

109TH CONGRESS
2D SESSION

S. 2832

AN ACT

To reauthorize and improve the program authorized by the
Appalachian Regional Development Act of 1965.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Appalachian Regional
5 Development Act Amendments of 2006”.

1 **SEC. 2. LIMITATION ON AVAILABLE AMOUNTS; MAXIMUM**
 2 **COMMISSION CONTRIBUTION.**

3 (a) GRANTS AND OTHER ASSISTANCE.—Section
 4 14321(a) of title 40, United States Code, is amended—

5 (1) in paragraph (1)(A), by striking clause (i)
 6 and inserting the following:

7 “(i) the amount of the grant shall not
 8 exceed—

9 “(I) 50 percent of administrative
 10 expenses;

11 “(II) at the discretion of the
 12 Commission, if the grant is to a local
 13 development district that has a char-
 14 ter or authority that includes the eco-
 15 nomic development of a county or a
 16 part of a county for which a dis-
 17 tressed county designation is in effect
 18 under section 14526, 75 percent of
 19 administrative expenses; or

20 “(III) at the discretion of the
 21 Commission, if the grant is to a local
 22 development district that has a char-
 23 ter or authority that includes the eco-
 24 nomic development of a county or a
 25 part of a county for which an at-risk
 26 county designation is in effect under

1 section 14526, 70 percent of adminis-
 2 trative expenses;” and

3 (2) in paragraph (2), by striking subparagraph
 4 (A) and inserting the following:

5 “(A) IN GENERAL.—Except as provided in
 6 subparagraph (B), of the cost of any activity el-
 7 igible for financial assistance under this section,
 8 not more than—

9 “(i) 50 percent may be provided from
 10 amounts appropriated to carry out this
 11 subtitle;

12 “(ii) in the case of a project to be car-
 13 ried out in a county for which a distressed
 14 county designation is in effect under sec-
 15 tion 14526, 80 percent may be provided
 16 from amounts appropriated to carry out
 17 this subtitle; or

18 “(iii) in the case of a project to be
 19 carried out in a county for which an at-
 20 risk county designation is in effect under
 21 section 14526, 70 percent may be provided
 22 from amounts appropriated to carry out
 23 this subtitle.”.

24 (b) DEMONSTRATION HEALTH PROJECTS.—Section
 25 14502 of title 40, United States Code, is amended—

1 (1) in subsection (d), by striking paragraph (2)
2 and inserting the following:

3 “(2) LIMITATION ON AVAILABLE AMOUNTS.—
4 Grants under this section for the operation (includ-
5 ing initial operating amounts and operating deficits,
6 which include the cost of attracting, training, and
7 retaining qualified personnel) of a demonstration
8 health project, whether or not constructed with
9 amounts authorized by this section, may be made for
10 up to—

11 “(A) 50 percent of the cost of that oper-
12 ation;

13 “(B) in the case of a project to be carried
14 out in a county for which a distressed county
15 designation is in effect under section 14526, 80
16 percent of the cost of that operation; or

17 “(C) in the case of a project to be carried
18 out for a county for which an at-risk county
19 designation is in effect under section 14526, 70
20 percent of the cost of that operation.”; and

21 (2) in subsection (f), by adding at the end the
22 following:

23 “(3) AT-RISK COUNTIES.—The maximum Com-
24 mission contribution for a project to be carried out
25 in a county for which an at-risk county designation

1 is in effect under section 14526 may be increased to
 2 the lesser of—

3 “(A) 70 percent; or

4 “(B) the maximum Federal contribution
 5 percentage authorized by this section.”.

6 (c) ASSISTANCE FOR PROPOSED LOW- AND MIDDLE-
 7 INCOME HOUSING PROJECTS.—Section 14503 of title 40,
 8 United States Code, is amended—

9 (1) in subsection (d), by striking paragraph (1)
 10 and inserting the following:

11 “(1) LIMITATION ON AVAILABLE AMOUNTS.—A
 12 loan under subsection (b) for the cost of planning
 13 and obtaining financing (including the cost of pre-
 14 liminary surveys and analyses of market needs, pre-
 15 liminary site engineering and architectural fees, site
 16 options, application and mortgage commitment fees,
 17 legal fees, and construction loan fees and discounts)
 18 of a project described in that subsection may be
 19 made for up to—

20 “(A) 50 percent of that cost;

21 “(B) in the case of a project to be carried
 22 out in a county for which a distressed county
 23 designation is in effect under section 14526, 80
 24 percent of that cost; or

1 “(C) in the case of a project to be carried
 2 out for a county for which an at-risk county
 3 designation is in effect under section 14526, 70
 4 percent of that cost.”; and

5 (2) in subsection (e), by striking paragraph (1)
 6 and inserting the following:

7 “(1) IN GENERAL.—A grant under this section
 8 for expenses incidental to planning and obtaining fi-
 9 nancing for a project under this section that the
 10 Secretary considers to be unrecoverable from the
 11 proceeds of a permanent loan made to finance the
 12 project shall—

13 “(A) not be made to an organization estab-
 14 lished for profit; and

15 “(B) except as provided in paragraph (2),
 16 not exceed—

17 “(i) 50 percent of those expenses;

18 “(ii) in the case of a project to be car-
 19 ried out in a county for which a distressed
 20 county designation is in effect under sec-
 21 tion 14526, 80 percent of those expenses;
 22 or

23 “(iii) in the case of a project to be
 24 carried out in a county for which an at-
 25 risk county designation is in effect under

1 section 14526, 70 percent of those ex-
2 penses.”.

