

105TH CONGRESS
1ST SESSION

H. R. 1671

To amend the Older Americans Act of 1965 to provide for Federal-State performance partnerships, to consolidate all nutrition programs under the Act in the Department of Health and Human Services, to extend authorizations of appropriations for programs under the Act through fiscal year 2000, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 20, 1997

Mr. MARTINEZ (for himself, Mr. GREEN, Mr. KENNEDY of Massachusetts, and Mr. FILNER) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To amend the Older Americans Act of 1965 to provide for Federal-State performance partnerships, to consolidate all nutrition programs under the Act in the Department of Health and Human Services, to extend authorizations of appropriations for programs under the Act through fiscal year 2000, 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,*

1 **SECTION 1. SHORT TITLE; REFERENCES IN ACT; TABLE OF**
 2 **CONTENTS.**

3 (a) **SHORT TITLE.**—This Act may be cited as the
 4 “Older Americans Act Amendments of 1997”.

5 (b) **REFERENCE.**—Except as otherwise expressly pro-
 6 vided in this Act, whenever in this Act an amendment or
 7 repeal is expressed in terms of an amendment to, or repeal
 8 of, a section or other provision, the reference shall be con-
 9 sidered to be made to a section or other provision of the
 10 Older Americans Act of 1965 (42 U.S.C. 3001 et seq.).

11 (c) **TABLE OF CONTENTS.**—The table of contents of
 12 this Act is as follows:

Sec. 1. Short title; references in Act; table of contents.

TITLE I—PERFORMANCE PARTNERSHIPS

Sec. 101. Responsibilities of Assistant Secretary.

Sec. 102. Funding of incentive awards.

Sec. 103. Responsibilities of States.

Sec. 104. Area plans: reorganization, streamlining, and incorporation of per-
 formance partnerships.

Sec. 105. State plans: reorganization, streamlining, and incorporation of per-
 formance partnerships.

Sec. 106. State administrative costs related to performance partnerships.

Sec. 107. Effective date.

**TITLE II—OTHER AMENDMENTS TO THE OLDER AMERICANS ACT
 OF 1965**

Subtitle A—Administration on Aging

Sec. 201. Office functions.

Sec. 202. National Eldercare Locator Service and other functions of Assistant
 Secretary.

Sec. 203. Authorization of appropriations for Federal Council on the Aging.

Sec. 204. Administration and evaluation.

Sec. 205. Reports.

Sec. 206. Nutrition education.

Sec. 207. Authorization of appropriations for Administration on Aging.

Subtitle B—State and Community Programs on Aging

- Sec. 211. Clarification concerning services to individuals who are not older individuals.
- Sec. 212. Authorization of appropriations.
- Sec. 213. Allotment.
- Sec. 214. Organization.
- Sec. 215. Area plans.
- Sec. 216. State option for cost-sharing.
- Sec. 217. State plans.
- Sec. 218. Transfer of funds between programs.
- Sec. 219. Availability of disaster relief funds to organizations.
- Sec. 220. Nutrition services incentive program.
- Sec. 221. Waivers of certain requirements for State programs.
- Sec. 222. Consolidation of authorities for supportive services and senior centers.
- Sec. 223. Consolidation of authorities for nutrition services.
- Sec. 224. Repeal of superseded authorities.

Subtitle C—Research, Development, and Demonstrations

- Sec. 231. Revision of title IV.

Subtitle D—Community Service Employment for Older Americans

- Sec. 241. Phased reduction of Federal share.
- Sec. 242. Authorization of appropriations.

Subtitle E—Grants for Native Americans

- Sec. 251. Technical and conforming amendments.
- Sec. 252. Authorization of appropriations.

Subtitle F—Vulnerable Elder Rights Protection

- Sec. 261. Authorization of appropriations.
- Sec. 262. Technical and conforming amendments.
- Sec. 263. Assistance program for insurance and public benefits.
- Sec. 264. Native American program.
- Sec. 265. General provisions.

Subtitle G—Technical Amendments

- Sec. 271. Definitions.
- Sec. 272. Technical and conforming amendments to other Acts.
- Sec. 273. Overall technical amendments.

Subtitle H—Effective Date

- Sec. 281. Effective date.

TITLE III—WHITE HOUSE CONFERENCE ON AGING

- Sec. 301. Definitions.
- Sec. 302. White House Conference authorized.
- Sec. 303. Conference administration.
- Sec. 304. Policy Committee; related committees.
- Sec. 305. Report of the Conference.
- Sec. 306. Authorization of appropriations.
- Sec. 307. Conforming amendment.

1 **TITLE I—PERFORMANCE**
2 **PARTNERSHIPS**

3 **SEC. 101. RESPONSIBILITIES OF ASSISTANT SECRETARY.**

4 (a) DEFINITIONS.—Section 102 (42 U.S.C. 3002) is
5 amended by adding at the end the following new
6 paragraph:

7 “(45)(A) The term ‘performance indicator’
8 means a quantifiable characteristic used as a
9 measurement.

10 “(B) The term ‘performance target’ means a
11 numerical value that a State seeks to achieve within
12 a specified period of time.”.

13 (b) FUNCTIONS OF ASSISTANT SECRETARY.—Section
14 202(a)(3) (42 U.S.C. 3012(a)(3)) is amended by inserting
15 before the semicolon “, and negotiate and enter into per-
16 formance partnership agreements with the States under
17 sections 305A and 704A”.

18 (c) PERFORMANCE PARTNERSHIPS.—Title II is
19 amended by inserting after section 202 (42 U.S.C. 3012)
20 the following new section:

21 **“SEC. 202A. PERFORMANCE PARTNERSHIPS.**

22 “(a) IN GENERAL.—The Assistant Secretary shall
23 negotiate and enter into performance partnership agree-
24 ments under sections 305A and 704A with States in ac-
25 cordance with this section.

1 “(b) PERFORMANCE OBJECTIVES AND MEASURES.—

2 “(1) SPECIFICATION OF OBJECTIVES.—The As-
3 sistant Secretary, in consultation (as appropriate)
4 with States, local governments, tribal organizations,
5 governing bodies for Native Hawaiians, and other
6 entities, shall specify by September 30, 1998 (and
7 from time to time revise, as the Assistant Secretary
8 determines to be necessary), with respect to the
9 goals specified in sections 305A and 704A—

10 “(A) a list of performance partnership ob-
11 jectives, from which the States shall derive ob-
12 jectives specified in the agreements, to accom-
13 plish the goal of each such section; and

14 “(B) for each such section, a core set of
15 such specified objectives (referred to individ-
16 ually in this section as a ‘core objective’) that
17 address needs of older individuals that are
18 needs of national significance.

19 “(2) ELEMENTS RELATED TO PERFORMANCE
20 PARTNERSHIP OBJECTIVES.—For each performance
21 partnership objective specified under paragraph (1),
22 the Assistant Secretary shall specify—

23 “(A) a performance indicator;

24 “(B) the specific population addressed by
25 the objective;

1 “(C) a quantifiable performance target;
2 and

3 “(D) a date by which the target is to be
4 achieved.

5 “(3) GENERAL PRINCIPLES FOR SPECIFICATION
6 OF OBJECTIVES.—In specifying such a performance
7 partnership objective, the Assistant Secretary shall
8 be guided, to the extent the Assistant Secretary de-
9 termines appropriate, by the following principles:

10 “(A) RELATED TO GOALS; IMPORTANT;
11 UNDERSTANDABLE.—The objective should be
12 closely related to the goal of section 305A or
13 704A, as appropriate, and be viewed as impor-
14 tant by and understandable to State policy-
15 makers and the general public.

