

104TH CONGRESS  
2D SESSION

# S. 1972

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IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 9, 1996

Referred to the Committee on Economic and Educational Opportunities

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## AN ACT

To amend the Older Americans Act of 1965 to improve the provisions relating to Indians, and for other purposes.

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 “Older Americans In-  
5 dian Technical Amendments Act”.

1 **SEC. 2. INDIAN EMPLOYMENT; DEFINITION OF INDIAN RES-**  
2 **ERVATION.**

3 Section 502(b)(1)(B) of such Act (42 U.S.C.  
4 3056(b)(1)(B)) is amended to read as follows:

5 “(B)(i) will provide employment for eligible in-  
6 dividuals in the community in which such individuals  
7 reside, or in nearby communities; or

8 “(ii) if such project is carried out by a tribal or-  
9 ganization that enters into an agreement under sub-  
10 section (b) or receives assistance from a State that  
11 enters into such an agreement, will provide employ-  
12 ment for such individuals who are Indians residing  
13 on or near an Indian reservation, as the term is de-  
14 fined in section 2601(2) of the Energy Policy Act of  
15 1992 (25 U.S.C. 3501(2)).”.

16 **SEC. 3. POPULATION STATISTICS DEVELOPMENT.**

17 Section 614(b) of such Act (42 U.S.C. 3057e(b)) is  
18 amended by striking “certification” and inserting “ap-  
19 proval”.

20 **SEC. 4. REPORTING REQUIREMENTS.**

21 Section 614(c) of such Act (42 U.S.C. 3057e(c)) is  
22 amended—

23 (1) by inserting “(1)” after “(c)”; and

24 (2) by adding at the end the following new  
25 paragraph:

1       “(2) The Assistant Secretary shall provide waivers  
2 and exemptions of the reporting requirements of sub-  
3 section (a)(3) for applicants that serve Indian populations  
4 in geographically isolated areas, or applicants that serve  
5 small Indian populations, where the small scale of the  
6 project, the nature of the applicant, or other factors make  
7 the reporting requirements unreasonable under the cir-  
8 cumstances. The Assistant Secretary shall consult with  
9 such applicants in establishing appropriate waivers and  
10 exemptions.”.

11 **SEC. 5. EXPENDITURE OF FUNDS FOR NUTRITION SERV-**  
12 **ICES.**

13       Section 614(c) of such Act (42 U.S.C. 3057e(c)), as  
14 amended by section 4, is further amended by adding at  
15 the end the following new paragraph:

16       “(3) In determining whether an application complies  
17 with the requirements of subsection (a)(8), the Assistant  
18 Secretary shall provide maximum flexibility to an appli-  
19 cant who seeks to take into account subsistence needs,  
20 local customs, and other characteristics that are appro-  
21 priate to the unique cultural, regional, and geographic  
22 needs of the Indian populations to be served.”.

1 **SEC. 6. COORDINATION OF SERVICES.**

2 Section 614(c) of such Act (42 U.S.C. 3057e(c)), as  
3 amended by section 5, is further amended by adding at  
4 the end the following new paragraph:

5 “(4) In determining whether an application complies  
6 with the requirements of subsection (a)(12), the Assistant  
7 Secretary shall require only that an applicant provide an  
8 appropriate narrative description of the geographical area  
9 to be served and an assurance that procedures will be  
10 adopted to ensure against duplicate services being pro-  
11 vided to the same recipients.”.

Passed the Senate September 6, 1996.

Attest: KELLY D. JOHNSTON,  
*Secretary.*