shall be sent to
   any school system which does
   not own its own buses. The
   State Examiner of Public Ac-
   counts shall assure compli-
   ance.
   (c) At-Risk Student Program . 30,828,405
   Each district shall receive
   its pro rata share for each
   student who is defined as be-
   ing at-risk of dropping out of
   school or is performing at an
   academic level below current
   grade placement. It is the
   intent of the Legislature that

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<tr>
<td>2,714,363,417</td>
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<td></td>
<td>231,015,176</td>
</tr>
<tr>
<td>30,828,405</td>
<td></td>
<td>30,828,405</td>
</tr>
</tbody>
</table>
school systems should be en-
couraged to successfully move
students from the at-risk cat-
egory. Therefore, a school
system shall maintain its
at-risk funding for every stu-
dent removed from its at-risk
definition for the next two
fiscal years. Local school
districts shall maintain sepa-
rate accounts for all funds
received in this category. The
funds provided in this section
are specifically designated
for special programs to serve
these students and may not be
used as a part of a local
school district's general op-
erating budget. Local school
districts are expected to es-
tablish programs which will
increase learning opportuni-
ties for at-risk students.
These programs shall include,
but not be limited to, af-
ter-school tutoring, summer
schools, weekend schools, al-
ternative schools, training of
parents, purchase and use of
web-based practice tests for
the high school graduation
exam and other state required
standardized tests, and other
activities designed to assist
at-risk students. The State
Department of Education shall
monitor the intent of the Leg-
islature in the use of these
funds and shall assure that
they are used only in a manner
designed to provide additional
assistance above and beyond
the regular instructional pro-
gram for at-risk students.
At-risk funds shall not be
used to supplant any other
funding of summer schools or
other activities which are
designed to serve the general student population but must be used for specific programs for at-risk students. At-risk students shall be defined as those students who have scored in Stanines 1, 2, 3, or 4 on the most recently administered statewide student assessment. Further, local school faculty and the school principal shall make specific recommendations for students at the school to be included as participants in the at-risk program. At-risk funds may be expended for student programs to improve the efficiency and utilization of technology-based educational resources in the classroom.

As a part of the above appropriation for the At-Risk Student Program, there is hereby appropriated $750,000 for the Alabama Student Information Management System (ASIMS). ASIMS will connect each school in Alabama with the Department of Education through a common software program in order to assimilate data necessary to comply with state accountability standards, Legislative Fiscal Office requests, and the 2001 Reauthorization of the Elementary and Secondary Education Act (ESEA). It is the intent of the Legislature that schools and school systems involve the community in planning and implementing at-risk programs. Therefore, schools shall expend at least 20% of the at-risk funds to partner with non-profit community organizations in planning and implementing at-risk programs which directly assist in

<table>
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improving academic performance. Such programs may include, but not be limited to, Boys and Girls Clubs, YMCAs, 21st Century Leadership, Pell City Bridge Builders, and local civic and charitable organizations. It is the intent of the Legislature that these funds not be utilized to partner with governmental nor quasi-governmental agencies and entities whose functions already include programs designated for at-risk funding. The local school board shall set forth the efforts made to identify and involve community organizations, the local board shall revert to the Education Trust Fund any portion of the 20% of its at-risk funding which was not expended on partnerships with qualifying community organizations. If after a diligent process the local board cannot identify effective community organizations, the local board may request a waiver from this 20% requirement from the State Superintendent of Education. The local board must submit an alternative plan to the State Superintendent accompanying the request for the waiver. The State Superintendent may approve a waiver only upon good and sufficient cause. In appropriate situations, businesses may partner with schools or school systems for at-risk programs but may not receive any compensation or reimbursement for expenses or other costs.

(d) Endowment Interest Program—Public School Fund, 532,864 532,864
<table>
<thead>
<tr>
<th>Source of Funds:</th>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>ETF</td>
<td>3,000,252,683</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Federal and Local Funds</td>
<td>387,646,106</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Public School Fund, Estimated</td>
<td>140,532,864</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

The above appropriation shall be distributed by the State Board of Education in accordance with the provisions of the Code of Alabama 1975, Sections 16-13-230 through 16-13-239, and all other laws and regulations of the State Board of Education relating to the expenditure of such funds. These funds shall be used to provide a minimum school term and for equitable educational opportunities in the public schools of the state. Foundation Program calculations for FY 2004-2005 are based on the funding divisors set forth below. Such divisors shall not serve to prescribe pupil-teacher ratios.

Grades K-3 ... 13.8
Grades 4-6 ... 22
Grades 7-8 ... 21
Grades 9-12 ... 18

In allocating the funds in the Foundation Program, the State Board of Education shall allot funds based on the rates established as follows:

The Foundation Program shall use the following salary matrix to determine the cost of instructional salaries, and any part-time contract shall conform to the pro-rata
share of the following matrix:

<table>
<thead>
<tr>
<th>Years Experience</th>
<th>BS</th>
<th>MS</th>
<th>6Y</th>
<th>DO</th>
<th>ND</th>
</tr>
</thead>
<tbody>
<tr>
<td>less than 3</td>
<td>29,538</td>
<td>33,968</td>
<td>36,627</td>
<td>39,286</td>
<td>29,538</td>
</tr>
<tr>
<td>3 but less than 6</td>
<td>32,491</td>
<td>37,364</td>
<td>40,288</td>
<td>43,213</td>
<td>32,491</td>
</tr>
<tr>
<td>6 but less than 9</td>
<td>33,913</td>
<td>39,000</td>
<td>42,063</td>
<td>45,104</td>
<td>33,913</td>
</tr>
<tr>
<td>9 but less than 12</td>
<td>34,368</td>
<td>39,524</td>
<td>42,617</td>
<td>45,710</td>
<td>34,368</td>
</tr>
<tr>
<td>12 but less than 15</td>
<td>34,992</td>
<td>40,240</td>
<td>43,391</td>
<td>46,541</td>
<td>34,992</td>
</tr>
<tr>
<td>15 but less than 18</td>
<td>35,791</td>
<td>41,159</td>
<td>44,380</td>
<td>47,600</td>
<td>35,791</td>
</tr>
<tr>
<td>18 but less than 21</td>
<td>36,253</td>
<td>41,690</td>
<td>44,953</td>
<td>48,216</td>
<td>36,253</td>
</tr>
<tr>
<td>21 or greater</td>
<td>36,715</td>
<td>42,224</td>
<td>45,527</td>
<td>48,832</td>
<td>36,715</td>
</tr>
</tbody>
</table>

For additional professional development, local boards of education are hereby authorized, pursuant to rules and regulations established by the State Board of Education, to continue to schedule the two additional days authorized beginning in FY 2000 for professional development/continuing education for all 9, 10, and 11 month certificated employees at their regular daily rate of pay beyond the previous 180 day employment contract. It is the intent of the Legislature that the use of these days be in accordance with a local school self-improvement plan developed at each school through a collaborative effort of the employees involved and the local school administrators. These two days for professional development/continuing education shall be made a part of the regular school year calendar. The purpose of the days provided herein is to improve classroom instruction, discipline, and school safety. The principal of each school shall report to the local superintendent the manner in which these two professional development days were used at the school. The local superintendent of education shall consolidate the reports from each school and send the report to the State Superintendent of Education. The use of the days shall be incorporated into the school system's professional development plan. It shall be the obligation of the in-service centers and colleges and universities to render maximum assistance to local school employees. The requirement of this section shall also apply to 9, 10, and 11 month certificated personnel at the Alabama Institute for Deaf and Blind, the Department of Youth Services, the School of Math and Science, and the School of Fine Arts. Local boards of education are hereby authorized to schedule these two days of professional development/continuing education for all current 9, 10, and 11 month contracts of support personnel and all 9, 10, and 11 month contracts of Child Nutrition Program support personnel at their regular daily rate of pay beyond the previous 180 day employment contract. It is the intent of the Legislature that the purpose of these training sessions for all employed support personnel will
be to provide occupation-specific skill training, safety training, training on school discipline, and other relevant aspects of support personnel interaction with students. For the purpose of these training sessions, it shall be the obligation of local boards of education to seek qualified occupation-specific trainers from the Department of Education and/or private vendors solely for training purposes. The requirement of this section shall apply to 9, 10 and 11 month support personnel at the Alabama Institute for Deaf and Blind, the Department of Youth Services, the School of Math and Science and the School of Fine Arts. Local or state board of education rules or regulations shall not be construed to negate the intent of the Legislature. The State Board of Education shall take care to ensure the implementation of the legislative intent as provided by this section.