16 “(B) RELATIONSHIP TO AGREEMENT.—
17 Based on consultation with State agencies, the
18 Assistant Secretary should expect that the As-
19 sistant Secretary will enter into a performance
20 partnership agreement that specifies actions
21 that will have an impact on the objective.

22 “(C) MEASURABLE PROGRESS.—Based on
23 consultation with State agencies, the Assistant
24 Secretary should expect that the parties to the
25 agreement will be able to make measurable

1 progress in achieving the objective over the pe-
2 riod of the grant to be made to carry out the
3 agreement.

4 “(D) RESULTS-ORIENTED.—The objective
5 should be results-oriented. Collectively, the ob-
6 jectives specified under paragraph (1) should
7 include a suitable mix of outcome, process, and
8 capacity measures. If such an objective includes
9 a process or capacity measure, the objective
10 should be demonstrably linked to the achieve-
11 ment of a specified outcome for older
12 individuals.

13 “(4) DATA.—The Assistant Secretary shall
14 specify data to be collected and submitted to the As-
15 sistant Secretary by a State agency entering into
16 such an agreement, to measure the extent to which
17 the objectives specified in the agreement achieve the
18 performance targets for the objectives. The data
19 shall, to the extent practicable, be comparable for all
20 States, meet reasonable statistical standards for
21 quality, and be available in a timely fashion, at ap-
22 propriate intervals, and at reasonable cost, and, with
23 respect to core objectives, shall include as appro-
24 priate the data specified in section 202(a)(19), col-

1 lected in accordance with the uniform procedures es-
2 tablished pursuant to section 202(a)(29).

3 “(c) STATE PERFORMANCE PARTNERSHIP
4 PROPOSAL.—

5 “(1) IN GENERAL.—A State agency shall in-
6 clude, in the State plan submitted under section
7 307, a proposal for a performance partnership
8 agreement that shall contain—

9 “(A) a list of 1 or more objectives (derived
10 from the performance partnership objectives
11 specified under subsection (b) or selected under
12 paragraph (2)) toward which the State will
13 work;

14 “(B) for each objective specified under
15 subparagraph (A)—

16 “(i) a performance indicator;

17 “(ii) the specific population addressed
18 by the objective;

19 “(iii) a quantifiable performance tar-
20 get; and

21 “(iv) a date by which the target is to
22 be achieved, which shall be not later than
23 the end of the period of the partnership
24 agreement (referred to in this section as
25 the ‘partnership period’) (which shall be

1 coterminous with the period covered by the
2 State plan under section 307);

3 “(C) a rationale for the selection of the ob-
4 jectives, including a rationale for the perform-
5 ance targets and dates described in clauses (iii)
6 and (iv) of subparagraph (B);

7 “(D) a statement of the strategies of the
8 agency for achieving the objectives over the
9 course of the partnership period;

10 “(E) a statement of the estimated amount
11 to be expended to carry out each such strategy;
12 and

13 “(F) an assurance that the State agency
14 will report to the Assistant Secretary, not later
15 than 60 days after the end of each fiscal year,
16 on progress in the State toward achieving—

17 “(i) core objectives (regardless of
18 whether the State is working toward such
19 objectives); and

20 “(ii) the specific objectives toward
21 which the State is working under the per-
22 formance partnership agreement.

23 “(2) SELECTION OF ADDITIONAL OBJEC-
24 TIVES.—In selecting objectives for the proposal de-
25 scribed in paragraph (1), a State agency may select

1 an objective that is not a performance partnership
2 objective specified under subsection (b)(1)(A) if the
3 State agency demonstrates to the Assistant Sec-
4 retary that—

5 “(A) the objective selected relates to a sig-
6 nificant concern of older individuals in the
7 State that would not otherwise be addressed ap-
8 propriately; and

9 “(B) a suitable performance indicator ex-
10 ists to measure progress toward the objective.

11 “(3) ELEMENTS OF STATE PROPOSALS RELAT-
12 ING TO SPECIAL POPULATIONS.—Each State pro-
13 posal described in paragraph (1) that is submitted
14 with respect to activities carried out under title III
15 or VII shall include, as appropriate, objectives—

16 “(A) designed, in consultation with a tribal
17 organization or a governing body for Native
18 Hawaiians (or a representative of such an orga-
19 nization or such a body) to address the needs
20 of older American Indians, older Alaskan Na-
21 tives, and older Native Hawaiians, as appro-
22 priate, within the State and to ensure that an
23 appropriate and equitable share of State fund-
24 ing under such title is used to meet such needs;
25 and

1 “(B) designed to give priority to activities
2 addressing the needs of vulnerable older individ-
3 uals in the State.

4 “(d) NEGOTIATIONS AND ADJUSTMENT.—

5 “(1) INITIAL NEGOTIATIONS.—The Assistant
6 Secretary shall enter into negotiations with a State
7 agency regarding the proposal for a performance
8 partnership agreement submitted by the State in ac-
9 cordance with subsection (c)(1). In the negotiations
10 concerning the agreement, the Assistant Secretary
11 shall—

12 “(A) consider the extent to which the pro-
13 posed objectives, performance targets, dates,
14 and strategies described in the proposal are
15 likely to address appropriately the most signifi-
16 cant needs of older individuals (as measured by
17 applicable performance indicators) within the
18 State, including the needs of vulnerable popu-
19 lations; and

20 “(B) give particular consideration to the
21 effectiveness of the activities described in the
22 proposal in addressing progress toward achiev-
23 ing the core objectives.

24 “(2) ADJUSTMENT.—The Assistant Secretary
25 and the State agency may at any time in the course

1 of the partnership period renegotiate, and revise by
2 mutual agreement, the elements of the partnership
3 agreement in light of new information or changed
4 circumstances (including information or changes
5 identified during assessments or on-site reviews con-
6 ducted under subsection (e)).

7 “(e) ANNUAL ASSESSMENTS; PERIODIC ON-SITE
8 REVIEWS.—

9 “(1) ASSESSMENTS.—

10 “(A) IN GENERAL.—The Assistant Sec-
11 retary shall annually conduct an assessment
12 with respect to the performance partnerships
13 carrying out activities under title III or VII, on
14 the basis of the reports submitted by State
15 agencies under subsection (c)(1)(F), in order to
16 determine—

17 “(i) the progress achieved collectively
18 by the partnerships toward each of the
19 core objectives; and

20 “(ii) in consultation with each State,
21 the progress in the State toward achieving
22 each objective in the performance partner-
23 ship agreement relating to activities car-
24 ried out under such title.

1 “(B) AVAILABILITY.—The Assistant Sec-
2 retary shall make the assessments publicly
3 available.

4 “(2) PERIODIC ON-SITE REVIEWS.—Not less
5 often than once every 5 years, the Assistant Sec-
6 retary shall conduct an on-site review of the adher-
7 ence of each State to the performance partnership
8 agreement of the State entered into under section
9 305A or 704A, as appropriate.

10 “(f) INCENTIVE AWARDS FOR EFFECTIVE
11 PERFORMANCE.—

12 “(1) IN GENERAL.—From amounts reserved
13 under section 304(a)(5), the Assistant Secretary
14 may make an incentive award to any State that the
15 Assistant Secretary determines, on the basis of as-
16 sessments or on-site reviews conducted under sub-
17 section (e) or of other investigation, has performed
18 effectively under a performance partnership agree-
19 ment entered into under section 305A or 704A and
20 to have made significant progress toward achieving
21 the core objectives.

22 “(2) USE OF FUNDS.—An incentive award
23 made to a State under paragraph (1) shall be avail-
24 able only for use in furnishing additional services

1 under the performance partnership agreement of the
2 State entered into under such section.”.

