

**Renumbered 1/24/2018**

**53A-21-401 School Building Revolving Account -- Access to the account.**

- (1)
  - (a) There is created within the Uniform School Fund a restricted account known as the "School Building Revolving Account" to provide short-term help to school districts to meet district needs for school building construction and renovation.
  - (b) The state superintendent of public instruction shall administer the School Building Revolving Account in accordance with rules adopted by the State Board of Education.
- (2) The State Board of Education may not allocate funds from the School Building Revolving Account that exceed a school district's bonding limit minus its outstanding bonds.
- (3) In order to receive money from the School Building Revolving Account, a school district shall:
  - (a) levy a combined capital levy rate of at least .0024;
  - (b) contract with the state superintendent of public instruction to repay the money, with interest at a rate established by the state superintendent, within five years of receipt, using future state capital outlay allocations, local revenues, or both;
  - (c) levy sufficient ad valorem taxes under Section 11-14-310 to guarantee annual loan repayments, unless the state superintendent of public instruction alters the payment schedule to improve a hardship situation; and
  - (d) meet any other condition established by the State Board of Education pertinent to the loan.
- (4)
  - (a) The state superintendent shall establish a committee, including representatives from state and local education entities, to:
    - (i) review requests by school districts for loans under this section; and
    - (ii) make recommendations regarding approval or disapproval of the loan applications to the state superintendent.
  - (b) If the committee recommends approval of a loan application under Subsection (4)(a)(ii), the committee's recommendation shall include:
    - (i) the recommended amount of the loan;
    - (ii) the payback schedule; and
    - (iii) the interest rate to be charged.