

(A) The Board may enter into an agreement with an applicant to guarantee a loan or provide a subsidy for loan interest to the applicant only if the applicant demonstrates:

(1) that the loan to be guaranteed or the subsidy of loan interest will be used to acquire assistive technology;

(2) the ability to repay the loan;

(3) creditworthiness; and

(4) the inability to qualify for a loan from a lending institution without a loan guarantee or a subsidy of loan interest.

(B) THE BOARD MAY ELECT TO PROVIDE THE BORROWER WITH AN INTEREST RATE EQUIVALENT TO THE GUARANTEED RATE BY EITHER GUARANTEEING THE LOAN OR SUBSIDIZING THE INTEREST RATE IF:

(1) A PARTICIPATING LENDING INSTITUTION APPROVES A LOAN WITHOUT THE REQUIREMENT OF A GUARANTEE; AND

(2) THE INTEREST RATE IS HIGHER THAN THE INTEREST RATE OTHERWISE AVAILABLE FOR A GUARANTEED LOAN.

7-611.

(a) Except as provided in this subtitle, the Board and lender jointly shall determine the amount and terms of the guarantee of the loan or the subsidy of loan interest.

(b) The total aggregate amount of a loan guarantee may be up to 100% of the loan.

(c) [The total aggregate amount of guarantees provided from the Fund may not at any time exceed the balance available in the Fund.] THE TOTAL AGGREGATE AMOUNT OF THE LOAN GUARANTEES TO BE PROVIDED FROM THE FUND IN ANY GIVEN YEAR SHALL BE SET ANNUALLY BY THE BOARD IN ACCORDANCE WITH THE REQUIREMENTS OF THE BANKS UNDERWRITING THE LOANS AT ANY GIVEN TIME.

7-613.