3 **SEC. 102. FUNDING OF INCENTIVE AWARDS.**

4 (a) IN GENERAL.—Section 304(a) (42 U.S.C.
5 3024(a)) is amended—

6 (1) in paragraph (1)—

7 (A) in the matter preceding subparagraph
8 (A), by striking “, from the sums appropriated”
9 and inserting “, from the amounts remaining
10 (after the Assistant Secretary makes such res-
11 ervation as the Assistant Secretary determines
12 to be appropriate under paragraph (5)) of the
13 sums appropriated”; and

14 (B) in each of subparagraphs (A), (B), and
15 (C), by striking “sum appropriated” and insert-
16 ing “remaining amounts”; and

17 (2) by adding at the end the following:

18 “(5) From each of the sums appropriated under sec-
19 tion 303 for each fiscal year, the Assistant Secretary may
20 reserve not more than 10 percent to make incentive
21 awards to States in accordance with section 202A(f).”.

22 (b) TECHNICAL AMENDMENT.—Section 304 (42
23 U.S.C. 3024) is amended by striking subsection (e).

1 **SEC. 103. RESPONSIBILITIES OF STATES.**

2 (a) BASIC STATE GRANTS PROGRAM.—Title III is
3 amended by inserting after section 305 (42 U.S.C. 3025)
4 the following new section:

5 **“SEC. 305A. PERFORMANCE PARTNERSHIPS.**

6 “(a) GOALS.—The goal of this section is for the
7 States and the Federal Government, working together in
8 a partnership, to accomplish the purpose specified in sec-
9 tion 301(a).

10 “(b) PERFORMANCE PARTNERSHIP AS ELEMENT OF
11 STATE PLAN.—In order to be eligible to receive a grant
12 from the allotment of a State under this title, except as
13 provided in the second sentence of section 309(a), the
14 State agency shall propose to, negotiate with, and enter
15 into with, the Assistant Secretary a performance partner-
16 ship agreement in accordance with this section and section
17 202A, and shall include the proposal for such agreement
18 as part of the State plan submitted under section 307.

19 “(c) ADVISORY COUNCIL.—The State agency shall
20 establish an Advisory Council that—

21 “(1) shall have members including representa-
22 tives of—

23 “(A) other State agencies administering
24 programs serving older individuals;

25 “(B) private entities providing services
26 under the State plan; and

1 “(C) older individuals (with appropriate ef-
2 forts to include minority older individuals); and

3 “(2) shall have responsibilities that shall
4 include—

5 “(A) reviewing and commenting on the
6 proposal of the State for a performance part-
7 nership agreement to be negotiated and entered
8 into under this section (which comments shall
9 be submitted with the State plan submitted
10 under section 307) during the development of
11 the proposal; and

12 “(B) evaluating and reporting on the per-
13 formance of the State under the final perform-
14 ance partnership agreement negotiated and en-
15 tered into with the Assistant Secretary under
16 this section.”.

17 (b) **VULNERABLE ELDER RIGHTS PROTECTION PRO-**
18 **GRAM.**—Title VII is amended by inserting after section
19 704 (42 U.S.C. 3058c) the following new section:

20 **“SEC. 704A. PERFORMANCE PARTNERSHIPS.**

21 “(a) **GOALS.**—The goal of this section is for the
22 States and the Federal Government, working together in
23 a partnership, to protect the rights of vulnerable older in-
24 dividuals and to prevent elder abuse, neglect, and
25 exploitation.

1 “(b) STATE PERFORMANCE PARTNERSHIP AS ELE-
2 MENT OF STATE PLAN.—In order to be eligible to receive
3 a grant from the allotment of a State under this title, the
4 State agency shall propose to, negotiate with, and enter
5 into with, the Assistant Secretary a performance partner-
6 ship agreement in accordance with this section and section
7 202A, and shall include the proposal for such agreement
8 as part of the State plan submitted under section 307.

9 “(c) ADVISORY COUNCIL.—The responsibilities of the
10 advisory council established by the State pursuant to sec-
11 tion 305A(e) shall include—

12 “(1) reviewing and commenting on the proposal
13 of the State for a performance partnership agree-
14 ment to be negotiated and entered into under this
15 section (which comments shall be submitted with the
16 State plan submitted under section 307) during the
17 development of the proposal; and

18 “(2) evaluating and reporting on the perform-
19 ance of the State under the final performance part-
20 nership agreement negotiated and entered into with
21 the Assistant Secretary under this section.”.

1 **SEC. 104. AREA PLANS: REORGANIZATION, STREAMLINING,**
2 **AND INCORPORATION OF PERFORMANCE**
3 **PARTNERSHIPS.**

4 (a) AREA PLAN REQUIREMENTS.—Section 306(a)
5 (42 U.S.C. 3026(a)) is amended—

6 (1) in the third sentence, in the matter preced-
7 ing paragraph (1), by striking “Each such plan
8 shall—” and inserting “Each such plan shall comply
9 with the following requirements:”;

10 (2) by striking paragraph (1) and inserting the
11 following:

12 “(1) The plan shall provide for furnishing,
13 through a comprehensive and coordinated system,
14 services that—

15 “(A) are services for which a need has
16 been determined pursuant to paragraph (3);

17 “(B) are designed to meet the performance
18 objectives specified under paragraph (4); and

19 “(C) include—

20 “(i) supportive services (including at
21 least the services specified in paragraph
22 (2));

23 “(ii) nutrition services; and

24 “(iii) where appropriate, the establish-
25 ment, maintenance, or construction of mul-
26 tipurpose senior centers.”;

1 (3) in paragraph (2)—

2 (A) in the matter preceding subparagraph

3 (A)—

4 (i) by inserting “The plan shall” after
5 “(2)”; and

6 (ii) by striking “section 307(a)(22)”
7 and inserting “section 307(a)(2)(C)”; and

8 (B) in the matter following subparagraph
9 (C)—

10 (i) by striking “and specify annually
11 in such plan, as submitted or as amend-
12 ed,” and inserting “and an assurance that
13 the area agency on aging will report annu-
14 ally to the State agency”; and

15 (ii) by striking the semicolon at the
16 end and inserting a period;

17 (4) by striking paragraphs (3) (relating to des-
18 ignation of focal points for service delivery in each
19 community) and (4) (relating to information and as-
20 sistance services);

21 (5) by inserting after paragraph (2) the follow-
22 ing new paragraphs:

23 “(3) The plan shall provide for determining the
24 extent of need for the services specified in subpara-
25 graphs (B) and (C) of paragraph (1), and the serv-

1 ices specified in paragraph (2), in the area taking
2 into consideration, among other things—

3 “(A) the numbers of older individuals re-
4 siding in such area—

5 “(i) who have low incomes;

6 “(ii) who have the greatest economic
7 need (with particular attention to individ-
8 uals who are members of historically dis-
9 advantaged groups);

10 “(iii) who have the greatest social
11 need (with particular attention to individ-
12 uals who are members of historically dis-
13 advantaged groups); or

14 “(iv) who are older American Indians,
15 older Alaskan Natives, or older Native Ha-
16 waiians; and

17 “(B) the effectiveness of the use of re-
18 sources (including efforts of volunteers and vol-
19 untary organizations) in meeting such need.

