

(IV) PROVISIONS FOR REVOCATION OF A DELEGATION, IF THE LOCAL HEALTH OFFICIAL FAILS TO COMPLY WITH THE TERMS OF A DELEGATION AGREEMENT.

(3) IF THE DEPARTMENT FINDS THAT AN APPLICATION FOR DELEGATION OF AUTHORITY MEETS ALL APPLICABLE REQUIREMENTS OF THIS SECTION AND THE REGULATIONS ADOPTED UNDER THIS SECTION, THE DEPARTMENT SHALL ENTER INTO A WRITTEN DELEGATION AGREEMENT.

(4) THE DEPARTMENT SHALL ESTABLISH PERFORMANCE STANDARDS FOR GRANTS TO REIMBURSE PROVIDE REASONABLE REIMBURSEMENT TO COUNTIES, TO THE EXTENT FUNDS ARE AVAILABLE, FOR REASONABLE COSTS LOCAL HEALTH OFFICIALS INCUR WHEN THEY UNDERTAKE AUTHORITY DELEGATED UNDER THIS SUBSECTION.

REVISOR'S NOTE: This section formerly appeared as HE § 9-210.1(g).

In subsection (d) of this section, the former reference to a local health official "exercising authority under this section" is deleted as surplusage.

In subsection (e)(3) of this section, the clause "the regulations adopted under this section" is new language added because all of the other wording of subsection (e)(3) of this section is discretionary on the Department, and because the Department's regulations themselves can require compliance with the regulations.

The only other changes are in style.

9-244. SEWAGE SLUDGE UTILIZATION FUND.

(A) FUND CREATED.

THERE IS A STATE SEWAGE SLUDGE UTILIZATION FUND.

(B) CAPITALIZATION OF FUND.

(1) THE DEPARTMENT SHALL CREDIT ALL SEWAGE SLUDGE GENERATOR'S FEES, PERMIT APPLICATION FEES, AND FUNDS THAT THE DEPARTMENT COLLECTS UNDER THIS PART III AND § 9-270 OF THIS SUBTITLE, AS WELL AS ANY PENALTY THAT A COURT IMPOSES UNDER § 9-269 OF THIS SUBTITLE, TO THE SEWAGE SLUDGE UTILIZATION FUND.

(2) THE SEWAGE SLUDGE UTILIZATION FUND IS LIMITED TO A MAXIMUM OF \$400,000.

(3) THE DEPARTMENT SHALL SET ASIDE 25% OF THE SEWAGE SLUDGE UTILIZATION FUND FOR EMERGENCY REMOVAL OF SEWAGE SLUDGE OR MITIGATION OF ANY ADVERSE ENVIRONMENTAL EFFECT.