3 (d) TELECOMMUNICATIONS AND TECHNOLOGY INI-
4 TIATIVE.—Section 14504 of title 40, United States Code,
5 is amended by striking subsection (b) and inserting the
6 following:

7 “(b) LIMITATION ON AVAILABLE AMOUNTS.—Of the
8 cost of any activity eligible for a grant under this section,
9 not more than—

10 “(1) 50 percent may be provided from amounts
11 appropriated to carry out this section;

12 “(2) in the case of a project to be carried out
13 in a county for which a distressed county designa-
14 tion is in effect under section 14526, 80 percent
15 may be provided from amounts appropriated to
16 carry out this section; or

17 “(3) in the case of a project to be carried out
18 in a county for which an at-risk county designation
19 is in effect under section 14526, 70 percent may be
20 provided from amounts appropriated to carry out
21 this section.”.

22 (e) ENTREPRENEURSHIP INITIATIVE.—Section
23 14505 of title 40, United States Code, is amended by
24 striking subsection (c) and inserting the following:

1 “(c) LIMITATION ON AVAILABLE AMOUNTS.—Of the
 2 cost of any activity eligible for a grant under this section,
 3 not more than—

4 “(1) 50 percent may be provided from amounts
 5 appropriated to carry out this section;

6 “(2) in the case of a project to be carried out
 7 in a county for which a distressed county designa-
 8 tion is in effect under section 14526, 80 percent
 9 may be provided from amounts appropriated to
 10 carry out this section; or

11 “(3) in the case of a project to be carried out
 12 in a county for which an at-risk county designation
 13 is in effect under section 14526, 70 percent may be
 14 provided from amounts appropriated to carry out
 15 this section.”.

16 (f) REGIONAL SKILLS PARTNERSHIPS.—Section
 17 14506 of title 40, United States Code, is amended by
 18 striking subsection (d) and inserting the following:

19 “(d) LIMITATION ON AVAILABLE AMOUNTS.—Of the
 20 cost of any activity eligible for a grant under this section,
 21 not more than—

22 “(1) 50 percent may be provided from amounts
 23 appropriated to carry out this section;

24 “(2) in the case of a project to be carried out
 25 in a county for which a distressed county designa-

1 tion is in effect under section 14526, 80 percent
 2 may be provided from amounts appropriated to
 3 carry out this section; or

4 “(3) in the case of a project to be carried out
 5 in a county for which an at-risk county designation
 6 is in effect under section 14526, 70 percent may be
 7 provided from amounts appropriated to carry out
 8 this section.”.

9 (g) SUPPLEMENTS TO FEDERAL GRANT PRO-
 10 GRAMS.—Section 14507(g) of title 40, United States
 11 Code, is amended by adding at the end the following:

12 “(3) AT-RISK COUNTIES.—The maximum Com-
 13 mission contribution for a project to be carried out
 14 in a county for which an at-risk county designation
 15 is in effect under section 14526 may be increased to
 16 70 percent.”.

17 **SEC. 3. DISTRESSED, AT-RISK, AND ECONOMICALLY**
 18 **STRONG COUNTIES.**

19 Section 14526(a)(1) of title 40, United States Code,
 20 is amended—

21 (1) by redesignating subparagraph (B) as sub-
 22 paragraph (C);

23 (2) in subparagraph (A), by striking “and” at
 24 the end; and

1 (3) by inserting after subparagraph (A) the fol-
2 lowing:

3 “(B) designate as ‘at-risk counties’ those
4 counties in the Appalachian region that are
5 most at risk of becoming economically dis-
6 tressed; and”.

7 **SEC. 4. AUTHORIZATION OF APPROPRIATIONS.**

8 Section 14703 of title 40, United States Code, is
9 amended by striking subsection (a) and inserting the fol-
10 lowing:

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

15 “(1) \$95,200,000 for fiscal year 2007;

16 “(2) \$98,600,000 for fiscal year 2008;

17 “(3) \$102,000,000 for fiscal year 2009;

18 “(4) \$105,700,000 for fiscal year 2010; and

19 “(5) \$109,400,000 for fiscal year 2011.”.

20 **SEC. 5. TERMINATION.**

21 Section 14704 of title 40, United States Code, is
22 amended by striking “2006” and inserting “2011”.

1 **SEC. 6. EFFECTIVE DATE.**

2 The amendments made by this Act take effect on Oc-
3 tober 1, 2006.

Passed the Senate July 25, 2006.

Attest:

Secretary.

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