20 “(4) The plan shall—

21 “(A) identify, for purposes of the perform-
22 ance partnerships required under sections 305A
23 and 704A—

24 “(i) area objectives, which shall be
25 identified on the basis of the determina-

1 tions made under paragraph (3) and shall
2 include objectives required under para-
3 graph (5); and

4 “(ii) for each area objective—

5 “(I) a performance indicator;

6 “(II) the specific population ad-
7 dressed by the objective;

8 “(III) a quantifiable performance
9 target; and

10 “(IV) a date by which the target
11 is to be achieved; and

12 “(B) be amended as necessary to incor-
13 porate, as appropriate, the objectives specified
14 in the performance partnership agreements ne-
15 gotiated and entered into by the State agency
16 under sections 305A and 704A.”;

17 (6) in paragraph (5)—

18 (A) in subparagraph (A)—

19 (i) in clause (i)—

20 (I) by inserting “The plan shall”
21 after “(i)”; and

22 (II) by striking the semicolon
23 and inserting a period;

24 (ii) in clause (ii)—

1 (I) by inserting “The plan shall”
2 after “(ii)”; and

3 (II) in subclause (III), by strik-
4 ing “; and” and inserting a period;
5 and

6 (iii) in clause (iii)—

7 (I) by inserting “The plan shall,”
8 after “(iii)”;

9 (II) in subclause (I), by striking
10 the semicolon and inserting “; and”;

11 (III) by striking subclause (II);

12 (IV) by redesignating subclause
13 (III) as subclause (II); and

14 (V) in subclause (II) (as redesign-
15 ated in subclause (IV)), by striking
16 the semicolon and inserting a period;

17 (B) in subparagraph (B)—

18 (i) by inserting “The plan shall” after
19 “(B)”;

20 (ii) in clause (i), by indenting the sub-
21 clauses and aligning the margins of the
22 subclauses with the margins of subclause
23 (I) of paragraph (6)(E)(ii);

24 (iii) by indenting the clauses and
25 aligning the margins of the clauses with

1 the margins of subparagraph (A) of para-
2 graph (6);

3 (iv) by indenting subparagraph (B)
4 and aligning the margins of the subpara-
5 graph with the margins of subparagraph
6 (C); and

7 (v) in clause (ii), by striking “; and”
8 and inserting a period; and
9 (C) in subparagraph (C)—

10 (i) by inserting “The plan shall” after
11 “(C)”; and

12 (ii) by striking the semicolon and in-
13 serting a period;

14 (7) in paragraph (6)—

15 (A) by inserting “The plan shall” after
16 “(6)”;

17 (B) by striking subparagraphs (A) (relat-
18 ing to evaluations and public hearings) and (B)
19 (relating to technical assistance to providers);

20 (C)(i) by redesignating subparagraph (D)
21 as subparagraph (A); and

22 (ii) moving such subparagraph (A) so that
23 such subparagraph precedes subparagraph (C);

24 (D)(i) by redesignating subparagraph (F)
25 as subparagraph (B);

1 (ii) by moving such subparagraph (B) so
2 that such subparagraph precedes subparagraph
3 (C); and

4 (iii) by striking the semicolon at the end of
5 such subparagraph (B) and inserting “; and”;

6 (E) by striking the semicolon at the end of
7 subparagraph (C) and inserting a period; and

8 (F) by striking subparagraphs (E) (relat-
9 ing to arrangements with specified organiza-
10 tions), (G) (relating to methods for determining
11 priority services), (H) (relating to coordination
12 among programs), (J) (relating to identification
13 of protective services providers), (L) (relating to
14 coordination of services for victims of Alz-
15 heimer’s disease), (M) (relating to coordination
16 of mental health services), (O) (relating to in-
17 formation on higher education), (Q) (relating to
18 coordination with housing providers), (R) (relat-
19 ing to telephone listings of area agencies on
20 aging), and (S) (relating to coordination of
21 transportation services);

22 (8) by striking paragraphs (7) through (10)
23 (relating to assurances that funds will be spent for
24 the purposes awarded);

1 (9)(A) by striking subparagraphs (I) and (K) of
2 paragraph (6) (relating to community-based long-
3 term care services); and

4 (B) by inserting after paragraph (6) the follow-
5 ing new paragraph:

6 “(7) The plan shall provide that the area agen-
7 cy on aging will facilitate the coordination of com-
8 munity-based, long-term care services designed to
9 enable older individuals to remain in their homes, by
10 means including—

11 “(A) developing case management services
12 as a component of the long-term care services,
13 consistent with the requirements of paragraph
14 (8);

15 “(B) involving long-term care providers in
16 the coordination of such services; and

17 “(C) increasing community awareness of,
18 and involvement in addressing, the needs of
19 residents of long-term care facilities.”;

20 (10)(A) by redesignating paragraph (20) as
21 paragraph (8);

22 (B) by moving such paragraph (8) so that such
23 paragraph follows paragraph (7) (as inserted in
24 paragraph (9)); and

1 (C) in such paragraph (8), by inserting “The
2 plan shall” after “(8)”;

3 (11)(A) by redesignating paragraph (11) as
4 paragraph (9); and

5 (B) in such paragraph (9)—

6 (i) by inserting “The plan shall” after
7 “(9)”;

8 (ii) by striking “section 307(a)(12)” and
9 inserting “section 307(a)(9)”;

10 (iii) by striking the semicolon at the end
11 and inserting a period;

12 (12)(A) by redesignating paragraph (6)(P) as
13 paragraph (10);

14 (B) by moving such paragraph (10) so that
15 such paragraph follows paragraph (9) (as redesign-
16 nated in paragraph (11));

17 (C) by indenting such paragraph (10) and
18 aligning the margins of such paragraph with the
19 margins of such paragraph (9); and

20 (D) in such paragraph (10)—

21 (i) by inserting “The plan shall” after
22 “(10)”;

23 (ii) by striking the semicolon and inserting
24 a period;

1 (13)(A) by striking paragraphs (6)(N), (18),
2 and (19) (relating to services for older American In-
3 dians, older Alaskan Natives, and older Native Ha-
4 waiians); and

5 (B) by inserting after such paragraph (10) the
6 following paragraph:

7 “(11) The plan shall provide the following as-
8 surances concerning services to individuals who are
9 older American Indians, older Alaskan Natives, or
10 older Native Hawaiians:

11 “(A) If there is a significant population of
12 older American Indians, older Alaskan Natives,
13 or older Native Hawaiians in the area, the area
14 agency on aging will pursue activities, including
15 outreach, to increase the access of such individ-
16 uals to programs and benefits under this title.

17 “(B) The area agency on aging will, to the
18 maximum extent practicable, coordinate the
19 services the agency provides under this title
20 with services provided under title VI.”;

21 (14) by striking paragraphs (12) (relating to an
22 area option concerning a volunteer services coordina-
23 tor) and (13) through (16) (relating to description
24 of and assurances concerning activities of an area
25 agency on aging); and

1 (15)(A) by redesignating paragraph (17) as
2 paragraph (12); and

3 (B) in such paragraph (12)—

4 (i) by inserting “The plan shall” after
5 “(12)”;

6 (ii) by striking “section 307(a)(13)(G)”
7 and inserting “section 307(a)(10)(D)”;

8 (iii) by striking the semicolon and inserting
9 a period.

10 (b) STATE WAIVERS.—Section 306(b) (42 U.S.C.
11 3026(b)) is amended—

12 (1) by striking paragraph (2) (relating to proce-
13 dural requirements for State agency waivers to area
14 agencies on aging); and

15 (2) by striking “(1)” after “(b)”.