For "Fringe Benefits" the rate per day for two personal days and five sick days (for units earned in the Foundation Program) shall be $35. The Teachers' Retirement System rate shall be 7.03% of salaries. The Public Education Employees' Health Insurance Program (PEEHIP) rate shall be 9583 per month for each full-time employee.

For "Classroom Instructional Support" the uniform amounts used in determining the Foundation Program allowance for classroom instructional support shall be: (1) classroom materials and supplies at $525 per unit earned in the Foundation Program as required in Section 16-1-8.1, Code of Alabama, 1975; (2) textbooks at $57.50 per pupil in average daily membership during the first 40 scholastic days of the preceding school year; (3) technology at $18 per unit earned in the Foundation Program; (4) professional development at $60 per unit earned in the Foundation Program; (5) library enhancement at $135 per unit earned in the Foundation Program. The budgeting and expenditure of funds in the Foundation Program at the local level shall be determined and made by the local board of education in accordance with rules and regulations of the State Board of Education and all laws governing such school budgets and expenditures.

Each local school superintendent shall submit a notarized affidavit to the State Department of Education certifying that funds appropriated in this section have been expended for instructional supplies or instructional equipment for classrooms as provided and required in Section 16-1-8.1, Code of Alabama 1975. On the affidavit the superintendent shall state the amount of funds expended for use by classroom teachers and the amount of funds expended for collective purchases for instructional purposes. The affidavit of expenditures shall be subject to audit by the Examiners of Public Accounts.

### 10. Education, State Board of -
#### Two-Year College System:

<table>
<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
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</tbody>
</table>

(a) Operations and Maintenance .......................... 245,037,364 181,426,331 426,463,695
(b) Auxiliary Enterprises ... 32,530,694 32,530,694
(c) Restricted Funds ........... 156,934,874 156,934,874
(d) Operations and Maintenance of Postsecondary Prison Education (ETF) ........... 8,004,930 8,004,930
(e) Postsecondary Skills
Training and Education (Federal and Other Funds) ........ 14,955,056 14,955,056
(f) C.I.T.Y. Programs ........ 4,431,273 4,431,273
The above appropriation shall be used for the support and maintenance of C.I.T.Y. programs in the following locations: Etowah, Jefferson, Madison, Mobile, Montgomery, Tuscaloosa, Chilton, Houston and Dallas Counties and Russellville in Franklin County.
(g) Adult Basic Education Program

(h) Postsecondary Education Department .............
The Chancellor is directed to integrate the Alabama Technology Network into the overall workforce development plan and to allocate funds accordingly to the Alabama Technology Network and the Workforce Development program.

(i) Truck Driver Training ...

SOURCE OF FUNDS:
(1) ETF .......................... 267,543,601
(2) Federal and Other Funds . 399,646,701
Total Education, State Board of – Two-Year College System 267,543,601 399,646,701 667,190,302

(1) From the above appropriation from the ETF for Operations and Maintenance, each of the colleges shall receive the amount necessary to fund employer contributions to PEEHIP and teachers retirement plus an amount equal to the Operations and Maintenance allocation received from the ETF in Act 2003-438. The Chancellor shall be authorized to distribute any remaining funds to develop and implement programs designed to provide a skilled workforce and to strengthen emergency medical services educational programs.

(2) The allocations required herein for Operations and Maintenance of Postsecondary Prison Education shall be distributed to the two-year colleges as determined by the
11. Education, State Department

(a) Administrative Services

<table>
<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
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<tbody>
<tr>
<td>70,191,956</td>
<td>181,811,708</td>
<td>252,003,664</td>
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</table>

The proposed spending plan for the ETF monies included in the above program is as follows:

Operations and Maintenance of the Department 19,076,122

Operations and Maintenance for the Alabama Reading Initiative 40,000,000

Math/Science/Technology Initiative 237,600

Teacher/Student Testing 1,969,200

To be expended for teacher/student test development and expenses directly related to teacher and student assessment.

Children's Eye Screening Program 398,912

Governor's Local School and School System Academic and Financial Improvement Program (At-Risk) 7,498,688

The above appropriation shall be expended for the operations and maintenance of at-risk programs to develop and implement school improvement programs financial and/or academic accountability per Section 16-69-3, Code of Alabama.
1975 and for benefits for appropriate personnel within the Department of Education. At-risk funds shall be used to employ personnel under short-term contracts who shall be assigned by the State Superintendent of Education to give direct assistance to schools which come under the jurisdiction of the Department in accordance with Section 16-68-1 through 16-68-6, Code of Alabama, 1975, which requires schools and/or school systems to be placed in intervention for academic and/or financial reasons by the State Superintendent. In selecting these personnel, the State Superintendent shall give preference to persons who have achieved National Board for Professional Teaching Standards (NBPTS) certification and/or who have been chosen as Alabama Teachers of the Year. In the event this pool of personnel is inadequate, the State Superintendent may then employ other teaching and/or administrative personnel who have been recognized for their competence. Such personnel shall be assigned to work directly with schools whose operations are assumed by the state. The State Superintendent may further use these personnel to assist schools that are on Priority status. Personnel employed or contracted by the Department for assistance in at-risk schools shall be on release status from their respective local boards of education and shall retain all benefits and tenure.
status unless they are given permanent employment in the State Department of Education. Funds may be allocated to entities that have and/or can effect positive results in improved student achievement.

Of the above appropriation, $117,250 is to be expended to (a) reward schools $2,000 for increasing their status by one step as identified in Administrative Code 290-4-1; (b) reward schools $3,000 for increasing their school status by two steps as identified in Administrative Code 290-4-1; and (c) reward schools $5,000 and a Governor's Academic Improvement Trophy for moving from Alert 2 to Clear (three steps) as identified in Administrative Code 290-4-1. Rewards will go directly to the school in which improvement is made and should be invested in instructional improvement programs and/or materials voted on by the teaching body.

School Accountability Report Card

For distribution of the School Accountability Report Card referred to in Section 16-6B-7 of the Code of Alabama 1975 to every parent with a child in Alabama public schools.

Tenure Arbitration Costs ...

(b) Financial Assistance Program

The proposed spending plan for the ETF monies included in the above program is as follows:

<table>
<thead>
<tr>
<th>Education Trust Fund</th>
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<tbody>
<tr>
<td></td>
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<tr>
<td>Southwest</td>
<td>343,301</td>
<td></td>
</tr>
</tbody>
</table>

17,514,494 708,610,819 726,125,313
School of Deaf
and Blind ....

Pre-School Pro-
gram .......... 2,265,442

National Board
for Profes-
sional Teaching

Standards .... 5,000,000

The above appropriation in-
cludes funds to pay assessment
fees for teachers desiring to
take the examination and funds
to provide a $5,000 addition
to base salary as determined
by the Minimum Salary Schedule
for all board-certified teach-
ers. Alabama teachers shall
apply for funding of the as-
essment fees and recipients
are required to commit to
teach in Alabama public
schools for an additional pe-
riod of five years unless an
exception is granted for just
cause. Of the funds provided
herein, an amount not to ex-
ceed $45,000 shall be used to
pay for release time of per-
sonnel used by the State De-
partment of Education to men-
tor prospective candidates for
the NBPTS certification and to
assist in determining which
candidates shall receive state
funding to take the examina-
tion. Salary must be provided
before said amount can be used
by the State Department of
Education for personnel re-
lease time.

