

1 ENGROSSED SENATE  
2 BILL NO. 1037

By: Thompson and Hall of the  
Senate

3 and

4 Wallace and Hilbert of the  
5 House

6  
7 An Act relating to school building funds; amending 70  
8 O.S. 2011, Section 1-118, which relates to the  
9 definition of building fund; updating reference;  
10 allowing building fund to consist of certain monies  
11 from certain federal acts; providing an effective  
12 date; and declaring an emergency.

13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

14 SECTION 1. AMENDATORY 70 O.S. 2011, Section 1-118, is  
15 amended to read as follows:

16 Section 1-118. The building fund of any school district shall  
17 consist of all monies derived from the proceeds of a building fund  
18 levy of not to exceed five (5) mills in any year, voted by the  
19 people of a school district pursuant to the provisions of Article X,  
20 Section 10~~7~~ of the Oklahoma Constitution, monies appropriated by the  
21 state for the purpose of capital expenditures or projects, monies  
22 allocated to a school district by the State Board of Education from  
23 the State Public Common School Building Equalization Fund~~7~~ and  
24 monies donated to a school district for the purpose of capital  
projects or improvements and may be used for erecting, remodeling,

1 repairing, or maintaining school buildings, for purchasing  
2 furniture, equipment and computer software to be used on or for  
3 school district property, for repairing and maintaining computer  
4 systems and equipment, for paying energy and utility costs, for  
5 purchasing telecommunications utilities and services, for paying  
6 fire and casualty insurance premiums for school facilities, for  
7 purchasing security systems, for paying salaries of security  
8 personnel, or for one or more, or all, of such purposes. Proceeds  
9 of such levies shall not be required to be used during the year for  
10 which a levy is made but may accumulate from year to year until  
11 adequate for the purposes intended. The building fund may also  
12 consist of monies allocated to a school district via the federal  
13 Coronavirus Response and Relief Supplemental Appropriation Act of  
14 2021 (CRRSA) and the federal American Rescue Plan Act of 2021 (ARP).

15 The building fund hereinabove defined is hereby declared to be a  
16 current expense fund, but shall not be considered a part of the  
17 general operating fund. No monies derived from the proceeds of the  
18 school levies made pursuant to the provisions of Article X, Section  
19 9 of the Oklahoma Constitution may be placed in the building fund  
20 provided by this section.

21 SECTION 2. This act shall become effective July 1, 2021.

22 SECTION 3. It being immediately necessary for the preservation  
23 of the public peace, health or safety, an emergency is hereby  
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1 declared to exist, by reason whereof this act shall take effect and  
2 be in full force from and after its passage and approval.

3 Passed the Senate the 17th day of May, 2021.

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\_\_\_\_\_  
Presiding Officer of the Senate

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7 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
8 2021.

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Presiding Officer of the House  
of Representatives

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