16 **SEC. 105. STATE PLANS: REORGANIZATION, STREAMLINING,**
17 **AND INCORPORATION OF PERFORMANCE**
18 **PARTNERSHIPS.**

19 (a) IN GENERAL.—Section 307(a) (42 U.S.C.
20 3027(a)) is amended—

21 (1) by striking paragraph (1) and inserting the
22 following:

23 “(1) The plan shall—

1 “(A) provide that each area agency on
2 aging designated under section 305(a)(2)(A)
3 will—

4 “(i) develop and submit to the State
5 agency for approval, in accordance with a
6 uniform format developed by the State
7 agency, an area plan that meets the re-
8 quirements of section 306, including the
9 requirement of section 306(a)(4) that the
10 plan identify area objectives for purposes
11 of the performance partnerships required
12 under sections 305A and 704A; and

13 “(ii) amend such area plan as nec-
14 essary to incorporate, as appropriate, ob-
15 jectives specified in the performance part-
16 nership agreements negotiated and entered
17 into by the State agency under such sec-
18 tions 305A and 704A;

19 “(B) be based on such area plans; and

20 “(C) include the proposed performance
21 partnership agreements to be negotiated and
22 entered into with the Assistant Secretary under
23 such sections 305A and 704A (in accordance
24 with section 202A).”;

1 (2)(A) by striking paragraphs (3)(A) (relating
2 to evaluation of need for services), (9) (relating to
3 information and assistance services), and (22) (relat-
4 ing to funding shares for priority services); and

5 (B) by amending paragraph (2) to read as
6 follows:

7 “(2) The plan shall provide that the State agen-
8 cy will—

9 “(A) evaluate, using uniform procedures
10 specified in section 202(a)(29), the need for
11 supportive services (including legal assistance,
12 information and assistance, and transportation
13 services), nutrition services, and multipurpose
14 senior centers, within the State;

15 “(B) determine the extent to which public
16 or private programs and resources (including
17 volunteers and programs and services of vol-
18 untary organizations) meet such need; and

19 “(C) specify minimum percentages, of the
20 funds received by each area agency on aging to
21 carry out activities under part B, to be ex-
22 pended by such area agency on aging to provide
23 each of the categories of services specified in
24 section 306(a)(2) (unless the State agency
25 waives the expenditure requirement specified in

1 this subparagraph for a category under section
2 306(b)).”;

3 (3)(A) by striking paragraphs (3)(B) (relating
4 to maintaining rural funding), (29) (relating to rural
5 services), (33) (relating to intrastate distribution of
6 funds), and (37) (relating to the costs of rural serv-
7 ices); and

8 (B) by inserting after paragraph (2) the follow-
9 ing new paragraph:

10 “(3) The plan shall—

11 “(A) include (and may not be approved un-
12 less the Assistant Secretary approves) the state-
13 ment and demonstration required by para-
14 graphs (2) and (4) of section 305(d) (relating
15 to intrastate distribution of funds); and

16 “(B) with respect to services for older indi-
17 viduals residing in rural areas—

18 “(i) provide assurances that the State
19 agency will expend for such services for
20 each fiscal year, under this title and titles
21 V and VII, not less than 105 percent of
22 the amount expended for such services by
23 the State for fiscal year 1978 under this
24 Act;

1 “(ii) include information identifying,
2 for each fiscal year for which the plan ap-
3 plies, the projected costs of providing such
4 services (including the cost of providing ac-
5 cess to such services) in the State under
6 this Act; and

7 “(iii) describe the methods used to
8 meet the needs for such services in the
9 State in the fiscal year preceding the first
10 year for which such plan applies.”;

11 (4) by striking paragraph (4) (relating to meth-
12 ods of administration and personnel standards);

13 (5)(A) by striking paragraph (8) (relating to
14 evaluations and hearings); and

15 (B) by inserting after paragraph (3) the follow-
16 ing paragraph:

17 “(4) The plan shall provide that the State agen-
18 cy will conduct periodic evaluations of, and public
19 hearings on, activities and projects carried out under
20 the State plan.”;

21 (6)(A) by striking paragraph (43) (relating to
22 grievance procedures); and

23 (B) by amending paragraph (5) (relating to a
24 hearing for area agencies on aging and providers) to
25 read as follows:

1 “(5) The plan shall provide that the State agen-
2 cy will—

3 “(A) afford an opportunity for a hearing
4 on request, in accordance with published proce-
5 dures, to any area agency on aging submitting
6 a plan under this title and to any provider of
7 (or applicant seeking to provide) services under
8 such a plan; and

9 “(B) issue guidelines applicable to griev-
10 ance procedures required by section
11 306(a)(10).”;

12 (7) in paragraph (7), by striking subparagraph
13 (C) (relating to contractual and commercial
14 relationships);

15 (8)(A) by redesignating paragraph (10) as
16 paragraph (8); and

17 (B) in such paragraph (8), by striking “(as de-
18 fined in section 342)”;

19 (9) by striking paragraph (11) (relating to a
20 hiring preference for older individuals and individ-
21 uals trained in the field of aging);

22 (10)(A) by redesignating paragraph (12) as
23 paragraph (9);

24 (B) in such paragraph (9), by adding before the
25 period “, and will expend to carry out such program

1 not less than the total amount so expended by the
2 State agency for fiscal year 1991 under this Act”;
3 and

4 (C) by striking paragraph (21) (relating to
5 maintenance of effort for the long-term care om-
6 budsman program);

7 (11)(A) by redesignating paragraph (13) as
8 paragraph (10); and

9 (B) in such paragraph (10)—

10 (i) by striking subparagraphs (B) (relating
11 to primary consideration to congregate meals),
12 (D) (relating to accessibility of congregate meal
13 site), (E) (relating to outreach), (H) (relating
14 to continued use of providers of home-delivered
15 meals), and (M) (relating to nonfinancial eligi-
16 bility criteria); and

17 (ii)(I) in subparagraph (K), by inserting
18 “and” after the semicolon;

19 (II) in subparagraph (L), by striking
20 “; and” and inserting a period; and

21 (III) by redesignating subparagraphs (C),
22 (F), (G), and (I) through (L) as subparagraphs
23 (B) through (H), respectively;

1 (12) by striking paragraph (14) (relating to re-
2 strictions on use of funds for acquisition, alteration,
3 renovation, or construction of facilities);

4 (13)(A) by redesignating paragraph (15) as
5 paragraph (11);

6 (B) in such paragraph (11)—

7 (i) in subparagraph (D), by striking “and”
8 after the semicolon; and

9 (ii) in subparagraph (E), by striking the
10 period and inserting “; and”; and

11 (C)(i) in paragraph (18), by striking all that
12 precedes “assign personnel” and inserting “(18) the
13 State will”;

14 (ii) by redesignating such paragraph (18) as
15 subparagraph (F);

16 (iii) by moving such subparagraph (F) so that
17 the subparagraph follows subparagraph (E) of para-
18 graph (11) (as redesignated in subparagraph (A));
19 and

20 (iv) by indenting such subparagraph (F) and
21 aligning the margins of such subparagraph with the
22 margins of subparagraph (E) of such paragraph
23 (11);

24 (14) by redesignating paragraph (16) as para-
25 graph (12);

1 (15) by striking paragraph (17) (relating to in-
2 service personnel training);

3 (16) by striking paragraph (19) (relating to as-
4 surances that area agencies on aging may give
5 grants or contracts to providers of education and
6 training services);

7 (17) by redesignating paragraphs (20), (23),
8 (24), and (25) as paragraphs (13), (14), (15), and
9 (16), respectively;

10 (18)(A) by redesignating paragraph (26) as
11 paragraph (17); and

12 (B) in such paragraph (17)—

13 (i) by redesignating subparagraphs (A)
14 through (C) as clauses (i) through (iii), respec-
15 tively; and

