

4-105.

(A) THE BOARD OF PUBLIC WORKS SHALL MAKE ALLOCATIONS OF FUNDS AVAILABLE FOR THE JUVENILE SERVICES FACILITIES CAPITAL PROGRAM IN ACCORDANCE WITH THIS SUBTITLE.

(B) THE BOARD SHALL CERTIFY THE ALLOCATIONS TO THE PROPER STATE OFFICERS, AND THE TREASURER SHALL MAKE PAYMENTS TO OR ON BEHALF OF THE APPLICANT, WHEN NEEDED, FOR THE PLANNING, DESIGN, CONSTRUCTION, CONVERSION, ACQUISITION, RENOVATION, AND EQUIPPING OF A FACILITY.

(C) THE BOARD MAY ADOPT REGULATIONS FOR RECEIVING AND CONSIDERING APPLICATIONS AND FOR DISBURSING FUNDS TO OR ON BEHALF OF THE APPLICANTS.

4-106.

(A) IF, WITHIN 30 YEARS AFTER COMPLETION OF A PROJECT, A JUVENILE RESIDENTIAL PROGRAM, WITH RESPECT TO WHICH FUNDS HAVE BEEN PAID UNDER THIS TITLE IS SOLD OR TRANSFERRED TO ANY PERSON, AGENCY, OR ORGANIZATION THAT WOULD NOT QUALIFY AS AN APPLICANT UNDER THIS TITLE, OR THAT IS NOT APPROVED AS A TRANSFEREE BY THE BOARD OF PUBLIC WORKS, OR IF, WITHIN THE SAME PERIOD, SUCH A JUVENILE RESIDENTIAL PROGRAM CEASES TO BE A "FACILITY" AS DEFINED IN THIS TITLE, THE STATE MAY RECOVER FROM EITHER THE TRANSFEROR OR TRANSFEREE OR, IN THE CASE OF A JUVENILE RESIDENTIAL PROGRAM THAT HAS CEASED TO BE A FACILITY AS DEFINED IN THIS TITLE, FROM THE OWNER, AN AMOUNT BEARING THE SAME RATIO TO THE THEN CURRENT VALUE OF SO MUCH OF THE PROPERTY AS CONSTITUTED AN APPROVED PROJECT AS THE AMOUNT OF THE STATE PARTICIPATION BORE TO THE TOTAL ELIGIBLE COST OF THE APPROVED PROJECT, TOGETHER WITH ALL COSTS AND REASONABLE ATTORNEYS' FEES INCURRED BY THE STATE IN THE RECOVERY PROCEEDINGS.

(B) (1) THE DEPARTMENT SHALL CAUSE A NOTICE OF THIS RIGHT OF RECOVERY TO BE RECORDED IN THE LAND RECORDS OF THE COUNTY OR BALTIMORE CITY IN WHICH THE PROPERTY IS LOCATED BEFORE THE STATE MAKES ANY FUNDS AVAILABLE FOR THE APPROVED PROJECT.

(2) THE RECORDING OF THE NOTICE:

(I) DOES NOT CREATE ANY LIEN AGAINST THE PROPERTY; BUT

(II) SHALL CONSTITUTE NOTICE TO ANY POTENTIAL