

FACILITY AWAY FROM THE PROJECT SHALL BE USED EXCLUSIVELY TO TRANSPORT THE FUEL TO A STORAGE FACILITY OR PIPELINE CONNECTION TO AN EXISTING PIPELINE OR PROCESSING FACILITY OR TO AN AREA WITHIN CLOSE PROXIMITY OF THE PROJECT;

(II) THE CONVERSION OF ANY FACILITY FROM THE USE OF PETROLEUM-BASED FUEL TO THE USE OF COAL OR TO THE USE OF A MIXTURE OF COAL AND OTHER MATERIALS AS A FUEL; OR

(III) THE CONSTRUCTION OF A FACILITY FOR THE COMBUSTION OF COAL UTILIZING INNOVATIVE TECHNOLOGY FOR INCREASING THE EFFICIENCY OF THE COMBUSTION PROCESS.

[(k)](M) "Export-related financing transaction" means financing provided to a [Maryland] STATE manufacturer of goods, or a [Maryland] STATE seller of goods or services, where the goods or services are intended for sale to a foreign entity.

[(l)](N) "Facility" or "facilities" means any facility or facilities within the meaning indicated in the Maryland Economic Development Revenue Bond Act AND ANY ENERGY PROJECT.

[(m)](O) "Facility applicant" means any facility applicant within the meaning indicated in the Maryland Economic Development Revenue Bond Act.

[(n)](P) "Facility user" means any facility user within the meaning indicated in the Maryland Economic Development Revenue Bond Act.

[(o)](Q) "Financial assistance" means any financial assistance provided by the Authority under [§ 5-929, § 5-931, or § 5-938 of] this subtitle.

[(p)](R) "Foreign entity" means a person, business association, or corporation located outside the United States, or a governmental unit of a country other than the United States.

(S) "INDUSTRIAL BUILDING" MEANS ANY BUILDING, OTHER THAN A COMMERCIAL BUILDING OR A RESIDENTIAL BUILDING, THAT:

(1) IS USED PRIMARILY TO CARRY ON A BUSINESS, INCLUDING ANY NONPROFIT BUSINESS;

(2) IS USED PRIMARILY FOR AN INDUSTRIAL PROCESS; AND

(3) PROVIDES A METHOD OF CONTROLLING ENERGY USAGE WITHIN ITS EXTERIOR ENVELOPE BUT, AS DESIGNED, DOES NOT HAVE A PEAK DESIGN RATE OF ENERGY USAGE OF LESS THAN 3.5 B.T.U. PER HOUR PER SQUARE FOOT OR 1 WATT PER SQUARE FOOT OF FLOOR AREA.

(T) "INDUSTRIAL DEVELOPMENT FUND" MEANS THE FUND CREATED BY § 5-914 OF THIS SUBTITLE.

(U) "INDUSTRIAL PROCESS" MEANS: