

and pay ~~SEMIANNUALLY~~ to each ~~incorporated town~~ MUNICIPAL CORPORATION in the county a ~~ONE-HALF~~ share of those funds in the ratio which the population of each such ~~town~~ MUNICIPAL CORPORATION (figured on the best and most reliable figures available in the opinion of the county commissions) bears to the total population of the county. However, the distribution shall be made only if the two following conditions are met:

(i) The funds are used for the construction or maintenance of streets, or sewerage facilities or water systems, or garbage collections and disposal within the ~~town~~ MUNICIPAL CORPORATION; and

(ii) The ~~town~~ MUNICIPAL CORPORATION raises by taxation and applies for the same purpose as are the distributed funds an amount equal to any funds so distributed. The share which any ~~incorporated town~~ MUNICIPAL CORPORATION failing to comply with the provisions of this section would have received upon such compliance shall be [retained by] DISTRIBUTED TO the county.

(2) In Prince George's County [the county commissioners] and in Montgomery County the [county executive] COMPTROLLER shall use in determining the distribution to ~~cities and towns~~ MUNICIPAL CORPORATIONS the most recent population figures of the county and the cities and towns which are published by the Maryland-National Capital Park and Planning Commission, provided that the figures published by the Commission are more recent than the latest federal decennial census or other countywide census.

(3) AS OFTEN AS PRACTICABLE, BUT NOT LESS FREQUENTLY THAN SEMIANNUALLY, THE COMPTROLLER SHALL PAY OVER AND DISTRIBUTE TO THE COUNTIES, BALTIMORE CITY, AND THE MUNICIPAL CORPORATIONS THE RESPECTIVE AMOUNTS TO WHICH THEY ARE ENTITLED UNDER THE PROVISIONS OF THIS SECTION.

(C) Any funds allocated and paid to any county of the State under the provisions of this section[, which shall not be distributed to incorporated towns in the county as hereinabove provided,] shall be used by the county only for the construction and maintenance of capital assets, including roads, schools, water system, electric light and power systems, gas systems, bridges and grade crossing elimination.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1977.

Approved May 17, 1977.