16 (ii) in the matter preceding clause (i) (as
17 redesignated in clause (i))—

18 (I) by inserting “(A)” after “(17)”;

19 and

20 (II) by striking “section 306(a)(6)(I)”

21 and inserting “section 306(a)(7)”;

22 (19)(A) by redesignating paragraph (44) as
23 subparagraph (B); and

1 (B) by moving such subparagraph (B) so that
2 such subparagraph follows subparagraph (A) of
3 paragraph (17) (as designated in paragraph (18));

4 (20) by striking paragraph (27) (relating to as-
5 surances concerning part D in-home services);

6 (21) by striking paragraph (28) (relating to as-
7 surances concerning part E special needs
8 assistance);

9 (22) by redesignating paragraph (30) as para-
10 graph (18);

11 (23) by striking paragraph (31) (relating to a
12 State volunteer services coordinator);

13 (24) by redesignating paragraph (32) as para-
14 graph (19);

15 (25)(A) by redesignating paragraph (34) as
16 paragraph (20); and

17 (B) in such paragraph (20), by inserting “(A)”
18 after “(20)”;

19 (26)(A) in paragraph (35)—

20 (i) in subparagraph (A), by striking “older
21 individuals who are Native Americans” and in-
22 serting “older American Indians, older Alaskan
23 Natives, and older Native Hawaiians”; and

24 (ii) by redesignating subparagraphs (A)
25 and (B) as clauses (i) and (ii), respectively; and

1 (B) by redesignating paragraph (35) as sub-
2 paragraph (B) of such paragraph (20);

3 (27)(A) by redesignating paragraph (36) as
4 paragraph (21); and

5 (B) in such paragraph (21), by striking
6 “306(a)(20)” and inserting “306(a)(8)”; and

7 (28) by striking paragraphs (38) (relating to
8 use of funds), (39) (relating to a restriction on pref-
9 erences), (40) (relating to the part G program for
10 in-home caretakers), (41) (relating to efforts to co-
11 ordinate services and provide multigenerational ac-
12 tivities), and (42) (relating to coordination of trans-
13 portation services).

14 (b) TECHNICAL AMENDMENT.—Section 307(f) (42
15 U.S.C. 3027(f)) is amended—

16 (1) in paragraph (1), by striking “(1)”; and

17 (2) by striking paragraph (2).

18 **SEC. 106. STATE ADMINISTRATIVE COSTS RELATED TO**
19 **PERFORMANCE PARTNERSHIPS.**

20 Section 308 (42 U.S.C. 3028) is amended by adding
21 at the end the following new subsection:

22 “(d) In addition to amounts otherwise available under
23 this section, each State may use such additional amounts
24 from the allotment to the State under section 304 (not
25 to exceed 2 percent of such allotment) as the Assistant

1 Secretary may permit, for costs relating to the administra-
2 tion of activities carried out through performance partner-
3 ships under this title and title VII, including the costs of
4 developing and negotiating performance partnership
5 agreements and of administering, monitoring, evaluating,
6 and reporting on activities carried out through such part-
7 nerships.”.

8 **SEC. 107. EFFECTIVE DATE.**

9 (a) IN GENERAL.—The amendments made by this
10 title shall take effect on the date of enactment of this Act.

11 (b) APPLICATION.—The amendments made by this
12 title shall apply with respect to a State on the effective
13 date of the first State plan submitted under section 307
14 of the Older Americans Act of 1965 (42 U.S.C. 3027) that
15 takes effect 1 year or later after the date of enactment
16 of this Act.

17 **TITLE II—OTHER AMENDMENTS**
18 **TO THE OLDER AMERICANS**
19 **ACT OF 1965**
20 **Subtitle A—Administration on**
21 **Aging**

22 **SEC. 201. OFFICE FUNCTIONS.**

23 (a) OFFICE FOR AMERICAN INDIAN, ALASKAN NA-
24 TIVE, AND NATIVE HAWAIIAN PROGRAMS.—Section
25 201(c)(3) (42 U.S.C. 3011(c)(3)) is amended—

1 (1) in subparagraphs (A)(i), (B), (E), and (G),
2 by striking “older individuals who are Native Ameri-
3 cans” and inserting “older American Indians, older
4 Alaskan Natives, and older Native Hawaiians”;

5 (2) in subparagraph (A), by inserting “older”
6 before “Native Hawaiians;”;

7 (3) in subparagraph (B), by striking “to Native
8 Americans” and inserting “to American Indians,
9 Alaskan Natives, and Native Hawaiians”;

10 (4) in subparagraph (F)—

11 (A) by striking “older Native Americans”
12 and inserting “older American Indians, older
13 Alaskan Natives, or older Native Hawaiians”;

14 (B) by striking “older individuals who are
15 Native Americans” and inserting “older Ameri-
16 can Indians, older Alaskan Natives, or older
17 Native Hawaiians”; and

18 (C) by striking “to Native Americans” and
19 inserting “to American Indians, Alaskan Na-
20 tives, or Native Hawaiians”; and

21 (5) in subparagraph (J), by striking “older in-
22 dividuals who are Indians, Alaskan Natives, and Na-
23 tive Hawaiians” and inserting “older American Indi-
24 ans, older Alaskan Natives, and older Native
25 Hawaiians”.

1 (b) OFFICE OF LONG-TERM CARE OMBUDSMAN PRO-
2 GRAMS.—Subparagraphs (C)(ii) and (J) of section
3 201(d)(3) are amended by striking “307(a)(12)” and in-
4 serting “307(a)(9)”.

5 **SEC. 202. NATIONAL ELDERCARE LOCATOR SERVICE AND**
6 **OTHER FUNCTIONS OF ASSISTANT SEC-**
7 **RETARY.**

8 (a) IN GENERAL.—Section 202(a)(24) (42 U.S.C.
9 3012(a)(24)) is amended to read as follows:

10 “(24) develop and operate, either directly or
11 through contracts, grants, or cooperative agree-
12 ments, a National Eldercare Locator Service, provid-
13 ing nationwide toll-free information and assistance
14 services to identify community resources for older in-
15 dividuals;”.

16 (b) TECHNICAL AMENDMENTS.—

17 (1) Section 202(a)(26) (42 U.S.C. 3012(a)(26))
18 is amended by striking “307(a)(18)” and inserting
19 “307(a)(11)(F)”.

20 (2) Section 202(e) (42 U.S.C. 3012(e)) is
21 amended—

22 (A) in paragraph (1), by striking “(1)”;

23 and

24 (B) by striking paragraph (2).

1 (3) Section 202(e)(1)(A) (42 U.S.C.
2 3012(e)(1)(A)) is amended—

3 (A) in clause (iv), by striking “, and the
4 information provided by the Resource Centers
5 on Native American Elders under section
6 429E”; and

7 (B) in clause (vi), by striking the semi-
8 colon and inserting a period.

9 **SEC. 203. AUTHORIZATION OF APPROPRIATIONS FOR FED-**
10 **ERAL COUNCIL ON THE AGING.**

11 Section 204(g) (42 U.S.C. 3015(g)) is amended by
12 striking all that follows “to carry out this section” and
13 inserting “\$226,000 for fiscal year 1998 and such sums
14 as may be necessary for each of fiscal years 1999 and
15 2000.”.

16 **SEC. 204. ADMINISTRATION AND EVALUATION.**

17 (a) ADMINISTRATION.—Section 205(a)(2)(A) (42
18 U.S.C. 3016(a)(2)(A)) is amended by striking “subparts
19 1, 2, and 3” and inserting “subparts 1 and 2”.

