

Calendar No. 569

104TH CONGRESS
2^D SESSION**S. 1972****[Report No. 104-355]**

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

 IN THE SENATE OF THE UNITED STATES

JULY 18, 1996

Mr. MCCAIN (for himself, Mr. INOUE, and Mr. STEVENS) introduced the following bill; which was read twice and referred to the Committee on Indian Affairs

AUGUST 27, 1996

Reported under authority of the order of the Senate of August 2, 1996 by Mr. MCCAIN, without amendment

A BILL

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 an Indian reservation, as the term is defined in
14 section 2601(2) of the Energy Policy Act of 1992
15 (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.”.

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