Teacher
In-Service Cen-
ters ............ 2,174,286

The State Board of Education,
through the State Superinten-
dent of Education, shall ad-
minister the in-service centers and shall monitor the centers for compliance with established accountability standards. The above appropriation to the In-Service Centers shall be distributed to the existing eleven Teacher In-Service Centers in each geographical area of the state as follows:

<table>
<thead>
<tr>
<th>University</th>
<th>Appropriation</th>
</tr>
</thead>
<tbody>
<tr>
<td>University of Alabama</td>
<td>$151,366</td>
</tr>
<tr>
<td>University of Alabama at Birmingham</td>
<td>$267,142</td>
</tr>
<tr>
<td>Alabama A and M University</td>
<td>$230,185</td>
</tr>
<tr>
<td>Alabama State University</td>
<td>$177,636</td>
</tr>
<tr>
<td>Athens State University</td>
<td>$167,602</td>
</tr>
<tr>
<td>Auburn University</td>
<td>$180,577</td>
</tr>
<tr>
<td>Jacksonville State University</td>
<td>$173,731</td>
</tr>
<tr>
<td>University of Montevallo</td>
<td>$190,224</td>
</tr>
</tbody>
</table>
Troy State University

.... $193,881

University of North Alabama

.... $144,564

University of South Alabama

.... $297,378

Teacher Professional Technology Training 1,350,720

This appropriation shall be used to train teachers (K-12) in the use of computers in the classroom. Trainers shall be chosen who can assist teachers in learning computer skills, the use of instructional software, and the classroom uses of the Internet. Each Regional In-Service Center will report to the Joint Legislative Committee on Finances and Budgets the number of teachers the Center has trained.

Jobs for Alabama's Graduates (JAG) ... 494,818

Governor's High Hopes for Alabama Students 5,885,927

This money is to be allocated on behalf of each student failing any section of the Alabama High School Graduation Exam, an amount to be determined by dividing the sum allocated in this section by the number of students in the state who fail any section of the exam. The sum derived...
shall then be multiplied by the number who failed any section of the exam in each school. That amount shall then be allocated by each school system to the school to be used to provide immediate assistance to the specific students who failed. The funds appropriated in this section for graduation exam failure shall be in addition to and may not supplant any other funds required to be expended by the state or local board of education for remediation and for the purchase of web-based sample practice tests for the High School Graduation Exam and other state required standardized tests which can be taken and scored using a web-based platform, or for at-risk students, including, but not limited to, Section 16-6B-3, Code of Alabama 1975, and/or any rules or regulations adopted by the State Board of Education.

(c) Alabama Science In Motion Program ................. 2,089,395
It is the Legislature's intent that all funds appropriated to this program be expended in accordance with Title 16, Chapters 61B and 61C, Code of Alabama 1975.

(d) Disability Determination for Social Security Program 66,440,004

SOURCE OF FUNDS:

(1) ETF ......................... 87,706,450
(2) ETF-Transfer ............... 2,089,395
(3) Federal and Local Funds . 956,862,531
<table>
<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>89,795,645</td>
<td>956,862,531</td>
<td>1,046,658,376</td>
</tr>
</tbody>
</table>

In addition to the above appropriation to the State Department of Education there is hereby conditionally appropriated the sum of $16,000,000 from the ETF for At-Risk programs, technology, textbooks, and/or the Reading Initiative Program based upon the availability of funds, the recommendation of the Director of Finance and the approval of the Governor.

12. Educational Television Commission:

(a) Educational Television and Public Radio Service Program

<table>
<thead>
<tr>
<th>SOURCE OF FUNDS:</th>
</tr>
</thead>
<tbody>
<tr>
<td>ETF ...............</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>7,131,038</th>
</tr>
</thead>
<tbody>
<tr>
<td>1,100,317</td>
</tr>
<tr>
<td>8,231,355</td>
</tr>
</tbody>
</table>

13. Family Practice Rural Health Board:

(a) Family Practice Rural Health Program

<table>
<thead>
<tr>
<th>SOURCE OF FUNDS:</th>
</tr>
</thead>
<tbody>
<tr>
<td>ETF ...............</td>
</tr>
</tbody>
</table>

| 893,792 |

14. Finance, Department of:

(a) Employee Benefits Program

<table>
<thead>
<tr>
<th>SOURCE OF FUNDS:</th>
</tr>
</thead>
<tbody>
<tr>
<td>ETF ...............</td>
</tr>
</tbody>
</table>

| 800,000 |

Page 24
<table>
<thead>
<tr>
<th>Education Trust</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>ETF, Estimated</td>
<td>800,000</td>
<td></td>
</tr>
<tr>
<td>Total Finance, Department of Information Services Division</td>
<td>800,000</td>
<td>800,000</td>
</tr>
</tbody>
</table>

To be distributed by the State Comptroller to the designated beneficiaries or estates for unused sick leave pursuant to Code of Alabama, Section 16-1-16.2.

15. Finance, Department of Information Services Division:

(a) Administrative Support Services Program

| SOURCE OF FUNDS: |
|------------------|-----------------|-----------------|
| ETF              | 691,667         | 691,667         |
| Total Finance, Department of Information Services Division | 691,667 | 691,667 |

The above appropriation is for partial repayment of the FY 2002 transfer to the ETF. In addition to the above appropriation, there is conditionally appropriated the sum of $6,000,000 from the ETF to the Department of Finance - Information Services Division for partial repayment of the FY 2002 transfer to the ETF to be based upon the availability of funds, the recommendation of the Director of Finance and the approval of the Governor.

16. Finance, Department of Telephone Revolving Fund:

(a) Administrative Support Services Program

| SOURCE OF FUNDS: |
|------------------|-----------------|-----------------|
| ETF-Transfer     | 1,400,000       | 1,400,000       |
17. Fine Arts, Alabama School of:
   (a) Fine Arts Program ...........

   SOURCE OF FUNDS:

   (1) ETF .......................... 4,310,913

   (2) Federal and Local Funds . 1,062,328

   Total Fine Arts, Alabama School of ................... 5,373,241

18. Fire Fighters' Personnel
    Standards and Education Commission, Alabama/Fire College
    Shelton State Community College:

    (a) Operations and Maintenance

    SOURCE OF FUNDS:

    (1) ETF .......................... 4,348,417

    (2) Federal and Local Funds . 980,700

    Total Fire Fighters' Personnel
    Standards and Education Commission, Alabama/Fire College
    Shelton State Community College ....................... 5,329,117

19. Higher Education, Alabama
    Commission on:

    (a) Planning and Coordination

    Services Program .................. 2,322,691

    The proposed spending plan for
the ETF monies included in the above program is as follows:

Operations and Maintenance . . 2,322,691

(b) Student Financial Aid Program .

(1) Policeman’s Survivor Tuition, Estimated 95,880

To be expended under the provisions of Code of Alabama 1975, Section 36-21-105.

(2) Alabama National Guard Educational Assistance ..... 675,143

To be expended in accordance with Code of Alabama 1975, Sections 31-10-1 through 31-10-4 and Sections 31-10-20 through 31-10-25.

(3) Alabama Student Assistance Program 820,558

(4) Educational Grants Program 1,768,471

To be expended in accordance with Code of Alabama 1975, Sections 16-33A-1 through 16-33A-11. It is the intent of the Legislature that private institutions receiving state grant funds under this provision make their best effort to use the equivalent of ten percent of Federal Work Study allocations for the purpose of tutoring and mentoring students in grades K-12 to better prepare them for graduation, college entry and retention. Institutions shall work with their respective governing boards to develop and imple-
ment this effort. In addition to the above appropriation to the Educational Grants Program there is hereby conditionally appropriated the sum of $3,537,473 to be conditioned upon the availability of funds in the ETF, the recommendation of the Director of Finance and the approval of the Governor.

