

(I) ~~TO AWARD GRANTS FOR UP TO 100% OF ELIGIBLE COSTS OF PROJECTS RELATING TO PLANNING, DESIGN, CONSTRUCTION, AND UPGRADE OF A WASTEWATER FACILITY WITH A DESIGN CAPACITY OF 500,000 GALLONS OR MORE PER DAY FOR FLOWS UP TO THE DESIGN CAPACITY OF THE WASTEWATER FACILITY, AS APPROVED BY THE DEPARTMENT, TO ACHIEVE ENHANCED NUTRIENT REMOVAL AS REQUIRED BY THE CONDITIONS OF A GRANT AGREEMENT AND A DISCHARGE PERMIT IN ACCORDANCE WITH PARAGRAPH (3) OF THIS SUBSECTION;~~

(II) 1. IN FISCAL YEARS 2005 THROUGH 2009, INCLUSIVE, FOR A PORTION OF THE COSTS OF PROJECTS RELATING TO COMBINED SEWER OVERFLOWS ABATEMENT, REHABILITATION OF EXISTING SEWERS, AND UPGRADING CONVEYANCE SYSTEMS, INCLUDING PUMPING STATIONS, TO BE DISTRIBUTED TO WASTEWATER FACILITIES BASED ON THE AVERAGE ANNUAL FLOW OF THE WASTEWATER FACILITY AND THE EXTENT OF THE UPGRADES NEEDED, NOT TO EXCEED AN ANNUAL TOTAL OF \$7,000,000 \$5,000,000; AND

2. IN FISCAL YEARS 2010 AND THEREAFTER, FOR A PORTION OF THE OPERATION AND MAINTENANCE COSTS RELATED TO THE ENHANCED NUTRIENT REMOVAL TECHNOLOGY, WHICH MAY NOT EXCEED 10% OF THE TOTAL ENVIRONMENTAL SURCHARGE RESTORATION FEE COLLECTED FROM USERS OF WASTEWATER FACILITIES UNDER THIS SECTION BY THE ADMINISTRATION COMPTROLLER ANNUALLY;

(III) AS A SOURCE OF REVENUE OR SECURITY FOR THE PAYMENT OF PRINCIPAL AND INTEREST ON BONDS ISSUED BY THE ADMINISTRATION IF THE PROCEEDS OF THE SALE OF THE BONDS WILL BE DEPOSITED IN THE WATERSHED BAY RESTORATION FUND;

(IV) TO EARN INTEREST ON WATERSHED BAY RESTORATION FUND ACCOUNTS;

(V) FOR THE REASONABLE COSTS OF ADMINISTERING THE WATERSHED BAY RESTORATION FUND, WHICH MAY NOT EXCEED 1.5% OF THE TOTAL ENVIRONMENTAL SURCHARGE RESTORATION FEES IMPOSED ON USERS OF WASTEWATER FACILITIES THAT ARE COLLECTED BY THE ADMINISTRATION COMPTROLLER ANNUALLY;

(VI) ~~IN FISCAL YEARS 2005 THROUGH 2007, INCLUSIVE, FOR THE REASONABLE ADMINISTRATIVE COSTS INCURRED BY A LOCAL GOVERNMENT OR A BILLING AUTHORITY FOR A WATER OR WASTEWATER FACILITY COLLECTING THE ENVIRONMENTAL SURCHARGE RESTORATION FEES, THE ADMINISTRATIVE COSTS MAY BE RETAINED BY THE BILLING AUTHORITY IN AN AMOUNT NOT TO EXCEED 3% 5% OF THE TOTAL ENVIRONMENTAL SURCHARGE RESTORATION FEES COLLECTED BY THE THAT LOCAL GOVERNMENT OR BILLING AUTHORITY;~~

(VII) FOR FUTURE UPGRADES OF WASTEWATER FACILITIES WITH A DESIGN CAPACITY OF LESS THAN 500,000 GALLONS PER DAY TO ACHIEVE ADDITIONAL NUTRIENT REMOVAL OR WATER QUALITY IMPROVEMENT, IN ACCORDANCE WITH PARAGRAPH (4) PARAGRAPHS (6) AND (7) OF THIS SUBSECTION; AND