

of Pub. L. 103-182, which enacted this subchapter and amended section 24 of Title 12, Banks and Banking. For complete classification of part 2 to the Code, see Tables.

**§ 290m-4. Authority to agree to certain amendments to the Border Environment Cooperation Agreement**

The President may agree to amendments to the Cooperation Agreement that—

(1) enable the Bank to make grants and non-market rate loans out of its paid-in capital resources with the approval of its Board; and

(2) amend the definition of “border region” to include the area in the United States that is within 100 kilometers of the international boundary between the United States and Mexico, and the area in Mexico that is within 300 kilometers of the international boundary between the United States and Mexico.

(Pub. L. 103-182, title V, § 545, as added Pub. L. 108-215, § 1(a), Apr. 5, 2004, 118 Stat. 579.)

**§ 290m-5. Grants out of paid-in capital resources**

**(a) In general**

The President shall instruct the United States Federal Government representatives on the Board of Directors of the North American Development Bank to oppose any proposal where grants out of the Bank’s paid-in capital resources, except for grants from paid-in capital authorized for the community adjustment and investment program under the Bank’s charter of 1993, would—

(1) be made to a project that is not being financed, in part, by loans; or

(2) account for more than 50 percent of the financing of any individual project.

**(b) Exception**

**(1) General rule**

The requirements of subsection (a) shall not apply in cases where—

(A) the President determines there are exceptional economic circumstances for making the grant and consults with the Committee on Foreign Relations of the Senate and the Committee on Financial Services of the House of Representatives; or

(B)(i) the grant is being made for a project that is so small that obtaining a loan is impractical; and

(ii) the grant does not exceed \$250,000.

**(2) Limitation**

Not more than an aggregate of \$5,000,000 in grants may be made under this subsection.

(Pub. L. 103-182, title V, § 546, as added Pub. L. 108-215, § 1(b), Apr. 5, 2004, 118 Stat. 579.)

**§ 290m-6. Repealed. Pub. L. 113-188, title XVI, § 1601(a), Nov. 26, 2014, 128 Stat. 2025**

Section, Pub. L. 108-215, § 2, Apr. 5, 2004, 118 Stat. 580, required and described the content of annual reports on the North American Development Bank.

SUBCHAPTER XXIX—UNITED STATES-MEXICO BORDER HEALTH COMMISSION

**§ 290n. Appointment of members of Border Health Commission**

Not later than 30 days after November 29, 1999, the President shall appoint the United States

members of the United States-Mexico Border Health Commission, and shall attempt to conclude an agreement with Mexico providing for the establishment of such Commission.

(Pub. L. 103-400, § 2, as added Pub. L. 106-113, div. B, § 1000(a)(4) [title V, § 516(1)], Nov. 29, 1999, 113 Stat. 1535, 1501A-276.)

PRIOR PROVISIONS

A prior section 290n, Pub. L. 103-400, § 2, Oct. 22, 1994, 108 Stat. 4169, related to the establishment of the Border Health Commission, prior to repeal by Pub. L. 106-113, div. B, § 1000(a)(4) [title V, § 516(1)], Nov. 29, 1999, 113 Stat. 1535, 1501A-276.

SHORT TITLE

Pub. L. 103-400, § 1, Oct. 22, 1994, 108 Stat. 4169, provided that: “This Act [enacting this subchapter] may be cited as the ‘United States-Mexico Border Health Commission Act’.”

**§ 290n-1. Duties**

It should be the duty of the Commission—

(1) to conduct a comprehensive needs assessment in the United States-Mexico Border Area for the purposes of identifying, evaluating, preventing, and resolving health problems and potential health problems that affect the general population of the area; and

(2) to implement the actions recommended by the needs assessment through—

(A) assisting in the coordination and implementation of the efforts of public and private entities to prevent and resolve such health problems, and

(B) assisting in the coordination and implementation of efforts of public and private entities to educate such population, in a culturally competent manner, concerning such health problems.

(Pub. L. 103-400, § 3, Oct. 22, 1994, 108 Stat. 4169; Pub. L. 106-113, div. B, § 1000(a)(4) [title V, § 516(2)], Nov. 29, 1999, 113 Stat. 1535, 1501A-276.)

AMENDMENTS

1999—Par. (1). Pub. L. 106-113, § 1000(a)(4) [title V, § 516(2)(A)], substituted “; and” for semicolon at end.

Par. (2)(B). Pub. L. 106-113, § 1000(a)(4) [title V, § 516(2)(B)], substituted period for “; and” at end.

Par. (3). Pub. L. 106-113, § 1000(a)(4) [title V, § 516(2)(C)], struck out par. (3) which read as follows: “to formulate recommendations to the Governments of the United States and Mexico concerning a fair and reasonable method by which the government of one country could reimburse a public or private entity in the other country for the cost of a health care service that the entity furnishes to a citizen of the first country who is unable, through insurance or otherwise, to pay for the service.”

**§ 290n-2. Other authorized functions**

In addition to the duties described in section 290n-1 of this title, the Commission should be authorized to perform the following functions as the Commission determines to be appropriate—

(1) to conduct or support investigations, research, or studies designed to identify, study, and monitor, on an on-going basis, health problems that affect the general population in the United States-Mexico Border Area;

(2) to conduct or support a binational, public-private effort to establish a comprehensive