<table>
<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>1,844,265</td>
<td>1,221,222</td>
<td>3,065,487</td>
</tr>
</tbody>
</table>

(c) Support of Other Educational Activities Program

The proposed spending plan for the ETF monies included in the above program is as follows:

(1) Network of Alabama Academic Libraries 

|                      | 319,655 |

It is the intent of the Legislature that ACHE shall provide for the participation of Athens State University in the Network of Alabama Academic Libraries.

(2) Southern Regional Education Board (SREB) 

|                      | 713,471 |

(3) EPSCoR Program 

|                      | 481,139 |

(4) Computer Based Articulation System 

|                      | 330,000 |

To fund Troy State University for developing and operating a statewide computer-based articulation system to serve all four-year and two-year postsecondary institutions in the State of Alabama.

(d) Alabama Guaranteed Student Loan Program 

|                      | 581,384 |

(e) Alabama Agricultural Land 

|                      | 2,024,702 | 2,024,702 |
Grant Alliance Program

Of the above appropriation to the Alabama Agricultural Land Grant Alliance, $1,524,702 shall be equally distributed as a state match for federal funds for those institutions in the Alliance required to provide matching funds in order to obtain federal funds for the first time in fiscal year 2000. In addition to the above appropriation, there is conditionally appropriated the sum of $941,451 from the ETF to the Alabama Agricultural Land Grant Alliance Program based upon the availability of funds in the ETF, the recommendation of the Director of Finance and the approval of the Governor.

SOURCE OF FUNDS:

<table>
<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>ETF .............................</td>
<td>9,551,710</td>
<td>9,551,710</td>
</tr>
<tr>
<td>Federal and Local Funds</td>
<td>2,450,911</td>
<td>2,450,911</td>
</tr>
<tr>
<td>Total Higher Education, Alabama Commission on ...........</td>
<td>9,551,710</td>
<td>2,450,911</td>
</tr>
</tbody>
</table>

20. Human Resources, Department of:

(a) Jobs Opportunities and Basic Skills Training (JOBS) Program ................. 3,344,146 3,344,146

(b) JOBS Child Care and After School Child Care Program . 4,099,346 4,099,346

(c) Human Services Program .. 4,283,107 4,283,107

SOURCE OF FUNDS:

| ETF-Transfer .......... | 11,726,599 | 11,726,599 |
| Total Human Resources, Department of ......................... | 11,726,599 | 11,726,599 |
Of the above appropriation, a minimum of $800,000 is to be distributed to the day care centers in rural areas within the state for the dual purpose of providing day care services to the working poor and provide state match to draw down additional federal subsidy dollars. These funds shall be distributed based upon a meaningful formula, taking into account service delivery area, population, and the services required by the targeted clients.

21. Industrial Development Training Institute, Alabama:

(a) Operations and Maintenance Program ................... 3,847,392 3,847,392

(b) Industrial Development and Training Program ............. 2,740,154 2,740,154

SOURCE OF FUNDS:

(1) ETF ..................... 6,587,546

Total Industrial Development Training Institute, Alabama . 6,587,546 6,587,546

22. Library Service, Alabama Public:

(a) Public Library Service Program .......................... 9,985,447 2,125,000 12,110,447

Of the above appropriation, a minimum of $4,141,608 is to be distributed to the public libraries within the state; and $3,532,600 shall be expended for the Virtual Library Project.

SOURCE OF FUNDS:

(1) ETF ..................... 9,985,447
<table>
<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>(2) Federal and Local Funds</td>
<td>2,125,000</td>
<td>2,125,000</td>
</tr>
<tr>
<td>Total Library Service, Alabama Public</td>
<td>9,985,447</td>
<td>12,110,447</td>
</tr>
</tbody>
</table>

23. Marine Environmental Sciences Consortium/Dauphin Island Sea Lab:

- (a) Support of Other Educational Activities Program
  | 2,919,846 | 2,371,778 | 5,291,624 |

  **SOURCE OF FUNDS:**

  1. ETF 2,919,846
  2. Federal and Local Funds 2,371,778

| Total Marine Environmental Sciences Consortium/Dauphin Island Sea Lab | 2,919,846 | 2,371,778 | 5,291,624 |

24. Mathematics and Science, Alabama School of:

- (a) Mathematics and Science Program
  | 5,407,695 | 81,500 | 5,489,195 |

  **SOURCE OF FUNDS:**

  1. ETF 5,407,695
  2. Federal and Local Funds 81,500

| Total Mathematics and Science, Alabama School of | 5,407,695 | 81,500 | 5,489,195 |

25. Medical Scholarship Awards, Board of:

- (a) Support of Other Educational Activities Program
  | 400,000 | 400,000 |

  **SOURCE OF FUNDS:**

  1. Federal and Local Funds 400,000

| Total Medical Scholarship Awards, Board of | 400,000 | 400,000 |

The above appropriation to the Board of Medical Scholarship.
Awards is to be expended under the provisions of Code of Alabama 1975, Sections 16-47-121 through 16-47-129.

### 26. Mental Health and Mental Retardation, Department of:

<table>
<thead>
<tr>
<th></th>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>(a) Mental Illness Program</td>
<td>10,826,159</td>
<td></td>
<td>10,826,159</td>
</tr>
<tr>
<td>(b) Mental Retardation Program</td>
<td>10,209,885</td>
<td></td>
<td>10,209,885</td>
</tr>
</tbody>
</table>

Of the above appropriation to the Department of Mental Health and Mental Retardation for the Mental Retardation Program, the sum of $2,326,145 shall be used to fund the ARC-type community-based programs, including the Montgomery Institute for Neurological Development, for the mentally retarded and developmentally disabled in Alabama and the sum of $294,063 shall be allocated to Camp ASCCA. In addition to the above appropriation of $2,326,145 to fund the ARC-type community-based programs there is conditionally appropriated from the ETF an additional $965,615 for the fiscal year ending September 30, 2005 conditioned upon the availability of funds in the ETF, the recommendation of the Director of Finance and the approval of the Governor. In addition to the above appropriation of $294,063 to fund Camp ASCCA there is hereby conditionally appropriated from the ETF an additional $226,085 for the fiscal year ending September 30, 2005 conditioned upon the availability of funds in the ETF, the recommendation of the Director of Finance and the approval of
SB223

<table>
<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>the Governor.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(c) Substance Abuse Program</td>
<td>689,142</td>
<td>689,142</td>
</tr>
<tr>
<td>(d) Repayment to Special Mental Health Trust Fund</td>
<td>1,632,582</td>
<td>1,632,582</td>
</tr>
</tbody>
</table>

The above appropriation is to repay Mental Health for the transfer to the ETF in FY 2002.

