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## ALABAMA LAW

(Regular Session, 1973)

Act No. 384      H. 322—Mathews, Lyons, McCorquodale, Drake,  
Turner, Williams, Pruitt, Bank

### AN ACT

To make annual appropriations for the support, maintenance, and development of public education in Alabama for each of the fiscal years ending September 30, 1974, and September 30, 1975.

*Be It Enacted by the Legislature of Alabama:*

**Section 1.** That for the purpose of this Act, the following classifications, definitions and restrictions shall be applicable: (a) "salary" and "other salaries", wherever appearing herein, shall mean the wages or other compensation for skill, work or employment for anyone performing services for the State of Alabama as an employee, officer or official, and shall be expended only for such purposes; (b) "other expenses" shall mean the operating costs of agencies, departments, boards, bureaus and institutions of the State, other than salaries and equipment purchases and shall be expended only for operating costs incident to the normal operations of such agencies, departments, boards, bureaus and institutions, including supplies and materials, postage, telephone, telegraph, express, travel expense, motor vehicle operations, lights, water, power, insurance and bonding, printing and binding, repairs, rental and items of general expense not defined as "equipment purchases", and the money appropriated therefor shall be expended only for such purposes; (c) "equipment purchases" shall mean those items of office equipment, motor vehicle equipment and other equipment which have an appreciable and calculable period of usefulness in excess of one year; (d) "automotive equipment purchases" shall mean those items of motor vehicle equipment only and the money appropriated therefor shall be expended only for such purposes. The amounts herein appropriated for "equipment purchases" and "automotive equipment purchases" shall be decreased by the amount of the sale, trade-in or exchange of the items of equipment purchases and automotive equipment purchases as described in Section 1 (c) and (d) hereof. Provided, however, that if at the end of any fiscal year, a pay period which has been or may be established by the Legislature providing for the payment

For Operation of Course Study Commission .....	5,000.00	
<b>Total .....</b>		<b>4,854,000.00</b>
For the fiscal year ending September 30, 1975:		
For salaries .....	52,800.00	
For other expenses .....	37,775.00	
For disbursements to Local Boards .....	60,637.00	
For equipment purchases .....	1,000.00	
For the repair of used and the purchase of new text- books .....	4,842,788.00	
For Operation of Course Study Commission .....	5,000.00	
<b>Total .....</b>		<b>5,000,000.00</b>

I. Alabama High School of  
Fine Arts:

For operation and mainte- tenance:		
For the fiscal year ending September 30, 1974 .....		120,000.00
For the fiscal year ending September 30, 1975 .....		126,000.00
The above appropriation is to carry out the provisions of HJR 145 of the 1971 Reg- ular Session.		

J.(a) Junior College Equalization  
Account:

For operation and mainte- nance of the Junior Colleges listed below, to be distrib- uted on a formula adopted by the State Board of Edu- cation:		
For the fiscal year ending September 30, 1974 .....		16,852,581.00
For the fiscal year ending September 30, 1975 .....		18,969,252.00
(The above appropriation is to be distributed to the fol- lowing Junior Colleges: (1)		

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Alexander City; (2) Albert P. Brewer; (3) John C. Calhoun; (4) Enterprise State; (5) James H. Faulkner; (6) Gadsden (7) Jefferson Davis; (8) Jefferson State; (9) Theodore Alfred Lawson; (10) Mobile State; (11) Northeast; (12) Northwest; (13) Patrick Henry; (14) Snead State; (15) Southern Union; (16) George C. Wallace (Napier Field); (17) George C. Wallace (Selma); (18) Lurleen B. Wallace State.)

Of the above appropriations contained herein in Section 4, paragraph J not more than the sum of \$150,000.00 for the fiscal year ending September 30, 1974, and not more than the sum of \$175,000.00 for the fiscal year ending September 30, 1975, may be used by the State Board of Education for administration of the state junior college program.

(b) For a junior college at Phenix City 250,000.00

K. J.F. Ingram Vocational Technical School:  
For the operation and maintenance of a Vocational Technical School 200,000.00

L. State Mental Health Department:  
For salaries, other expenses and equipment purchases necessary to operate schools at Alabama State Hospitals:  
For the fiscal year ending September 30, 1974 40,125.00  
For the fiscal year ending September 30, 1975 50,125.00

M. State Mental Health Department:  
For salaries, other expenses and equipment purchases necessary to operate a

upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved September 19, 1973.

