

to supplement the federal funds to the maximum extent that the total combined federal funds and State grant do not exceed 67% of the total eligible construction and equipment costs of the project. In any event, the State grant may not exceed 50% of the total eligible construction and equipment costs of the project.]]

(2) Any Federal grant which may be available for this purpose shall be applied first to the cost of construction, acquisition for/or renovation and equipment of each Community Mental Health Center Component or Mental Retardation Facility. State grants shall be used to supplement Federal grants when available in such a manner that grants from these combined State and Federal sources provide not more than 67% of the total eligible cost of the project, except that for those projects designated under Federal regulations, State Plans, and regulations provided for by this Act as eligible for poverty area funding, grants from combined State and Federal sources may provide not more than 90% of the total eligible costs of the project.

(3) Any State grants made within limitation (2) or from State funds only shall not exceed 50% of the total construction, acquisition and/or renovation and equipment costs of any Community Mental Health Center Component or Mental Retardation Facility, except for those projects designated under Federal regulations, State Plans, and regulations provided for by this Act as eligible for poverty area funding grants from State sources may not exceed 75% of eligible costs.

[[(3)]](4) The amount of the State grant to be made for any facility shall be determined after due consideration of all pending eligible applicants, the total of unallocated State funds available at the time the application is received, and such priorities of area need as may have been established by the State Department of Health and Mental Hygiene.

[[(4)]](5) If, at any time within fifteen (15) years after completion of construction, a facility with respect to which funds have been paid under the provisions of this Act

(i) is sold or transferred to any person, agency, or organization which would not itself qualify as an applicant under the terms of this Act, or which is not approved as a transferee by the Secretary of Health and Mental Hygiene, or

(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