SOURCE OF FUNDS:

1. ETF-Transfer ............ 23,357,768

Total Mental Health and Mental Retardation, Department of

<table>
<thead>
<tr>
<th>Peace Officers' Standards and Training Commission, Alabama:</th>
</tr>
</thead>
<tbody>
<tr>
<td>(a) Professional and Occupational Licensing and Regulation Program</td>
</tr>
<tr>
<td>(b) Certified Law Enforcement Academy Program ............</td>
</tr>
</tbody>
</table>

Of the above appropriation for the Certified Law Enforcement Academy Program, $465,670 of ETF monies included therein shall be expended as follows:

<p>| Northeast Police Academy | 121,074 |
| Alabama Peace Officers' Standards and Training Commission Law Enforcement Academy at Tuscaloosa | 121,074 |
| Southwest Police Academy | 121,074 |
| Alabama Police Academy | 65,194 |
| Montgomery Police Academy | 37,254 |</p>
<table>
<thead>
<tr>
<th>SOURCE OF FUNDS:</th>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>(1) ETF ..........</td>
<td>773,764</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(2) Alabama Peace Officers' Standards and Training Fund—as provided in Code of Alabama 1975, Sections 36-21-40 through 36-21-51</td>
<td>1,450,000</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total Peace Officers' Standards and Training Commission, Alabama</td>
<td>773,764</td>
<td>1,450,000</td>
<td>2,223,764</td>
</tr>
<tr>
<td><strong>28. Penny Trust Fund - Buskey Matching Funds:</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>(a) Special Services Program, Estimated ..........</td>
<td>245,740</td>
<td></td>
<td>245,740</td>
</tr>
<tr>
<td><strong>SOURCE OF FUNDS:</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>(1) ETF Transfer ..........</td>
<td>245,740</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total Penny Trust Fund - Buskey Matching Funds ..........</td>
<td>245,740</td>
<td></td>
<td>245,740</td>
</tr>
<tr>
<td><strong>29. Physical Fitness, Governor's Commission on:</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>(a) Advisory Services Program</td>
<td>198,278</td>
<td></td>
<td>198,278</td>
</tr>
<tr>
<td><strong>SOURCE OF FUNDS:</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>(1) ETF ...............</td>
<td>198,278</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total Physical Fitness, Governor's Commission on ..........</td>
<td>198,278</td>
<td></td>
<td>198,278</td>
</tr>
<tr>
<td><strong>30. Public Health, Department of:</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>(a) Public Health Services Program ...............</td>
<td>21,498,708</td>
<td></td>
<td>21,498,708</td>
</tr>
<tr>
<td>The above appropriation shall be expended for the continuation of the programs in Public School Sanitation, licensure</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
and certification, immunization activities at the county level, patient education and child health, and immunization of pre-school children and students, dental health, tuberculosis and nursing services, and other public health purposes.

SOURCE OF FUNDS:

<table>
<thead>
<tr>
<th>ETF</th>
<th>Total Public Health, Department of</th>
</tr>
</thead>
<tbody>
<tr>
<td>21,498,708</td>
<td>21,498,708</td>
</tr>
</tbody>
</table>

In addition to the above appropriation to the Department of Public Health, there is conditionally appropriated the sum of $200,000 from the ETF to the Department of Public Health for AIDS ALABAMA, to be conditioned upon the availability of funds in the ETF, the recommendation of the Director of Finance and the approval of the Governor.

31. Rehabilitation Services, Department of:

(a) Direct Client Services for the Handicapped Program

<table>
<thead>
<tr>
<th>ETF</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>28,271,484</td>
<td>136,403,792</td>
</tr>
</tbody>
</table>

The proposed spending plan for the ETF monies included in the above program is as follows:

- Homebound: 3,273,198
- Hemophilia: 1,061,994
- Children’s Rehabilitation Services: 8,519,783

Of the above
appropriation
the agency will
pay to each
hospital the
standard per
diem paid by
the state
medicaid agency
for services
relating to
scoliosis and
spina bifida
medical care.

Education of
Dependents of
Blind Parents
12,750

The above ap-
propriation
shall be allo-
cated for reim-
bursement to
every state in-
stitution of
higher learn-
ing, college,
university,
community col-
lege, or junior
college, in
which benefits
are given to
dependents of
blind parents
under the pro-
visions of Code
of Alabama
1975, Sections
16-33-1 through
16-33-12.

Rehabilitation
Services ..... 10,627,053

Early Interven-
tion Program . 4,776,706

SOURCE OF FUNDS:

(1) ETF ...................... 28,271,484
SB223

<table>
<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>(2) Federal and Local Funds</td>
<td>106,484,358</td>
<td></td>
</tr>
<tr>
<td>(3) Impaired Drivers Trust Fund</td>
<td></td>
<td>1,647,950</td>
</tr>
<tr>
<td>Total Rehabilitation Services, Department of</td>
<td>28,271,484</td>
<td>108,132,308</td>
</tr>
</tbody>
</table>

It is the intent of the Legislature that the above appropriation to the Department of Rehabilitation Services may be used to contract with providers for cerebral palsy services.

32. Sickle Cell Oversight and Regulatory Commission, Alabama:

(a) Support of Other Educational Activities Program | 1,144,269 | 1,144,269 |

Of the above appropriation to the Alabama Sickle Cell and Regulatory Commission, the sum of $1,139,269 shall be used to fund the university and community-based Sickle Cell programs which were funded from the ETF budget in FY 2000. These funds shall be distributed proportionately to the distribution made in FY 2003.

SOURCE OF FUNDS:

(1) ETF | 1,144,269 |

Total Sickle Cell Oversight and Regulatory Commission, Alabama | 1,144,269 | 1,144,269 |

33. Space Science Exhibit Commission, Alabama:

(a) Special Services Program | 304,756 | 304,756 |

SOURCE OF FUNDS:

(1) ETF | 304,756 |
<table>
<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total Space Science Exhibit Commission, Alabama</td>
<td>304,756</td>
<td>304,756</td>
</tr>
</tbody>
</table>

34. Supercomputer Authority, Alabama:

(a) Administrative Support Services Program

The above appropriation is to be expended in accordance with Sections 41-10-390 through 41-10-406, Code of Alabama 1975.

SOURCE OF FUNDS:

1. ETF-Transfer
2. Supercomputer Revolving Fund, Estimated

Total Supercomputer Authority, Alabama

The Supercomputer Authority shall coordinate with the Governor's Office of Information Technology. At least $2 million of these funds shall be used for connectivity purposes.

35. Veterans' Affairs, Department of:

(a) Administration of Veterans' Affairs Program
(b) Student Financial Aid Program, Estimated

For reimbursement to every state institution of higher learning, college, university, community college, junior college or technical college in which benefits are given to veterans, their spouses, widows, or children under the provisions of Code of Alabama 1975, Sections 31-6-1 through 31-6-17.
SOURCE OF FUNDS:

1. ETF 12,471,313

Total Veterans' Affairs, Department of 12,471,313

36. Youth Services, Department of:

(a) Financial Assistance Program (School District) 6,715,712 787,676 7,503,388

The above appropriation shall be expended by the Youth Services Department District in a manner consistent with the funding formula cooperatively established by the Youth Services Board and the State Board of Education pursuant to the provisions of the Code of Alabama 1975, Sections 44-1-70 through 44-1-77.

(b) Youth Services Program 42,349,364 4,271,689 46,620,853

SOURCE OF FUNDS:

1. ETF 49,065,076

2. Federal and Local Funds 5,059,165

Total Youth Services, Department of 54,124,241

3C. Colleges and Universities:

1. Alabama Agricultural and Mechanical University, Board of Trustees:

(a) Operations and Maintenance and Program Support 28,838,394 35,173,435 64,011,829

(b) Urban Affairs and New Non-Traditional Land Grant Programs 2,432,931 2,432,931

(c) Agricultural Research Station Fixed Costs 300,000 300,000

(d) Auxiliary Enterprises 10,496,901 10,496,901

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### Education Trust Fund

<table>
<thead>
<tr>
<th>Source of Funds</th>
<th>ETF</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>(e) Restricted Funds</td>
<td></td>
<td>24,508,223</td>
<td>24,508,223</td>
</tr>
<tr>
<td>(f) ACES-System Personnel Costs</td>
<td>924,528</td>
<td></td>
<td>924,528</td>
</tr>
<tr>
<td>(g) Agricultural Research and Extension-State Match</td>
<td>855,421</td>
<td></td>
<td>855,421</td>
</tr>
</tbody>
</table>

**SOURCE OF FUNDS:**

<table>
<thead>
<tr>
<th>(1) ETF</th>
<th>33,351,274</th>
</tr>
</thead>
<tbody>
<tr>
<td>(2) Federal and Other Funds</td>
<td>70,180,559</td>
</tr>
</tbody>
</table>

**Total Alabama Agricultural and Mechanical University, Board of Trustees:**

<table>
<thead>
<tr>
<th>ETF</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>33,351,274</td>
<td>70,180,559</td>
<td>103,531,833</td>
</tr>
</tbody>
</table>

The above appropriations in Urban Affairs and New Non-Traditional Land Grant Programs, Agricultural Research Station Fixed Costs, and ACES-System Personnel Costs from the ETF are to be released and used as restricted by and in compliance with Knight v. Alabama, Civil Action CV 83-M-1676, 900 F Supp 272.