Time: 1:45 P.M.

Act No. 1276

S. 145—Weaver

AN ACT

To amend Title 52, Section 351, Code of Alabama, 1940, as amended, to provide that certificated employees of the Alabama Institute for Deaf and Blind, Alabama Industrial School for Boys, Alabama Industrial School for Girls, and Alabama Industrial School at Mt. Meigs shall be defined as teachers and shall be covered under the Alabama Teacher Tenure Law.

*Be It Enacted by the Legislature of Alabama:*

**Section 1.** Amend Section 351, Title 52, Code of Alabama, 1940, as amended, to read as follows:

"Section 351. Teacher defined.—The term teacher as employed in this chapter is deemed to mean and include all persons regularly certified by the teacher certifying authority of the State of Alabama who may be employed as instructors, principals or supervisors in the public elementary and high schools of the State of Alabama and persons employed as instructors, principals or supervisors in the Alabama Institute for Deaf and Blind, Alabama Industrial School for Boys, Alabama Industrial School for Girls, and Alabama Industrial School at Mt. Meigs."

**Section 2.** This act shall become effective upon its passage and approval by the Governor or upon its otherwise becoming law.

Approved September 19, 1973.

Time: 5:05 P.M.

Act No. 1277

H. 1345—Fite, Hill, Drake, McCluskey, Smith (P), Robertson, Naramore, Carnes, Snell, Wynot, Coshatt, Grey (D), Goodwin, Casey, Williams, Headley, Bank, Falkenburg, Callahan, Cottingham, O'Daniel, Mims, Agee, Kinsey, Benton, May, Hardin, Collins, Barron, Barkett, McBride, McDonald, Merrill, Burgess

**Section 8. Use of Bond Proceeds.** The proceeds derived from each sale of the bonds shall be deposited in the State Treasury and shall be carried in a separate fund therein for the account of the Authority, which shall pay therefrom the expenses of issuance thereof. The proceeds from the sale of the bonds remaining after payment of the expenses of issuance thereof shall be retained in said fund and paid out from time to time on orders or warrants issued by or on the direction of the Authority for any one or more of the purposes specified in Section 2 of this Act as may be deemed by the Authority to be most advantageous to the State, and such proceeds shall be used solely for such purposes and shall be allocated and expended by the Authority in the amount out as follows:

a. fifty two million four hundred fifty six thousand dollars (\$52,456,000) to colleges and universities to be distributed as follows:

(1) \$7,500,000.00 of such proceeds shall be distributed to the Board of Trustees of the University of Alabama to be used at its Tuscaloosa campus;

(2) \$7,500,000.00 of such proceeds shall be distributed to the Board of Trustees of the University of Alabama to be used at its Birmingham campus;

(3) \$3,333,000.00 of such proceeds shall be distributed to the Board of Trustees of the University of Alabama to be used at its Huntsville campus;

(4) \$7,500,000.00 of such proceeds shall be distributed to Auburn University;

(5) \$2,500,000.00 of such proceeds shall be distributed to Auburn University at Montgomery;

(6) \$3,667,000.00 of such proceeds shall be distributed to the University of South Alabama;

(7) \$2,790,000.00 of such proceeds shall be distributed to the University of Montevallo;

(8) \$3,333,000.00 of such proceeds shall be distributed to Florence State University;

(9) \$3,333,000.00 of such proceeds shall be distributed to Jacksonville State University;

(10) \$2,333,000.00 of such proceeds shall be distributed to Livingston State University;

(11) \$3,333,000.00 of such proceeds shall be distributed to Troy State University;

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(12) \$2,667,000.00 of such proceeds shall be distributed to Alabama Agricultural and Mechanical University;

(13) \$2,667,000.00 of such proceeds shall be distributed to Alabama State University.

b. twenty-two million five hundred thousand dollars (\$22,500,000) to Junior Colleges and Vocational-Technical Institutes to be distributed as follows:

