

(1) COMMISSION.—The Commission, as required by the President, shall maintain accurate and complete records of transactions and activities financed with federal amounts and report to the President on the transactions and activities. The records of the Commission with respect to grants are available for audit by the President and the Comptroller General.

(2) RECIPIENTS OF FEDERAL ASSISTANCE.—Recipients of federal assistance under this section, as required by the Commission, shall maintain accurate and complete records of transactions and activities financed with federal amounts and report to the Commission on the transactions and activities. The records are be<sup>1</sup> available for audit by the President, the Comptroller General, and the Commission.

(Pub. L. 107-217, Aug. 21, 2002, 116 Stat. 1262; Pub. L. 110-371, § 2(a), Oct. 8, 2008, 122 Stat. 4037.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
14321(a)(1) ..	40 App.:302(a)(1)(A)-(C) (1st sentence).	Pub. L. 89-4, title III, § 302, Mar. 9, 1965, 79 Stat. 19; Pub. L. 90-103, title I, § 120, Oct. 11, 1967, 81 Stat. 264; Pub. L. 91-123, title I, § 108, Nov. 25, 1969, 83 Stat. 215; Pub. L. 92-65, title II, § 211, Aug. 5, 1971, 85 Stat. 172; Pub. L. 94-188, title I, § 119, Dec. 31, 1975, 89 Stat. 1085; Pub. L. 105-393, title II, §§ 218(d), 220(a)-(c)(1), Nov. 13, 1998, 112 Stat. 3623, 3624; Pub. L. 107-149, §§ 9, 13(c), Mar. 12, 2002, 116 Stat. 70, 71.
14321(a)(2) ..	40 App.:302(a)(2).	
14321(a)(3) ..	40 App.:302(a)(1)(C) (2d sentence).	
14321(a)(4) ..	40 App.:302(a)(1)(C) (last sentence).	
14321(b) .....	40 App.:302(b).	
14321(c) .....	40 App.:302(c).	

In subsection (a)(2)(A), the words “after September 30, 1998” are omitted as obsolete.

In subsection (b)(2), the words “including section 2(b)” are omitted as unnecessary.

In subsection (c)(1), the words “or their duly authorized representatives” are omitted because of 3:301 and 31:711(2).

In subsection (c)(2), the words “or their duly authorized representatives” are omitted because of 3:301 and 31:711(2) and because of the inferred authority of the Commission to delegate in the absence of a prohibition. See section 14301(d) of the revised title.

REFERENCES IN TEXT

The Public Works and Economic Development Act of 1965, referred to in subsec. (a)(1)(B), is Pub. L. 89-136, Aug. 26, 1965, 79 Stat. 552, as amended, which is classified generally to chapter 38 (§3121 et seq.) of Title 42, The Public Health and Welfare. For complete classification of this Act to the Code, see Short Title note set out under section 3121 of Title 42 and Tables.

AMENDMENTS

2008—Subsec. (a)(1)(A)(i). Pub. L. 110-371, § 2(a)(1), added cl. (i) and struck out former cl. (i) which read as follows: “the amount of a grant shall not exceed 50 percent of administrative expenses or, at the discretion of the Commission, 75 percent of administrative expenses if the grant is to a local development district that has a charter or authority that includes the economic development of a county or part of a county for which a distressed county designation is in effect under section 14526 of this title;”.

<sup>1</sup> So in original. Probably should be preceded by “to”.

Subsec. (a)(2)(A). Pub. L. 110-371, § 2(a)(2), added subpar. (A) and struck out heading and text of former subpar. (A). Text read as follows: “Except as provided in subparagraph (B), not more than 50 percent (or 80 percent in the case of a project to be carried out in a county for which a distressed county designation is in effect under section 14526 of this title) of the cost of any activity eligible for financial assistance under this section may be provided from amounts appropriated to carry out this subtitle.”

§ 14322. Approval of development plans, strategy statements, and projects

(a) ANNUAL REVIEW AND APPROVAL REQUIRED.—The Appalachian Regional Commission annually shall review and approve, in accordance with section 14302 of this title, state and regional development plans and strategy statements, and any multistate subregional plans which may be developed.

(b) APPLICATION PROCESS.—An application for a grant or for other assistance for a specific project under this subtitle shall be made through the state member of the Commission representing the applicant. The state member shall evaluate the application for approval. To be approved, the state member must certify, and the Federal Cochairman must determine, that the application—

- (1) implements the Commission-approved state development plan;
- (2) is included in the Commission-approved strategy statement;
- (3) adequately ensures that the project will be properly administered, operated, and maintained; and
- (4) otherwise meets the requirements for assistance under this subtitle.

(c) AFFIRMATIVE VOTE REQUIREMENT DEEMED MET.—After the appropriate state development plan and strategy statement are approved, certification by a state member, when joined by an affirmative vote of the Federal Cochairman, is deemed to satisfy the requirements for affirmative votes for decisions under section 14302(a) of this title.

(Pub. L. 107-217, Aug. 21, 2002, 116 Stat. 1264.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
14322(a) .....	40 App.:303 (1st sentence).	Pub. L. 89-4, title III, § 303, Mar. 9, 1965, 79 Stat. 20; Pub. L. 90-103, title I, § 121, Oct. 11, 1967, 81 Stat. 265; Pub. L. 94-188, title I, § 120, Dec. 31, 1975, 89 Stat. 1086; Pub. L. 107-149, § 13(i), Mar. 12, 2002, 116 Stat. 72.
14322(b) .....	40 App.:303 (2d, 3d sentences).	
14322(c) .....	40 App.:303 (last sentence).	

CHAPTER 145—SPECIAL APPALACHIAN PROGRAMS

SUBCHAPTER I—PROGRAMS

- Sec. 14501. Appalachian development highway system.
- 14502. Demonstration health projects.
- 14503. Assistance for proposed low- and middle-income housing projects.
- 14504. Telecommunications and technology initiative.