TRANSMITTAL SHEET FOR NOTICE OF INTENDED ACTION

Control No. 290		Agency	State Department of Educ	ation	
Chapter No. 290-2-10 Chapter Title: Annual Ap		Current Unit	Funds		
	_Amend	Repeal	Adopt by Refer	rence	
Would the absence of the harm or endanger the pul				Yes	
Is there a reasonable rela state's police power and public health, safety, or v	the protection of		·	No	
Is there another less restr regulation available that the public?				No	
Does the proposed rule h or indirectly increasing the services involved and, if	he costs of any g	oods or		No	
Is the increase in cost, if public than the harm that absence of the proposed	might result from			No	
Are all facets of the ruler solely for the purpose of their primary effect, the p	and so they have	e, as		Yes	
******	*****	*****	********	******	*********
Does the proposed rule h	ave an economic	impact?		No	
			osed rule is required to be 41-22-23, <u>Code of Alabar</u>		fiscal note
******	******	*****	********	*******	*********
Certification of Authoriz	ed Official				
	at it conforms to ervice. Thomas R.	all applicabl	e filing requirements of the		s of Chapter 22, Title 41, <u>Code</u> Procedure Division of the
-11	State Super	intendent of	Education		
Date	טון				

STATE DEPARTMENT OF EDUCATION

NOTICE OF INTENDED ACTION

AGENCY NAME: State Department of Education

RULE NO. & TITLE: 290-2-1-.01 Annual Apportionment of the Foundation

Program Funds

290-2-1-.02 Annual Apportionment of Current Units

Funds

290-2-1-.05 Annual Apportionment of At-Risk Funds

INTENDED ACTION: Amendment

SUBSTANCE OF PROPOSED ACTION: The amended chapter will provide the annual changes for the apportionment of funds to local boards of education.

TIME, PLACE, MANNER OF PRESENTING VIEWS: A public hearing will be held at 10:30 a.m., October 8, 2015 Auditorium, Plaza Level, Gordon Persons Building, 50 North Ripley Street, Montgomery, Alabama. All persons wishing to express their views should contact the State Superintendent of Education (334-242-9700) no later than October 7, 2015, in order to be scheduled on the agenda. All persons wishing to express their views in writing to the State Superintendent of Education should address all written comments to the State Superintendent of Education, Gordon Persons Building, P.O. Box 302101, Montgomery, Alabama 36130-2101.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

October 8, 2015

CONTACT PERSON AT AGENCY:

Mr. Andy Craig

Alabama State Department of Education

P.O. Box 302101

Montgomery, Alabama 36130-2101

(334 - 242 - 9755)

Thomas R. Bice

290-2-1-.02 Annual Apportionment of Current Units.

- (1) Using the previous three years' ADM for the first 20 days following Labor Day, a projection shall be made for the next year's current units. Using the state average of foundation program cost per unit, an amount of state funds shall be set apart to fund earned current units as defined below.
- (2) Using a local board's first 20 days following Labor Day ADM for the current year and the first 20 days following Labor Day ADM of the prior year, current units shall be calculated as follows: The ADM difference, current year less prior year, for each grade shall be divided by the applicable grade divisor. The total of this calculation over grade kindergarten through grade 12 will be the number of earned current units if the total is a positive number. The number of earned current units multiplied by the average foundation program cost per unit shall be the maximum current unit allotment for each local board earning current units. If the number of current units earned is greater than the number projected, the amount per unit will be prorated to allocate no more ETF funds than have been set aside. If the number of current units earned is less than the number projected, each unit will be allocated at the rate established in the projection. The balance will be distributed to all local boards on the same basis as other current expense in the cost calculations of the foundation program. After the first 20 days following Labor Day ADM is finalized and verified, the current unit allocation will be converted to a monthly allocation based on the number of months remaining in the fiscal year and the local board's monthly allocation will be appropriately adjusted.
- (3) Funds appropriated for current units may be used for start-up public charter schools and start up city boards of education as determined by the State Superintendent.
- (3) (4) The State Superintendent may exclude from a local board's ADM the ADM of students displaced as a result of a natural disaster.

Author: Ed Richardson.

Statutory Authority: Ala. Code §§16-13-230 et. seq. (1975).

History: Amended 8-12-93, effective 9-17-93; emergency rules 7-21-94, new rules 9-8-94, effective 10-13-94; emergency rules 9-14-95, effective 9-14-95; emergency rules 7-9-96, effective 7-9-96; emergency rules 10-10-97, effective 10-10-97; emergency rules 7-14-98, effective 8-7-98; amended 11-18-99, effective 12-23-99; amended 2-9-06, effective 3-16-06; amended 11-9-06, effective 12-14-06; amended 9-13-07, effective 10-18-07; amended 11-13-08, effective 12-18-08; amended _______.