discrimination under, a program or activity receiving federal financial assistance under this subtitle.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1278.)

HISTORICAL AND REVISION NOTES

Revised Section	*Source (U.S. Code)*	*Source (Statutes at Large)*
14702	40 App.:223 note.	Pub. L. 92–65, title II, § 214, Aug. 5, 1971, 85 Stat. 173.

§ 14703. Authorization of appropriations

(a) IN GENERAL.—In addition to amounts made available under section 14501, there is authorized to be appropriated to the Appalachian Regional Commission to carry out this subtitle—

(1) $87,000,000 for fiscal year 2008;
(2) $100,000,000 for fiscal year 2009;
(3) $105,000,000 for fiscal year 2010;
(4) $108,000,000 for fiscal year 2011; and
(5) $110,000,000 for fiscal year 2012.

(b) ECONOMIC AND ENERGY DEVELOPMENT INITIATIVE.—Of the amounts made available under subsection (a), the following amounts may be used to carry out section 14508—

(1) $12,000,000 for fiscal year 2008;
(2) $12,500,000 for fiscal year 2009;
(3) $13,000,000 for fiscal year 2010;
(4) $13,500,000 for fiscal year 2011; and
(5) $14,000,000 for fiscal year 2012.

(c) AVAILABILITY.—Amounts made available under subsection (a) remain available until expended.

(d) ALLOCATION OF FUNDS.—Funds approved by the Appalachian Regional Commission for a project in a State in the Appalachian region pursuant to a congressional directive shall be derived from the total amount allocated to the State by the Appalachian Regional Commission from amounts appropriated to carry out this subtitle.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1278; Pub. L. 110–371, § 5, Oct. 8, 2008, 122 Stat. 4041.)

HISTORICAL AND REVISION NOTES

Revised Section	*Source (U.S. Code)*	*Source (Statutes at Large)*
14703	40 App.:401.	Pub. L. 89–4, title IV, § 401, Mar. 9, 1965, 79 Stat. 21; Pub. L. 90–103, title I, § 122, Oct. 11, 1967, 81 Stat. 266; Pub. L. 91–123, title I, § 109, Nov. 25, 1969, 83 Stat. 215; Pub. L. 92–65, title II, § 212, Aug. 5, 1971, 85 Stat. 172; Pub. L. 94–188, title I, § 121, Dec. 31, 1975, 89 Stat. 1086; Pub. L. 96–506, § 3(5), Dec. 8, 1980, 94 Stat. 2746; Pub. L. 97–35, title XVIII, § 1822(a)(3), (4), Aug. 13, 1981, 95 Stat. 767; Pub. L 105–393, title II, § 221, Nov. 13, 1998, 112 Stat. 3625; Pub. L. 107–149, § 10, Mar. 12, 2002, 116 Stat. 70.

AMENDMENTS

2008—Subsec. (a). Pub. L. 110–371, § 5(a), amended subsec. (a) generally. Prior to amendment, subsec. (a) authorized appropriations to the Appalachian Regional Commission for fiscal years 2002 to 2006.

Subsec. (b). Pub. L. 110–371, § 5(b), amended subsec. (b) generally. Prior to amendment, subsec. (b) authorized appropriations to carry out section 14504 of this title for fiscal years 2002 to 2006.

Subsec. (d). Pub. L. 110–371, § 5(c), added subsec. (d).

§ 14704. Termination

This subtitle, except sections 14102(a)(1) and (b) and 14501, ceases to be in effect on October 1, 2012.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1278; Pub. L. 109–289, div. B, title II, § 20326, as added Pub. L. 110–5, § 2, Feb. 15, 2007, 121 Stat. 22; Pub. L. 110–371, § 6, Oct. 8, 2008, 122 Stat. 4042.)

HISTORICAL AND REVISION NOTES

Revised Section	*Source (U.S. Code)*	*Source (Statutes at Large)*
14704	40 App.:405.	Pub. L. 89–4, title IV, § 405, Mar. 9, 1965, 79 Stat. 23; Pub. L. 91–123, title I, § 111, Nov. 25, 1969, 83 Stat. 216; Pub. L. 92–65, title II, § 213, Aug. 5, 1971, 85 Stat. 173; Pub. L. 94–188, title I, § 122(a), Dec. 31, 1975, 89 Stat. 1086; Pub. L. 96–506, § 3(6), Dec. 8, 1980, 94 Stat. 2746; Pub. L. 105–178, title I, § 1222(b) (1st sentence), June 9, 1998, 112 Stat. 224; Pub. L. 105–393, title II, § 222, Nov. 13, 1998, 112 Stat. 3625; Pub. L. 107–149, § 12, Mar. 12, 2002, 116 Stat. 71.

AMENDMENTS

2008—Pub. L. 110–371 substituted ''2012'' for ''2007''.

2007—Pub. L. 109–289, § 20326, as added by Pub. L. 110–5, substituted ''October 1, 2007'' for ''October 1, 2006''.

SUBTITLE V—REGIONAL ECONOMIC AND INFRASTRUCTURE DEVELOPMENT

Chapter		Sec.
151.[1]	**GENERAL PROVISIONS**	**15101**
153.[2]	**REGIONAL COMMISSIONS**	**15301**
155.[3]	**FINANCIAL ASSISTANCE**	**15501**
157.[4]	**ADMINISTRATIVE PROVISIONS** ...	**15701**

CHAPTER 1[1]—GENERAL PROVISIONS

Sec.
15101. Definitions.

PRIOR PROVISIONS

A prior subtitle V, consisting of chapters 171, 173, 175, 177, 179, 181, and 183, was redesignated subtitle VI of this title by Pub. L. 110–234, title XIV, § 14217(a)(1), May 22, 2008, 122 Stat. 1467, and Pub. L. 110–246, title XIV, § 14217(a)(1), June 18, 2008, 122 Stat. 2229. The redesignation by Pub. L. 110–234 was repealed by Pub. L. 110–246, § 4(a), June 18, 2008, 122 Stat. 1664.