20 (b) EVALUATION.—Section 206(g) (42 U.S.C.
21 3017(g)) is amended—

22 (1) in paragraph (1)—

23 (A) in subparagraph (L), by striking
24 “311(a)” and inserting “311”; and

1 (B) in subparagraphs (N) and (P), by
2 striking “331” and inserting “331(a)”; and
3 (2) in paragraph (2), by striking “subparts 1,
4 2, and 3” and inserting “subparts 1 and 2”.

5 **SEC. 205. REPORTS.**

6 Section 207 (42 U.S.C. 3018) is amended—

7 (1) in subsection (a)—

8 (A) by striking paragraph (3); and

9 (B) by redesignating paragraphs (4) and
10 (5) as paragraphs (3) and (4), respectively; and

11 (2) in subsection (b)(3)(A), by striking “Fi-
12 nance” and inserting “Financing”.

13 **SEC. 206. NUTRITION EDUCATION.**

14 Section 214 (42 U.S.C. 3020e) is amended by strik-
15 ing “307(a)(13)(J)” and inserting “307(a)(10)(F)”.

16 **SEC. 207. AUTHORIZATION OF APPROPRIATIONS FOR AD-
17 MINISTRATION ON AGING.**

18 Section 215 (42 U.S.C. 3020f) is amended to read
19 as follows:

20 **“SEC. 215. AUTHORIZATION OF APPROPRIATIONS.**

21 “(a) IN GENERAL.—There are authorized to be ap-
22 propriated, for carrying out the responsibilities of the Ad-
23 ministration under this Act, \$18,149,000 for fiscal year
24 1998 and such sums as may be necessary for each of fiscal
25 years 1999 and 2000.

1 “(b) NATIONAL ELDERCARE LOCATOR SERVICE.—
 2 Not more than \$1,000,000 of the amount made available
 3 under subsection (a) for each fiscal year shall be available
 4 for the operation of the National Eldercare Locator Serv-
 5 ice under section 202(a)(24).”.

6 **Subtitle B—State and Community**
 7 **Programs on Aging**

8 **SEC. 211. CLARIFICATION CONCERNING SERVICES TO INDI-**
 9 **VIDUALS WHO ARE NOT OLDER INDIVIDUALS.**

10 (a) TECHNICAL AMENDMENTS.—

11 (1) Section 301(b) (42 U.S.C. 3021(b)) is
 12 amended—

13 (A) in paragraph (1), by striking “(1)”;

14 and

15 (B) by striking paragraph (2).

16 (2) Section 301(c) (42 U.S.C. 3021(c)) is
 17 amended by striking “307(a)(12)” and inserting
 18 “307(a)(9)”.

19 (b) SERVICES TO INDIVIDUALS WHO ARE NOT
 20 OLDER INDIVIDUALS.—Section 301 (42 U.S.C. 3021) is
 21 amended by adding at the end the following new sub-
 22 section:

23 “(d)(1) Federal funds paid to States under this title,
 24 and cash and in-kind contributions required by section
 25 304(d)(2) as the non-Federal share of expenditures made

1 under this title, shall be used only for activities and serv-
2 ices to benefit older individuals and other individuals as
3 specifically provided in this title.

4 “(2) Neither paragraph (1) nor any other provision
5 of this title shall be construed to prohibit State agencies
6 or area agencies on aging from engaging in activities or
7 providing services to benefit individuals not described in
8 paragraph (1) using cash or in-kind contributions that are
9 not Federal funds described in paragraph (1) and are not
10 cash or in-kind contributions required by section 304(d).”.

11 **SEC. 212. AUTHORIZATION OF APPROPRIATIONS.**

12 (a) SUPPORTIVE SERVICES AND SENIOR CENTERS.—
13 Section 303(a)(1) (42 U.S.C. 3023(a)(1)) is amended by
14 striking all that precedes “for the purpose” and inserting
15 “(1) There are authorized to be appropriated
16 \$306,711,000 for fiscal year 1998 and such sums as may
17 be necessary for each of fiscal years 1999 and 2000,”.

18 (b) CONGREGATE NUTRITION SERVICES.—Section
19 303(b)(1) (42 U.S.C. 3023(b)(1)) is amended by striking
20 all that precedes “for the purpose” and inserting “(1)
21 There are authorized to be appropriated \$375,809,000 for
22 fiscal year 1998 and such sums as may be necessary for
23 each of fiscal years 1999 and 2000,”.

24 (c) HOME-DELIVERED NUTRITION SERVICES.—Sec-
25 tion 303(b)(2) (42 U.S.C. 3023(b)(2)) is amended by

1 striking all that precedes “for the purpose” and inserting
2 “(2) There are authorized to be appropriated \$94,065,000
3 for fiscal year 1998 and such sums as may be necessary
4 for each of fiscal years 1999 and 2000,”.

5 (d) ELIMINATION OF AUTHORIZATION FOR RE-
6 PEATED PROGRAMS.—Section 303 (42 U.S.C. 3023) is
7 amended—

8 (1) in subsection (b), by striking paragraph (3);

9 and

10 (2) by striking subsections (c) through (g).

11 **SEC. 213. ALLOTMENT.**

12 (a) ELIMINATION OF MINIMUM ALLOTMENT FOR
13 SUPPORTIVE ACTIVITIES FOR CARETAKERS.—Section
14 304(a) (42 U.S.C. 3024(a)) (as amended in section
15 102(a)(2)) is further amended—

16 (1) by striking paragraph (3); and

17 (2) by redesignating paragraphs (4) and (5) as
18 paragraphs (3) and (4), respectively.

19 (b) TECHNICAL AMENDMENT.—Section 304(d)(1)(B)
20 (42 U.S.C. 3024(d)(1)(B)) is amended by striking
21 “307(a)(12)” and inserting “307(a)(9)”.

22 **SEC. 214. ORGANIZATION.**

23 Section 305 (42 U.S.C. 3025) is amended—

24 (1) in subsection (a)—

25 (A) in paragraph (1)—

1 (i) in the matter preceding subpara-
2 graph (A), by striking “, in accordance
3 with regulations of the Assistant Sec-
4 retary,”; and

5 (ii) in subparagraph (E)—

6 (I) by striking “, in accordance
7 with guidelines issued by the Assist-
8 ant Secretary,”; and

9 (II) by striking “older individuals
10 who are Indians” and inserting “older
11 Indians”; and

12 (B) in paragraph (2)—

13 (i) in subparagraph (C), by striking
14 “in accordance with guidelines issued by
15 the Assistant Secretary,”;

16 (ii) by redesignating subparagraphs
17 (E) through (G) as subparagraphs (F)
18 through (H), respectively;

19 (iii) by inserting after subparagraph
20 (D) the following:

21 “(E) include, in the publication for review
22 and comment required by subparagraph (C)—

23 “(i) a descriptive statement of the as-
24 sumptions and goals relating to the fund-
25 ing formula, and the application of the

1 definitions of greatest economic need and
2 greatest social need;

3 “(ii) a numerical statement of the
4 funding formula to be used;

5 “(iii) a listing of the population, eco-
6 nomic, and social data to be used for each
7 planning and service area in the State; and

8 “(iv) a demonstration of the allocation
9 of funds, pursuant to the funding formula,
10 to each planning and service area in the
11 State;”; and

12 (iv) in subparagraph (G) (as redesignig-
13 nated in clause (iii))—

14 (I) by striking “provide assur-
15 ances that the State agency will”; and

16 (II) by striking “307(a)(24)” and
17 inserting “307(a)(15)”;

18 (2) in subsection (b)—

19 (A) in paragraph (2), by striking “in car-
20 rying out the requirement” and all that follows
21 through “subsection (a)(1), and” and inserting
22 “, in carrying out subsection (a)(1),”; and

23 (B) in paragraph (5)—

1 (i) in subparagraph (B), by striking
2 “after the date” and all that follows
3 through “of 1984”; and

4 (ii) in subparagraph (C)(i)(III), by
5 striking “services” and inserting “service”;
6 and

7 (3) by striking subsection (d).

