ACT #2025 - 207

SB109

5YHV666-2

By Senators Beasley, Orr, Stewart

RFD: Finance and Taxation Education

First Read: 05-Feb-25

Enrolled, An Act,:

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

A BILL

TO BE ENTITLED

AN ACT

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

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

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

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

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

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

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

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

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

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

Alabama 1975.

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

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

President and Presiding Officer of the Senate

Speaker of the House of Representatives

SB109
Senate 10-Apr-25
I hereby certify that the within Act originated in and passed the Senate.

Patrick Harris,
Secretary.

House of Representatives
Passed: 24-Apr-25

By: Senator Beasley

APPROVED 5-5-2025

TIME 10:00 am

Kay Ivey
GOVERNOR

Alabama Secretary Of State

Act Num....: 2025-267
Bill Num...: S-109

Recv'd 05/05/25 02:25pmKCW

ORIGINAL
Senate Bill No. _____ FHTE

SPONSOR

1 Beasley

CO-SPONSORS

2 _____ 19 _____

3 _____ 20 _____

4 _____ 21 _____

5 _____ 22 _____

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7 _____ 24 _____

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SENATE ACTION

DATE: 2/5 2025

RD 1 RFD F & TE

I hereby certify that the notice & proof is attached to the Bill, SB _____ as required in the General Acts of Alabama, 1975 Act No. 919.

PATRICK HARRIS, Secretary

This Bill was referred to the Standing Committee of the Senate on F&TB

and was acted upon by such Committee in session and is by order of the Committee returned therefrom with a favorable report

w/amd(s) _____ w/sub _____ w/eng sub _____

yeas 15 nays 0 abstain 0

this 9th day of April 2025

_____, Chairperson

DATE: 4-9 2025

RF FAU RD 2 CAL

I hereby certify that the Resolution as required in Section C of Act No. 81-889 was adopted and is attached to the Bill, SB 109.

yeas 27 nays 0 abstain 0

PATRICK HARRIS, Secretary

DATE: 4-10-25 RD 3 at length

PASSED ☑ PASSED AS AMENDED ☐

yeas 27 nays 0 abstain 0

And was ordered sent forthwith to the House.

PATRICK HARRIS, Secretary

FURTHER SENATE ACTION (OVER)

HOUSE ACTION

DATE: 4.10 20

RD 1 RFD WMME

REPORT OF STANDING COMMITTEE

This bill having been referred by the House to standing committee on

Ways and Means Education

was acted upon by such Committee in sessi and returned therefrom to the House with recommendation that it be Passed,

w/amd(s) _____ w/sub 0

this 22nd day of April, 2025

Danny Garrett, Chairpers

DATE: 4.22 20

RF RD 2 C

DATE: 20

RE-REFERRED ☐ RE-COMMITTED ☐

COMMITTEE _____

I hereby certify that the Resolution as required Section C of Act No. 81-889 was adopted and attached to the Bill, SB 109.

YEAS 102 NAYS 0

JEFF WOODAR Cl

FURTHER HOUSE ACTION (OVER)