

(ii) ceases to be a public or nonprofit facility, as defined in this Act, then the State shall be entitled to recover from either the transferor or transferee thereof or, in the case of an institution which has ceased to be a public or nonprofit facility, from the owner thereof, an amount bearing the same ratio to the then value (as determined by agreement of the parties or by action brought in a court of competent jurisdiction) of so much of the institution as constituted an approved project, as the amount of the State participation bore to the cost of the construction under that project. This right of recovery may not constitute a lien upon the property of the institution prior to this determination. The Secretary of Health and Mental Hygiene may waive the State's right of recovery if he determines that there is good cause for releasing the applicant or other owner from this obligation.

(e) The application in the first instance shall be directed to the Secretary of Health and Mental Hygiene. Upon the approval of the project and project plans by the Secretary of Health and Mental Hygiene, he shall promptly report the application to the Board of Public Works, together with his report that the project has been approved by him and that the Board of Public Works should make available the necessary funds as provided hereunder.

(f) The Board of Public Works shall make allocations from moneys available under this Act in accordance with the provisions, stipulations and limitations hereof. The Board of Public Works shall certify the allocation of State funds to the Treasurer of the State, and the Treasurer shall make them available to the facility when needed for the construction and equipping of the project. The Board of Public Works is authorized, in its discretion, to adopt and promulgate rules and regulations for receiving such applications from public and other nonprofit facilities in this State and for the consideration of applications and disbursing of the funds to the applying public and other nonprofit facilities, within the spirit and intent of this Act.

SECTION 6. AND BE IT FURTHER ENACTED, That all funds which may be appropriated at any time or from time to time by the General Assembly in any annual State Budget Bill for the payment of principal and interest on bonds issued pursuant to this Act shall be deposited in the Annuity Bond Fund by the State Comptroller to be applied to the payment of principal and interest on bonds issued pursuant to this Act.

SECTION 7. AND BE IT FURTHER ENACTED, That until