

2016 -- H 7211

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LC003800  
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2016

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A N A C T

RELATING TO TOWNS AND CITIES - SCHOOL BUILDING AUTHORITY CAPITAL  
FUND

Introduced By: Representatives Regunberg, Fogarty, Hull, O'Brien, and Morin

Date Introduced: January 15, 2016

Referred To: House Finance

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 45-38.2-2 of the General Laws in Chapter 45-38.2 entitled "School  
2 Building Authority Capital Fund" is hereby amended to read as follows:

3 **45-38.2-2. School building authority capital fund.** -- (a) There is hereby established a  
4 school building authority capital fund. The corporation shall establish and set up on its books the  
5 fund, to be held in trust and to be administered by the corporation as provided in this chapter.  
6 This fund shall be in addition to the annual appropriation for committed expenses related to the  
7 repayment of housing aid commitments. The corporation shall deposit the following monies into  
8 the fund:

9 (1) The difference between the annual housing aid appropriation and housing aid  
10 commitment amounts appropriated or designated to the corporation by the state for the purposes  
11 of the foundation program for school housing;

12 (2) Loan repayments, bond refinance interest savings, and other payments received by  
13 the corporation pursuant to loan or financing agreements with cities, towns, or LEAs executed in  
14 accordance with this chapter;

15 (3) Investment earnings on amounts credited to the fund;

16 (4) Proceeds of bonds of the corporation issued in connection with this chapter to the  
17 extent required by any trust agreement for such bonds;

18 (5) Administrative fees levied by the corporation, with respect to financial assistance

1 rendered under this chapter and specified in § 45-38.2-3(a)(4), less operating expenses;

2 (6) Other amounts required by provisions of this chapter or agreement, or any other law  
3 or any trust agreement pertaining to bonds to be credited to the fund; ~~and~~

4 (7) Any other funds permitted by law which the corporation in its discretion shall  
5 determine to credit thereto; ~~and~~

6 (8) From money in the treasury not otherwise appropriated for the fiscal year 2016-2017,  
7 the sum of twenty million dollars (\$20,000,000) to be appropriated to the school building  
8 authority capital fund established in this chapter.

9 (b) The corporation shall establish and maintain fiscal controls and accounting  
10 procedures conforming to generally accepted government accounting standards sufficient to  
11 ensure proper accounting for receipts in and disbursements from the school building authority  
12 capital fund.

13 (c) The school building authority shall establish and maintain internal controls to ensure  
14 that LEAs are providing adequate asset protection plans, all LEAs have equal access and  
15 opportunity to address facility improvements on a priority basis, and to ensure that funding from  
16 the school building authority capital fund has the greatest impact on facility gaps in state priority  
17 areas. The school building authority will also manage necessity of school construction approvals  
18 in accordance with the funding levels set forth by the general assembly.

19 SECTION 2. This act shall take effect upon passage.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF

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- 1           This act would appropriate twenty million dollars to the School Building Authority
- 2   Capital Fund.
- 3           This act would take effect upon passage.

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