

such cost. When no such Federal funds are available for this purpose, State funds will be used to satisfy the entire 50 per cent State responsibility.] EXCEPT AS PROVIDED BELOW, A STATE GRANT OFFER SHALL BE MADE ONLY FOR A PROJECT OR PART OF A PROJECT ON WHICH A FEDERAL GRANT OFFER IS MADE, AND THE STATE GRANT OFFER SHALL AMOUNT TO ONE-HALF OF THE ELIGIBLE COST REMAINING AFTER THE MAXIMUM FEDERAL GRANT HAS BEEN APPLIED. IN THE CASE OF A PROJECT TO BE OPERATED BY A STATE OWNED INSTITUTION OR FACILITY, THE STATE GRANT OFFER MAY EQUAL THE TOTAL COST OF THE PROJECT.

4. [Any county, municipality, any agency thereof, or any special governmental agency which is charged with providing sanitary facilities in this State which submitted a sewerage project to the State Department of Health in accordance with the provisions of this Act and where the said project wa included in the plan for financing sewerage systems which was approved by the State Board of Health and Mental Hygiene and the Board of Public Works, shall retain whatever funds which may be received from the Federal government as a result of the implementation of the Clean Waters Restoration Act of 1966, Public Law 89-753, in excess of the amount contemplated in the plan which was approved in accordance with Section 5(c) of this Act.] THE BOARD OF PUBLIC WORKS IS AUTHORIZED, IN ITS DISCRETION AND UPON RECOMMENDATION OF THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE, TO APPROVE A STATE GRANT NOT TO EXCEED 87-1/2 PER CENT OF THE ELIGIBLE COST OF A PROJECT OR PART OF A PROJECT, IF THE BOARD FINDS (A) THAT THE IMMEDIATE INITIATION OR CONTINUATION OF SUCH PROJECT IS CRITICAL TO THE PUBLIC HEALTH OR WATER QUALITY STANDARDS OF THE STATE, AND (B) THAT A TIMELY AND SUFFICIENT FEDERAL GRANT IS NOT AVAILABLE FOR SUCH PROJECT.

SECTION [[14]] 13, AND BE IT FURTHER ENACTED, That if any provision of this Act or the application thereof to any person or circumstances shall be held invalid, such invalidity shall not affect any other provisions or applications thereof which can be given effect without the invalid provision or application.

SECTION [[15]] 14, AND BE IT FURTHER ENACTED, That this Act is hereby declared to be an emergency measure and necessary for the immediate preservation of the public health and safety and having been passed by a yea and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, the same shall take effect from the date of its passage.

Approved April 26, 1973.

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## CHAPTER 56

(House Bill 775)

AN ACT to repeal Sections 5A and 5B of Article 5 of the Annotated Code of Maryland (1968 Replacement Volume and 1972 Supplement), title "Appeals," subtitle, "Appeals to Court of Appeals and Court of Special Appeals," subheading "Jurisdiction of Court of Appeals and Court of Special Appeals," to