

387B(A)2 of Article 43 of the Annotated Code of Maryland, as amended from time to time, may petition the State Department of Health and Mental Hygiene for a grant, within the following conditions and limitations:

1. A State grant offer shall be made only for the construction of projects that meet the specifications required by the Federal Water Pollution Control Act and all applicable State legislation and regulations, as amended from time to time.

2. Except as provided in paragraph (3) 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 be in an amount up to one-half of the eligible cost remaining after the maximum Federal grant has been applied. ~~WHEN--THE--FEDERAL--GRANT--IS--UP--TO--95 75 PERCENT--OF--THE--TOTAL--PROJECT--COST.~~ WHEN THE MAXIMUM FEDERAL GRANT OFFER COVERS 85 PERCENT OR MORE MORE THAN 75 PERCENT OF THE TOTAL PROJECT COST FOR AN INNOVATIVE OR ALTERNATIVE PROJECT AS DEFINED BY THE FEDERAL ENVIRONMENTAL PROTECTION AGENCY, THE STATE GRANT OFFER SHALL BE THREE-FOURTHS OF THE REMAINING AMOUNT OR 12 1/2 PERCENT, WHICHEVER IS LEAST. In the case of a project to be operated by a State owned institution or facility, the State grant offer shall equal the total cost of the project less the amount of any Federal grant offer made therefor.

3. 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 percent 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 compliance with water quality standards of the State, and (B) that a timely and sufficient Federal grant is not available for such project or part of a project. In approving such grants, the Board of Public Works shall make all reasonable efforts not to jeopardize Federal grants for the remaining part of such projects.

SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 1979.

Approved May 14, 1979.

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CHAPTER 396

(House Bill 1521)

AN ACT concerning

Fisheries Administration - Fishing