### 2. Alabama A and M University, Board of Trustees-Miles College Consortium:

(a) Alabama A and M University-Miles College Consortium

<table>
<thead>
<tr>
<th>ETF</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td>173,436</td>
</tr>
</tbody>
</table>

**SOURCE OF FUNDS:**

<table>
<thead>
<tr>
<th>ETF</th>
<th>173,436</th>
</tr>
</thead>
</table>

**Total Alabama A and M University, Board of Trustees-Miles College Consortium:**

<table>
<thead>
<tr>
<th>ETF</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>173,436</td>
<td></td>
<td>173,436</td>
</tr>
</tbody>
</table>

### 3. Alabama State University, Board of Trustees:

(a) Operations and Maintenance and Program Support

<table>
<thead>
<tr>
<th>ETF</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>28,713,228</td>
<td>31,345,921</td>
<td>60,059,149</td>
</tr>
</tbody>
</table>
SB223

<table>
<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>(b) Title VI Program Enhancement</td>
<td>1,657,477</td>
<td>1,657,477</td>
</tr>
</tbody>
</table>

The proposed spending plan for the above Title VI Program Enhancement appropriation is as follows:

Consultants and Faculty .... 462,264
Instructional Support .... 1,195,213
(c) Desegregation Planning .. 184,906

The above appropriations in Title VI Program Enhancement and Desegregation Planning from the ETF are to be released and used as restricted by and in compliance with Knight v. Alabama, Civil Action CV 83-M-1676, 900 F Supp 272.

(d) Auxiliary Enterprises ...
(e) Restricted Funds ........ 25,086,950

SOURCE OF FUNDS:
(1) ETF ....................... 30,555,611
(2) Federal and Other Funds .. 64,435,535

Total Alabama State University, Board of Trustees ..... 94,991,146

4. Alabama, University of, Board of Trustees:
(a) Operations and Maintenance and Program Support for the University of Alabama at Tuscaloosa ............... 126,217,204 136,225,280 264,442,484

The President of the University of Alabama shall implement a Workforce Development plan utilizing the existing Minority Technology Network.
(b) Operations and Maintenance and Program Support for the 221,933,880 884,938,334 1,106,872,214
Of the above appropriation, $337,680 shall be expended for the Minority Business Training-Economic Development Program.

(c) Operations and Maintenance and Program Support for the University of Alabama in Huntsville

(d) Special Mental Health and Chauncey Sparks Center for Developmental and Learning Disorders, University of Alabama at Birmingham (ETF)

(e) School of Optometry Fund-Transfer to University of Alabama at Birmingham School of Optometry

(f) Auxiliary Enterprises

(g) Restricted Funds

SOURCE OF FUNDS:

(1) ETF

(2) Federal and Other Funds

Total Alabama, University of, Board of Trustees

<table>
<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>38,384,488</td>
<td>35,297,000</td>
<td>73,681,488</td>
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<tr>
<td>4,032,177</td>
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<td>4,032,177</td>
</tr>
<tr>
<td>70,000</td>
<td>70,000</td>
<td></td>
</tr>
<tr>
<td>118,379,560</td>
<td>118,379,560</td>
<td></td>
</tr>
<tr>
<td>436,374,000</td>
<td>436,374,000</td>
<td></td>
</tr>
<tr>
<td>390,567,449</td>
<td></td>
<td></td>
</tr>
<tr>
<td>1,613,284,174</td>
<td></td>
<td></td>
</tr>
<tr>
<td>390,567,449</td>
<td>1,613,284,174</td>
<td>2,003,851,623</td>
</tr>
</tbody>
</table>

5. Auburn University, Board of Trustees:

(a) Operations and Maintenance and Program Support, Auburn University

(b) Auxiliary Enterprises

(c) Restricted Funds

(d) Operations and Maintenance and Program Support, Alabama Agricultural Experiment Station

(e) Operations and Maintenance and Program Support, Alabama

<p>| Operations and Maintenance and Program Support, Auburn University | 140,127,278 | 202,615,372 | 342,742,650 |
| Auxiliary Enterprises                                             | 75,315,312  | 75,315,312  |          |
| Restricted Funds                                                 | 88,549,629  | 88,549,629  |          |
| Operations and Maintenance and Program Support, Alabama Agricultural Experiment Station | 26,651,658  | 788,127     | 27,439,785 |
| Operations and Maintenance and Program Support, Alabama          | 28,804,637  | 28,804,637  |          |
| SB223 |
|---|---|---|
| <strong>Education Trust Fund</strong> | <strong>Earmarked Funds</strong> | <strong>Appropriation Total</strong> |
| Cooperative Extension System (ETF) | 215,593,341 | 215,593,341 |
| (f) Operations and Maintenance and Program Support, Auburn University at Montgomery | 20,009,768 | 41,380,778 |
| SOURCE OF FUNDS: | | |
| (1) ETF | | 215,593,341 |
| (2) Federal and Other Funds | | 388,639,450 |
| Total Auburn University, Board of Trustees | 215,593,341 | 388,639,450 | 604,232,791 |
| 6. Education, State Board of Athens State University: | | |
| (a) Operations and Maintenance and Program Support | 9,693,601 | 17,000,754 |
| (b) Auxiliary Enterprises | 90,000 | 90,000 |
| (c) Restricted Funds | 9,955,345 | 9,955,345 |
| SOURCES OF FUNDS: | | |
| (1) ETF | 9,693,601 | 9,693,601 |
| Of the above appropriation up to $1,250,000 may be used for the joint/collaborative Athens State University/Alabama A&amp;M University M.A. in Teaching program in compliance with Knight v. Alabama Civil Action CV 83-M-1676, 787 F Supp 1030, 900 F Supp 272. | | |
| (2) Federal and Other Funds | | 17,352,498 |
| Total Education, State Board of Athens State University | 9,693,601 | 27,046,099 |
| 7. Jacksonville State University, Board of Trustees: | | |
| (a) Operations and Maintenance and Program Support | 30,443,205 | 66,916,936 |
| (b) Auxiliary Enterprises | 4,080,000 | 4,080,000 |
| (c) Restricted Funds | 18,020,000 | 18,020,000 |</p>
<table>
<thead>
<tr>
<th>SOURCE OF FUNDS:</th>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>(1) ETF ..................</td>
<td>30,443,205</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(2) Federal and Other Funds .</td>
<td></td>
<td>58,573,731</td>
<td></td>
</tr>
<tr>
<td>Total Jacksonville State University, Board of Trustees ..</td>
<td>30,443,205</td>
<td>58,573,731</td>
<td>89,016,936</td>
</tr>
</tbody>
</table>

8. Montevallo, University of, Board of Trustees:

(a) Operations and Maintenance and Program Support ...... 15,738,584 13,936,712 29,675,296
(b) Auxiliary Enterprises ... 4,412,856 4,412,856
(c) Restricted Funds .......... 2,855,512 2,855,512

| SOURCE OF FUNDS: | 
|----------------|------------------|
| (1) ETF .................. | 15,738,584 |
| (2) Federal and Other Funds . | | 21,205,080 |
| Total Montevallo, University of, Board of Trustees ...... | 15,738,584 | 21,205,080 | 36,943,664 |

