

(4) OF THIS SUBSECTION, MEETS THE MINIMUM STANDARDS SET BY THE MARYLAND AGRICULTURAL LAND PRESERVATION FOUNDATION UNDER § 2-509(C) OF THE AGRICULTURE ARTICLE.

(4) IN LIEU OF ANY ACREAGE REQUIREMENT SET BY THE FOUNDATION UNDER § 2-509(C) OF THE AGRICULTURE ARTICLE, DEVELOPMENT RIGHTS PURCHASED BY OR COLLATERALIZING LOANS GUARANTEED BY A COUNTY OR FINANCIAL ENHANCEMENTS RELATED TO PURCHASE OF DEVELOPMENT RIGHTS UNDER THIS SUBSECTION SHALL BE FOR AGRICULTURAL LAND OF SIGNIFICANT SIZE TO PROMOTE AN AGRICULTURAL OPERATION.

(5) (I) ~~UP TO 10% OF~~ SUBJECT TO THE LIMITATION UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE FUNDS DESCRIBED IN PARAGRAPH (2) OF THIS SUBSECTION MAY BE USED TO PAY ADMINISTRATIVE EXPENSES.

(II) THE COSTS OF THE ADMINISTRATIVE EXPENSES MAY NOT EXCEED 10% OF THE FUNDS OR \$30,000, WHICHEVER IS THE GREATER.

(6) THIS SUBSECTION DOES NOT PROHIBIT ANY COUNTY FROM ACCEPTING FUNDS FROM PRIVATE SOURCES AND USING THOSE PRIVATE FUNDS TO PURCHASE DEVELOPMENT RIGHTS, GUARANTEE LOANS THAT ARE COLLATERALIZED BY DEVELOPMENT RIGHTS, OR PROVIDE FINANCIAL ENHANCEMENTS RELATED TO PURCHASE OF DEVELOPMENT RIGHTS.

(c) [(1) Except as provided for Montgomery County in subsection (d) of this section, if] IF any revenue in the special county account has not been expended or committed on or before 3 years from the date of deposit into the county account, the county collector shall [transfer the funds to the county's program open space account. The funds transferred under this paragraph shall be in addition to any funds that would otherwise be allotted to the county under § 5-903 of the Natural Resources Article. The funds transferred under this paragraph may be used only to acquire woodland or to purchase agricultural easements] REMIT THAT REVENUE TO THE COMPTROLLER FOR DEPOSIT IN THE MARYLAND AGRICULTURAL LAND PRESERVATION FUND.

[(2) If on or before 5 years from the date of deposit of revenue into the Maryland Agricultural Land Preservation Fund under paragraph (1) of this subsection the county is able to use the revenue as provided by subsection (b) of this section, the Comptroller shall return the revenue to the county.]

[(d) In Montgomery County, 50% of the revenue retained shall be held in a special account and shall be deemed and used as the State matching fund share for agricultural land preservation.]

[(e)] (D) From the agricultural land transfer tax collected by it, the Department shall remit the county part of the revenue to the collector for the county in which the