

PURCHASE AND INSTALLATION OF EQUIPMENT TO MAKE OPERATIONAL CHANGES RELATED TO AIR POLLUTION CONTROL AND TO MODIFY PRODUCTION PRACTICES RELATED TO AIR POLLUTION CONTROL.

(E) TO THE EXTENT PROVIDED IN THE STATE BUDGET AND IN AN AMOUNT NOT TO EXCEED 3% OF THE REVENUES IN THE FUND DURING THE FISCAL YEAR, THE COSTS OF ADMINISTERING THE FUND SHALL BE PAID FROM STATE MONEYS APPROPRIATED TO THE FUND.

2-803.

THE BOARD OF PUBLIC WORKS, UPON THE RECOMMENDATION OF THE SECRETARY, MAY AWARD A LOAN FROM THE FUND TO AN OWNER OF A SMALL BUSINESS TO COVER THE COSTS OF CAPITAL EQUIPMENT UPGRADE OR REPLACEMENT COSTS NECESSARY TO MEET THE TECHNICAL REQUIREMENTS FOR EMISSION STANDARDS UNDER REGULATIONS ADOPTED BY THE ENVIRONMENTAL PROTECTION AGENCY UNDER THE FEDERAL CLEAN AIR ACT OR BY THE DEPARTMENT UNDER THE STATE IMPLEMENTATION PLAN, INCLUDING THE PURCHASE AND INSTALLATION OF AIR POLLUTION CONTROL EQUIPMENT AND THE PURCHASE AND INSTALLATION OF EQUIPMENT TO MAKE OPERATIONAL CHANGES RELATED TO AIR POLLUTION CONTROL AND TO MODIFY PRODUCTION PRACTICES RELATED TO AIR POLLUTION CONTROL.

2-804.

(A) THE DEPARTMENT SHALL ADOPT REGULATIONS TO CARRY OUT THE PROVISIONS OF THIS SUBTITLE.

(B) (1) THE REGULATIONS ADOPTED UNDER THIS SUBTITLE SHALL ESTABLISH APPLICATION PROCEDURES AND CRITERIA FOR THE AWARD OF A LOAN UNDER THIS SUBTITLE.

(2) THE CRITERIA SHALL PROVIDE A BASIS FOR THE PRIORITY RANKING OF PROJECTS, AND SHALL INCLUDE:

(I) THE FINANCIAL CAPACITY AND FISCAL ACCOUNTABILITY OF THE APPLICANT;

(II) THE LOCATION OF THE SMALL BUSINESS FACILITY AND THE DEGREE TO WHICH THE FACILITY CONTRIBUTES TO NONATTAINMENT OF AMBIENT AIR QUALITY STANDARDS IN THE AREA;

(III) PREVIOUS EFFORTS EXPENDED TO CORRECT ANY EXISTING ENVIRONMENTAL AIR POLLUTION PROBLEM AND TO MAINTAIN COMPLIANCE WITH STATE AND FEDERAL REGULATIONS RELATED TO AIR POLLUTION;

(IV) MEASURES TO ASSURE ACCOUNTABILITY FOR ALL FUNDS AWARDED UNDER THIS SUBTITLE; AND

(V) ANY OTHER CRITERIA THAT THE SECRETARY CONSIDERS APPROPRIATE.