1. Alexander City State Junior College	\$ 557,872
2. S. D. Bishop State Junior College	550,619
3. Brewer State Junior College	310,833
4. John C. Calhoun State Tech. Jr. Col.	1,000,000
5. Jefferson Davis State Jr. Col.	310,833
6. Enterprise State Junior Col.	588,206
7. Faulkner State Jr. Col.	615,805
8. Gadsden State Jr. Col.	1,070,531
9. Patrick Henry State Jr. Col.	310,833
10. Jefferson State Jr. Col.	2,500,000
11. T. A. Lawson State Jr. Col.	865,823
12. Northeast Alabama State Jr. Col.	331,690
13. Northwest Alabama State Jr. Col.	450,000
14. Snead State Junior College	554,575
15. Southern Union State Jr. Col.	530,176
16. George C. Wallace State Tech. Jr. Col., Dothan	673,271
17. George C. Wallace State Jr. Col., Selma	424,599
18. Lurleen B. Wallace State Jr. Col.	175,000
19. Phenix City State Junior College	900,000
20. Alabama Institute of Aviation Tech.	258,190
21. Alabama Technical College — Gadsden	403,232
22. Ayers State Technical College	298,594
23. Bessemer State Technical College	432,348
24. Calhoun State Tech. Trade School	360,755
25. Carver State Tech. Trade School	174,272
26. Drake State Technical Col.	191,885
27. Gadsden State Technical Inst.	207,425
28. Hobson State Technical Inst.	259,226
29. MacArthur State Tech. Col.	422,398
30. Muscle Shoals Tech. Inst.	345,733
31. Northwest Alabama State Technical Col.	317,761
32. Nunnelley State Tech. Inst.	317,761
33. Opelika State Technical Col.	404,786
34. Patterson State Tech. Col.	315,215
35. Reid State Technical Col.	341,697
35. Shelton State Technical Col.	299,112
37. Sparks State Technical Inst.	107,115
38. Southwest State Tech. Col.	392,873
39. Trenholm State Trade School	297,559
40. Tuscaloosa State Trade School	135,423

41. Walker County State Trade School	441,048
42. Wallace State Technical Trade School, Dothan	563,935
43. Wallace State Technical Institute, Cullman	615,616
44. Wallace State Technical Institute, Selma	239,542
45. Wenonah State Technical School	201,210
46. Atmore Trades School	216,232
47. J. F. Ingram State Trade School	211,052
48. Regional Technical Institute	257,672
*Talladega Voc. School for Deaf	416,667

\*Not a portion of the Junior College and Trade School funds.

c.) one hundred million dollars (\$100,000,000) for elementary-secondary systems to be distributed as follows:

(1) One hundred thousand dollars (\$100,000) shall be paid to each city and county board of education and to the Alabama Institute for Deaf and Blind at Talladega, Girls Industrial School at Chalkville, Boys Industrial School at Birmingham, and the Industrial School at Mt. Meigs.

(2) The residue from the one hundred million dollars (\$100,000,00) after providing for costs involved in issuing said bonds and (1) above shall be allocated and distributed to city and county boards of education, pro rata, on the basis of teacher units as determined in accordance with the minimum school program for the school year 1973-74 to be used for the construction of school building facilities, including buildings and equipment, for reconstruction, alteration, equipment and improvement of existing school buildings in school building centers approved by the State Department of Education as permanent school centers.

(3) Of the amount allocated in sub section (1) and (2) above to Covington County, one hundred thousand dollars (\$100,000) shall be expended for Straughn School and the remainder for the Red Level schools.

Of the amount allocated in sub section (1) and (2) above to Mobile County, one million dollars (\$1,000,000) shall be expended for a school at Theodore, Alabama and the remainder shall be allocated to the Board of Education of Mobile County.

Of the amount allocated in sub section (1) and (2) above to Franklin County, two hundred and fifty thousand dollars (\$250,000) shall be expended for a gymnasium at Red Bay High School, Red Bay, Alabama and the remainder shall be allocated to the Board of Education of Franklin County.

Of the amount allocated in sub section (1) and (2) above to Jefferson County, one million dollars (\$1,000,000) shall be expended for McAdory High School, McCalla, Alabama and