§ 15101. Definitions

In this subtitle, the following definitions apply:

(1) COMMISSION.—The term ''Commission'' means a Commission established under section 15301.

(2) LOCAL DEVELOPMENT DISTRICT.—The term ''local development district'' means an entity that—

[1] So in original. Item corresponds to chapter 1 of this subtitle.
[2] So in original. Item corresponds to chapter 2 of this subtitle.
[3] So in original. Item corresponds to chapter 3 of this subtitle.
[4] So in original. Item corresponds to chapter 4 of this subtitle.
[1] So in original. Probably should be ''151''. Another chapter 1 is set out in subtitle I of this title.

(A)(i) is an economic development district that is—

(I) in existence on the date of the enactment of this chapter; and

(II) located in the region; or

(ii) if an entity described in clause (i) does not exist—

(I) is organized and operated in a manner that ensures broad-based community participation and an effective opportunity for local officials, community leaders, and the public to contribute to the development and implementation of programs in the region;

(II) is governed by a policy board with at least a simple majority of members consisting of—

(aa) elected officials; or

(bb) designees or employees of a general purpose unit of local government that have been appointed to represent the unit of local government; and

(III) is certified by the Governor or appropriate State officer as having a charter or authority that includes the economic development of counties, portions of counties, or other political subdivisions within the region; and

(B) has not, as certified by the Federal Cochairperson—

(i) inappropriately used Federal grant funds from any Federal source; or

(ii) appointed an officer who, during the period in which another entity inappropriately used Federal grant funds from any Federal source, was an officer of the other entity.

(3) FEDERAL GRANT PROGRAM.—The term ''Federal grant program'' means a Federal grant program to provide assistance in carrying out economic and community development activities.

(4) INDIAN TRIBE.—The term ''Indian tribe'' has the meaning given the term in section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450b).

(5) NONPROFIT ENTITY.—The term ''nonprofit entity'' means any organization described in section 501(c) of the Internal Revenue Code of 1986 and exempt from taxation under 501(a) of that Code that has been formed for the purpose of economic development.

(6) REGION.—The term ''region'' means the area covered by a Commission as described in subchapter II of chapter 157.[1]

(Added Pub. L. 110–234, title XIV, § 14217(a)(2), May 22, 2008, 122 Stat. 1468, and Pub. L. 110–246, § 4(a), title XIV, § 14217(a)(2), June 18, 2008, 122 Stat. 1664, 2230.)

REFERENCES IN TEXT

The date of the enactment of this chapter, referred to in par. (2)(A)(i)(I), is the date of enactment of Pub. L. 110–246, which was approved June 18, 2008.

Section 501 of the Internal Revenue Code of 1986, referred to in par. (5), is classified to section 501 of Title 26, Internal Revenue Code.

[1] So in original. Probably means chapter 4 of this subtitle.

CODIFICATION

Pub. L. 110–234 and Pub. L. 110–246 enacted identical sections. Pub. L. 110–234 was repealed by section 4(a) of Pub. L. 110–246.

EFFECTIVE DATE

Enactment of this subtitle and repeal of Pub. L. 110–234 by Pub. L. 110–246 effective May 22, 2008, the date of enactment of Pub. L. 110–234, except as otherwise provided, see section 4 of Pub. L. 110–246, set out as a note under section 8701 of Title 7, Agriculture.

Pub. L. 110–234, title XIV, § 14217(d), May 22, 2008, 122 Stat. 1482, and Pub. L. 110–246, § 4(a), title XIV, § 14217(d), June 18, 2008, 122 Stat. 1664, 2244, provided that: ''This section [enacting this subtitle, redesignating former subtitle V as subtitle VI of this title, and amending section 11 of the Inspector General Act of 1978, Pub. L. 95–452, set out in the Appendix to Title 5, Government Organization and Employees], and the amendments made by this section, shall take effect on the first day of the first fiscal year beginning after the date of the enactment of this Act [June 18, 2008].''

[Pub. L. 110–234 and Pub. L. 110–246 enacted identical provisions. Pub. L. 110–234 was repealed by section 4(a) of Pub. L. 110–246, set out as a note under section 8701 of Title 7, Agriculture.]

CHAPTER 2[1]—REGIONAL COMMISSIONS

Sec.
15301. Establishment, membership, and employees.
15302. Decisions.
15303. Functions.
15304. Administrative powers and expenses.
15305. Meetings.
15306. Personal financial interests.
15307. Tribal participation.
15308. Annual report.

§ 15301. Establishment, membership, and employees

(a) ESTABLISHMENT.—There are established the following regional Commissions:

(1) The Southeast Crescent Regional Commission.

(2) The Southwest Border Regional Commission.

(3) The Northern Border Regional Commission.

(b) MEMBERSHIP.—

(1) FEDERAL AND STATE MEMBERS.—Each Commission shall be composed of the following members:

(A) A Federal Cochairperson, to be appointed by the President, by and with the advice and consent of the Senate.

(B) The Governor of each participating State in the region of the Commission.

(2) ALTERNATE MEMBERS.—

(A) ALTERNATE FEDERAL COCHAIRPERSON.—The President shall appoint an alternate Federal Cochairperson for each Commission. The alternate Federal Cochairperson, when not actively serving as an alternate for the Federal Cochairperson, shall perform such functions and duties as are delegated by the Federal Cochairperson.

(B) STATE ALTERNATES.—The State member of a participating State may have a single alternate, who shall be appointed by the Governor of the State from among the mem-

[1] So in original. Probably should be ''153''.