9. North Alabama, University of, Board of Trustees:

(a) Operations and Maintenance and Program Support ...... 22,281,252 23,317,213 45,598,465
(b) Auxiliary Enterprises ... 5,628,000 5,628,000
(c) Restricted Funds .......... 2,869,900 2,869,900

| SOURCE OF FUNDS: | 
|----------------|------------------|
| (1) ETF .................. | 22,281,252 |
| (2) Federal and Other Funds . | | 31,815,113 |
| Total North Alabama, University of, Board of Trustees .. | 22,281,252 | 31,815,113 | 54,096,365 |

10. South Alabama, University of, Board of Trustees:

(a) Operations and Maintenance and Program Support ...... 86,351,327 314,208,207 400,559,534
(b) Auxiliary Enterprises ... 15,615,228 15,615,228

Page 44
11. Troy University System, Board of Trustees:
(a) Operations and Maintenance and Program Support for Troy State University System .... 37,080,895 111,341,921 148,422,816
(b) Auxiliary Enterprises .... 11,448,299 11,448,299
(c) Restricted Funds .... 15,856,859 15,856,859

SOURCE OF FUNDS:
(1) ETF ........................ 37,080,895
(2) Federal and Other Funds . 138,647,079
Total Troy University System, Board of Trustees ........ 37,080,895 138,647,079 175,727,974

12. West Alabama, University of, Board of Trustees:
(a) Operations and Maintenance and Program Support ....... 9,869,650 7,181,060 17,050,710
(b) Auxiliary Enterprises .... 2,721,667 2,721,667
(c) Restricted Funds ....... 550,842 550,842

SOURCE OF FUNDS:
(1) ETF ........................ 9,869,650
(2) Federal and Other Funds . 10,453,569
Total West Alabama, University of, Board of Trustees ........ 9,869,650 10,453,569 20,323,219

3D. Other:
1. Deaf and Blind, Alabama Institute for, Board of Trust-
In addition to the above appropriation, there is conditionally appropriated the sum of $500,000 from the ETF to the Alabama Institute for Deaf and Blind to be based upon the availability of funds in the ETF, the recommendation of the Director of Finance and the approval of the Governor. This shall be the first priority conditional and shall be released in full before the release of any other conditional appropriations from the ETF.

2. Knight v. Alabama - Financial Obligations:
(a) Operations and Maintenance and Program Support, Estimated

Included in the above appropriation, the following programs shall be funded:
Alabama State University
Master of Accountancy Program

<table>
<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>(a) Adult Programs</td>
<td>8,660,026</td>
<td>6,676,285</td>
</tr>
<tr>
<td>(b) Children and Youth Programs</td>
<td>23,325,272</td>
<td>3,888,599</td>
</tr>
<tr>
<td>(c) Industries for the Blind</td>
<td>6,427,451</td>
<td>22,157,647</td>
</tr>
</tbody>
</table>

Total Deaf and Blind, Alabama Institute for, Board of Trustees

38,412,749
32,722,531
71,135,280
<table>
<thead>
<tr>
<th>Program</th>
<th>Education Trust</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Health Information Management Program</td>
<td></td>
<td>402,407</td>
<td></td>
</tr>
<tr>
<td>Occupational Therapy Program</td>
<td></td>
<td>426,891</td>
<td></td>
</tr>
<tr>
<td>Physical Therapy Program</td>
<td></td>
<td>1,039,421</td>
<td></td>
</tr>
<tr>
<td>EdD Educational Leadership, Policy &amp; Law</td>
<td></td>
<td>1,655,316</td>
<td></td>
</tr>
</tbody>
</table>

SOURCE OF FUNDS:

(1) ETF ................................ 15,414,899
<table>
<thead>
<tr>
<th>Education Trust Fund</th>
<th>Earmarked Funds</th>
<th>Appropriation Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total Knight v. Alabama - Financial Obligations</td>
<td>15,414,899</td>
<td>15,414,899</td>
</tr>
</tbody>
</table>

To be allocated and expended in accordance with the 1995 Remedial Decree in Knight v. Alabama, Civil Action CV-M-1676, 900F Supp 272.

Section 4. It is the intent of the Legislature that each public four-year and two-year higher education institution make its best effort to use the equivalent of ten percent of its federal work study allocations for the purpose of tutoring and mentoring students in grades K-12 to better prepare them for graduation, college entry and retention. Institutions shall work with their respective governing boards to develop and implement this effort.

Section 5. The appropriations made herein to an agency or entity is for the valid purposes and/or operation and maintenance of that agency or entity. There shall be no pass-through appropriation by that agency or entity at the direction of any member of the legislative, executive or judicial branch of government. The director of any agency or entity that is directed by a member of the legislative, executive or judicial branch of government to pass-through an appropriation to another state or non-state entity shall report such directive to the Chairs of the House Education Finance and Appropriations Committee and the Senate Finance and Taxation-Education Committee. Nothing in this section is
intended to prohibit a legislator or any other person from
asking for or asking about the status of a project that falls
within the legal purpose or function of that agency.

Section 6. In addition to the appropriations herein
made, all gifts, grants, contributions, or entitlements, in
excess of the amount carried in this act, including grants by
the Congress of the United States, municipalities or counties,
to any department, division, board, bureau, commission,
agency, institution, office or officer of the State of Alabama
are hereby appropriated and, in the event the same are
recurring, are reappropriated to such department, division,
board, bureau, commission, agency, institution, office or
officer to be used only for the purpose or purposes for which
the grant or contribution was or shall be made. Further, all
state, county, municipal and educational entities are
authorized to disburse such sums as deemed necessary by mutual
agreement between said entities and the State of Alabama,
Department of Examiners of Public Accounts to partially defray
the cost of auditing services performed by said agency. All
such sums are hereby appropriated and reappropriated if
necessary to the Department of Examiners of Public Accounts
for audit services, to be expended through the fund
established by Section 41-5-24, Code of Alabama 1975.

Section 7. The State Superintendent of Education
shall make requisitions to the State Comptroller in favor of
the proper beneficiary in accordance with the law and rules and regulations governing the expenditure or disbursement of any and all funds appropriated to the State Department of Education and/or the State Board of Education in this act, whereupon the Comptroller shall issue his warrant therefor. All other appropriations in this act shall be paid after proper requisitions are made to the State Comptroller in the manner now provided by law.

Section 8. Nothing in this act shall be construed to affect or repeal any law authorizing or permitting any college, school or other education or eleemosynary institution of the State to receive, collect or disburse any fees, tuitions, charges, sales, endowments, trusts or income therefrom, which are now or may hereafter be authorized to receive, collect or disburse. The receiving college, school or institution shall further maintain separate accounts for such receipts or shall maintain a system of accounting which will show a cash flow of such receipts received under the provision of this appropriation.

Section 9. The appropriations made herein to the departments, boards, offices, commissions, and agencies include the amount necessary and said departments, boards, offices, commissions, and agencies are hereby directed to make the transfer of funds to the State Personnel Department in the amounts enumerated in the general appropriations act for the
fiscal year ending September 30, 2005. All agencies and 
institutions enumerated in this act that receive services from 
other governmental agencies enumerated in this act or the 
general appropriations act shall make full payment in a timely 
manner (as determined by the Department of Finance) for such 
services.

Section 10. All encumbered balances of a previous 
fiscal year appropriation other than the exclusions authorized 
by the Code of Alabama 1975, Section 41-4-93, shall lapse no 
later than September 30 of the fiscal year immediately 
following the fiscal year for which the appropriation was made 
and shall revert to the credit of the ETF or earmarked fund 
from which the appropriation or appropriations were made.

Section 11. Upon certification to the Director of 
Finance by the State Attorney General that a federal court has 
ordered the State of Alabama to pay claims, attorney fees, or 
other costs relating to said court order, funds are hereby 
appropriated to the affected department, board, bureau, or 
commission in the amount necessary to satisfy that court 
order. Such appropriations are in addition to any other 
appropriation heretofore or hereafter made in this 
appropriation act. Such appropriations are conditioned upon 
the availability of funds and a determination by the Director 
of Finance that other current appropriations are not available 
for court-ordered payments.
Section 12. (a) Any ending balance up to the amount of $36,000,000 in the Education Trust Fund at the end of fiscal year 2004-2005 shall be transferred to the Education Trust Fund Rainy Day Account within the Alabama Trust Fund. Any amount transferred to the Account pursuant to this section shall be considered a replenishment of the Account, pursuant to the provisions of Constitutional Amendment No. 709.

