

10-207.

(a) (1) In this section, the following words have the meanings indicated.

(2) "Eligible local bus service":

(i) Means the number of annual platform miles and annual platform hours of fixed route, scheduled local bus service, that previously replaced comparable service operated by the Washington Metropolitan Area Transit Authority, plus the number of annual platform miles and annual platform hours of any new fixed route, scheduled local bus service added after June 30, 1989; and

(ii) Is limited to service operated by or on behalf of and in Montgomery County or Prince George's County.

(3) "Costs" means operating costs of eligible local bus service, plus operating costs under § 10-205 of this subtitle.

(4) "Service deficit" means costs less:

(i) The greater of:

1. [revenues] REVENUES collected under this section and § 10-205(b) of this [subtitle] SUBTITLE; or

2. [50] 40 percent of the costs; and

(ii) All federal operating assistance.

(b) Subject to the appropriation requirements and budgetary provisions of § 3-216 of this article and upon receipt of an approval of a grant application in the form or detail as the Secretary shall reasonably require, the Department shall provide for annual grants to Prince George's County and Montgomery County for eligible local bus service as defined in this section. The amount of these grants shall be equal to:

(1) 100 percent of the service deficit attributable to each county; less

(2) Each county's share of the Department's annual grant to the Washington Suburban Transit District as determined under § 10-205(b) of this subtitle.

(c) The Department's grant for any eligible local bus service may not be greater than the operating grant that the Department would incur from the same bus service if operated by the Washington Metropolitan Area Transit Authority. This requirement shall be applied on a line by line basis.

(d) Except with the specific approval of the Secretary, notwithstanding the provisions of § 10-205 of this subtitle, the combined grants for bus service to each county under this section and § 10-205(b) of this subtitle may not exceed the level of the combined grants for the prior fiscal year adjusted for inflation by the projected consumer price index CPI-U for the fiscal year in which the grant under this section is being awarded, using the actual consumer price index CPI-U at the close of the