

83-96(71-45).

(d) Commission action.

(1) The Commission shall review, and where required by the county governing body's final action on the program, revise the same and then prior to the commencement of the first fiscal year of the six-year program, adopt the capital improvements program. The capital budget of the Commission for such succeeding fiscal year shall make provision for undertaking the approved projects for the first year of the approved six-year capital improvements program. No such capital improvements program shall be undertaken, in whole or in part, which is not in conformity with that part of the program applicable to that year unless the same shall be included in the capital improvements program by way of an amendment thereto, initiated by a county governing body or proposed by the Commission, with an amendment to be subject to public hearing by the county governing body upon reasonable advance notice thereof to the public and requiring final county governing body action, notice to the Commission, and Commission adoption as specified for the annual six-year capital improvements program. Any material change from a finally adopted six-year program shall require an amendment to the program before the project may be constructed. Normal deviations from the last estimated construction costs, changes in location necessitated by right of way acquisition problems or conditions found in the field at the time of preparation of actual construction plans and modification of estimated sizes or lengths of construction items, shall not be considered material changes so long as service from the project as constructed is not provided, with respect to sewer projects, beyond the area approved therefor, including in that connection the service specified in subsection (2). For projects approved by a county governing body after the effective date of this act a final report thereon, including construction cost figures, shall be submitted by the Commission to the county governing body after the project has been completed. At the time of transmitting the proposed capital improvements program, annually, the Commission shall send the county governing bodies a status report with respect to all projects approved by county governing bodies which have not been completed as of the date of the transmitted program, identifying the project, specifying the date of approval or the dates of approval if it has been approved on more than one occasion, and indicating the current status thereof with an estimate of the date of completion of construction, *AND FOR MONTGOMERY COUNTY APPROVED PROJECTS, changes in the last estimated construction costs, and modifications in location, sizes and lengths of construction items.* If the project is subject of material change and an amendment to the program is required on that account, pursuant to the foregoing provisions of this subsection (d)(1), the Commission shall so indicate.

(2) The Commission shall not extend or approve construction of a sewer of any size or capacity to serve properties in either county beyond the area which has been approved for service in a six-year program until the county governing body for the county involved has first approved such extension, nor extend a water line of any size or capacity beyond the approved terminal point of a capital improvements program project water line, except where such extension would provide water to a development which is within an approved SEWER project area or with respect to which the county governing