(b) There is hereby appropriated the sum of $36,000,000 from the Education Trust Fund to the Education Trust Fund Rainy Day Account within the Alabama Trust Fund to be conditioned upon the availability of funds in the Education Trust Fund, the recommendation of the Finance Director and the approval of the Governor. This subsection shall work in conjunction with subsection (a) above such that the total repayment shall not exceed $36,000,000 for the fiscal year 2005.

Section 13. Nothing in this act shall be deemed to prohibit or otherwise exclude merit pay raises; provided however, no such raises shall be provided employees if funds for said merit raises are deemed not available by the Finance Director. The term "merit raise" shall not include the normal salary increase upon promotion to a higher class ("promotional raise") nor the salary increase typically granted upon the employee successfully completing the probationary or working test period ("probationary raise"). The provisions of this
section do not apply to employees of public K-12 schools nor
to employees of public two-year and four-year institutions of
higher education.

Section 14. All state-mandated and state-funded
salary increases and fringe benefits for Child Nutrition
Program workers shall be fully-funded from the Foundation
Program appropriation in this act, and shall therefore be
subsequently fully-funded by all local boards of education
from funds provided in this act from Other Current Expense and
not from funds generated by the Child Nutrition Program unless
the local school system's Child Nutrition Program has in
excess of a three-month operating reserve. Before any funds
may be utilized by the local board of education to pay for
salary or fringe benefits, the State Department of Education
Child Nutrition Program Administrator shall conduct an
analysis of each local board of education's Child Nutrition
Program, and certify that the program meets the three-month
balance as of the end of the previous fiscal year and shall
therefore insure that the use of the funds in excess of a
three-month balance will not be detrimental to the local Child
Nutrition Program. The State Department of Education Child
Nutrition Program Administrator shall certify to the State
Superintendent of Education that funds utilized in excess of a
three-month balance as of the end of the previous fiscal year
are in excess of any funds contained in an approved corrective
plan submitted by the local school system's Child Nutrition Program for expenditures at each applicable school site for facilities, equipment, personnel, and/or salary schedule adjustments. It is the intent of the Legislature that no employee shall suffer a reduction of hours, benefits, compensation, or termination of employment and that no local Child Nutrition Program services shall be contracted out as a result of this section. It is further the intent of the Legislature that the State Department of Education shall help to develop a plan to eliminate any financial deficiencies that may arise in a local Child Nutrition Program as a result of this section, and that disputes which may arise regarding corrective action plans are to be resolved by the State Department of Education consolidated monitoring teams.

Commencing in 2006, the State Department of Education shall give an annual report to the Legislature one month prior to the regular session of the Legislature on the impact of this section on the local Child Nutrition Programs.

Section 15. Legislative Findings. Amendment No. 666 to the Alabama Constitution provides for the payment of debt service on bonds issued by the State or public authorities of the state. The Legislature hereby finds that it is necessary and prudent to appropriate funds from the Alabama Capital Improvement Trust Fund to pay debt service in fiscal year 2005 in order to free up funds in the Education Trust Fund to be
appropriated to provide basic governmental services to the citizens of Alabama.

Section 16. No funds provided herein for the public schools shall be used for the payment of any salaries of personnel which are not under the direct control, employment, and supervision of local boards of education; provided, however, that this section shall not apply to the construction, renovation, or major repair of buildings or other capital improvements which are beyond the capacity of regular employees to perform.

Section 17. (a) The total appropriations for General Obligation (GO) debt service from the Alabama Capital Improvement Trust Fund shall be reduced by the amount of total reduced obligations and increased revenue realized by one or more of the following measures less the first $17,046,524 which shall remain in or be deposited into the General Fund for other appropriations:

1. HB 684, abandoned property-demutualization of insurance companies becoming law.

2. HB 815, increasing the severance tax on oil and gas becoming law.

3. HB 280 delaying for one year payment of the 27th pay period due in fiscal year 2005 becoming law.

4. HB 716 increasing the levy on cigarettes and tobacco products becoming law and generating revenue estimated
by the fiscal note attached to the bill in any amount 

exceeding $58,500,000.

5. The Alabama Trust Fund Board certifying their 

intention to transfer $10,000,000 from unrealized capital 
gains in fiscal year 2005.

(b) The Governor, Senate Pro Tempore and the Speaker 
of the House shall jointly certify the amount of revenue and 
the amount of decreased obligations realized from these 
measures (after accounting for the first $17,046,524 due the 
General Fund) within 30 days following the enactment of this 
act. The Director of Finance shall apportion the net certified 
amount among the appropriations for GO debt service 
transferred to the Alabama Capital Improvement Trust Fund from 
the Education Trust Fund and the State General Fund for the 
fiscal year ending September 30, 2004; the GO debt service in 
the Education Trust Fund transferred for the fiscal year 
beginning October 1, 2004; the GO debt service in the General 
Fund transferred for the fiscal year beginning October 1, 
2004; and the GO debt service transferred for the Department 
of Transportation for the fiscal year beginning October 1, 
2004. The appropriations from the Alabama Capital Improvement 
Trust Fund for GO debt service from this act, from House Bill 
298, and from House Bill 270 passed in the 2004 Regular 
Session shall be reduced by the amount certified and the 
amount apportioned by the Director of Finance.
(c) There is hereby appropriated from the Education Trust Fund the amount of debt service apportioned by the Director of Finance to the Education Trust Fund for fiscal year 2005 from the measures listed above in subsection (a).

(d) The appropriations from the Education Trust Fund for the fiscal year beginning October 1, 2004, to the departments listed below shall be reduced in the following proportions of the amount of debt service apportioned by the Director of Finance to the Education Trust Fund:

<table>
<thead>
<tr>
<th>Department</th>
<th>Proportion</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Department of Public Health</td>
<td>48.13%</td>
</tr>
<tr>
<td>2. Department of Mental Health and Mental Retardation</td>
<td>16.04%</td>
</tr>
<tr>
<td>3. Department of Human Resources</td>
<td>16.04%</td>
</tr>
<tr>
<td>4. Department of Youth Services</td>
<td>19.79%</td>
</tr>
</tbody>
</table>

The appropriations from the General Fund shall be increased by the amounts of the reductions above from the Education Trust Fund to the Department of Public Health, the Department of Mental Health and Mental Retardation, the Department of Human Resources, and the Department of Youth Services for the fiscal year 2005.
Section 18. If any section, paragraph, sentence, clause, provision or portion of this act or all or any portion of the appropriations herein made is held unconstitutional or invalid, it shall not affect any other section, paragraph, sentence, clause, provision or portion of this act or any other appropriation or appropriations or portion thereof hereby made not in and of itself unconstitutional or invalid.

Section 19. All laws or parts of laws, general, special, private or local in conflict with or inconsistent with the provisions of this act are hereby expressly repealed.

Section 20. This act shall become effective on October 1, 2004.
Senate 15-APR-04.
I hereby certify that the within Act originated in and passed
the Senate, as amended.

Senate 06-MAY-04
I hereby certify that the within Act originated in and passed
the Senate, as amended by Executive Amendment.

McDowell Lee
Secretary

House of Representatives
Amended and Passed: 27-APR-04

House of Representatives
Passed: 06-MAY-04, as amended by Executive Amendment.

APPROVED 5-14-04
TIME 10:15 a.m.

By: Senator Sanders

Alabama Secretary Of State
Act Num....: 2004-456
Bill Num....: S-223
Recv'd 05/14/04 01:46pmHMB