8 **SEC. 215. AREA PLANS.**

9 (a) ELIGIBILITY OF OLDER AMERICAN INDIANS,
10 OLDER ALASKAN NATIVES, AND OLDER NATIVE HAWAI-
11 IANS FOR SERVICES UNDER AREA PLANS.—Subpara-
12 graph (B) of section 306(a)(11) (42 U.S.C. 3026(a)(11))
13 (as amended in section 104(a)(13)) is further amended by
14 inserting before the period the following: “, and will, not-
15 withstanding any provision of this Act restricting eligi-
16 bility for services to individuals aged 60 or older, make
17 services under the area plan available, to the same extent
18 as such services are available to older individuals within
19 the service area, to older American Indians, older Alaskan
20 Natives, and older Native Hawaiians”.

21 (b) COORDINATION OF SERVICES FOR INDIVIDUALS
22 WITH DISABILITIES UNDER AREA PLANS.—Section
23 306(a) (42 U.S.C. 3026(a)) (as amended in section
24 104(a)) is further amended by adding at the end the fol-
25 lowing new paragraph:

1 “(13) The plan shall provide assurances that
2 the area agency on aging will coordinate planning,
3 identification, assessment of needs, and services, for
4 older individuals with disabilities, with particular at-
5 tention given to older individuals with severe disabil-
6 ities, with the activities of agencies that develop or
7 provide services for individuals with disabilities.”.

8 **SEC. 216. STATE OPTION FOR COST-SHARING.**

9 (a) AREA PLAN REQUIREMENT.—Section 306(a) (42
10 U.S.C. 3026(a)) (as amended in section 215(b)) is further
11 amended by adding at the end the following new
12 paragraph:

13 “(14) The plan shall provide an assurance that
14 any requirement for cost-sharing by recipients of
15 services under the plan will be consistent with the
16 provisions of the State plan described in section
17 307(a)(22).”.

18 (b) STATE PLAN REQUIREMENT.—Section 307(a)
19 (42 U.S.C. 3027(a)) (as amended in section 105) is fur-
20 ther amended by adding at the end the following new
21 paragraph:

22 “(22) If the State elects to require cost-sharing
23 by recipients of services under the State plan (or to
24 require or permit area agencies on aging in the

1 State to require cost-sharing by recipients of services
2 under area plans), the plan shall—

3 “(A) provide that no cost-sharing shall be
4 required for—

5 “(i) information and assistance, out-
6 reach, or case management services;

7 “(ii) ombudsman or other protective
8 services; or

9 “(iii) congregate or home-delivered
10 nutrition services; and

11 “(B)(i) exempt from the cost-sharing re-
12 quirements individuals with incomes below a
13 low-income threshold set by the State; and

14 “(ii) set cost-sharing rates for individuals
15 with incomes above such threshold on a sliding-
16 fee scale based on income.”.

17 **SEC. 217. STATE PLANS.**

18 (a) STATE OPTION CONCERNING CONSUMER-DI-
19 RECTED SERVICES.—Section 307(a) (42 U.S.C. 3027(a))
20 (as amended in section 216(b)) is further amended by
21 adding at the end the following new paragraph:

22 “(23) The plan shall specify—

23 “(A) whether the State elects to permit
24 area agencies on aging—

1 “(i) to provide services under this title
2 or title VII to older individuals through di-
3 rect contracts with the individuals deliver-
4 ing such services; or

5 “(ii) to provide vouchers or cash to
6 older individuals to permit such older indi-
7 viduals to contract with individuals or enti-
8 ties for the delivery of such services; and

9 “(B) if the State elects to permit area
10 agencies on aging to provide services under this
11 title or title VII through an arrangement de-
12 scribed in subparagraph (A)—

13 “(i) which supportive services or nu-
14 trition services may be provided through
15 such an arrangement;

16 “(ii) the qualifications and other re-
17 quirements that shall be met by individuals
18 and entities providing services under such
19 an arrangement;

20 “(iii) the conditions (if any) under
21 which services may be provided to an older
22 individual by a family member under such
23 an arrangement; and

24 “(iv) if the arrangement is an ar-
25 rangement specified in subparagraph

1 (A)(ii), the requirements (if any) for set-
2 ting payment rates or amounts for services
3 provided through such an arrangement.”.

4 (b) CONFORMING AMENDMENT.—Section 307(b) (42
5 U.S.C. 3027(b)) is amended—

6 (1) in paragraph (1), by striking “(1)”; and

7 (2) by striking paragraph (2) (relating to a
8 waiver of maintenance of effort for rural areas).

9 **SEC. 218. TRANSFER OF FUNDS BETWEEN PROGRAMS.**

10 Section 308(b) (42 U.S.C. 3028(b)) is amended—

11 (1) in paragraphs (1)(A) and (2)(A), by strik-
12 ing “clause (ii)” and inserting “subparagraph (B)”;

13 (2) in paragraph (4)—

14 (A) by striking “(A)” after “(4)”;

15 (B) by striking “and except as provided in
16 subparagraph (B)”;

17 (C) by striking “307(a)(13)” and inserting
18 “307(a)(10)”; and

19 (D) by striking subparagraph (B) (relating
20 to the discretion of the Assistant Secretary to
21 permit a State to transfer additional amounts
22 between congregate and home-delivered nutri-
23 tion service programs);

24 (3) by striking paragraph (5) (relating to the
25 authority of a State to transfer funds between nutri-

1 tion service and other programs), and inserting the
2 following:

3 “(5) Of the funds received by a State for a fiscal year
4 from funds appropriated under subsection (a)(1), or under
5 paragraphs (1) and (2) of subsection (b), of section 303,
6 the State may elect to transfer not more than 20 percent
7 between programs carried out under part B and programs
8 carried out under part C, for use as the State considers
9 appropriate.”; and

10 (4) in paragraphs (6) and (7)—

11 (A) by striking “(4)(A)” each place it ap-
12 pears and inserting “(4)”; and

13 (B) by striking “(5)(A)” each place it ap-
14 pears and inserting “(5)”.

15 **SEC. 219. AVAILABILITY OF DISASTER RELIEF FUNDS TO**
16 **ORGANIZATIONS.**

17 Section 310 (42 U.S.C. 3030) is amended—

18 (1) in subsection (a)(1)—

19 (A) by inserting “(or to any organization
20 receiving a grant under title VI)” after “any
21 State”; and

22 (B) by inserting “(or for funds used by the
23 organization)” before “for the delivery of sup-
24 portive services”;

1 (2) in subsection (a)(2), by inserting “and orga-
2 nizations” after “States”;

3 (3) in subsection (a)(3), by inserting “or orga-
4 nization” after “State” each place it appears; and

5 (4) in subsections (b)(1) and (c), by inserting
6 “and organizations” after “States” each place it
7 appears.

8 **SEC. 220. NUTRITION SERVICES INCENTIVE PROGRAM.**

9 Section 311 (42 U.S.C. 3030a) is amended to read
10 as follows:

11 **“SEC. 311. NUTRITION SERVICES INCENTIVE PROGRAM.**

12 “(a) PURPOSE.—The purpose of the program carried
13 out under this section is to provide incentives to encourage
14 and reward effective performance by States and organiza-
15 tions in the efficient delivery of nutritious meals to older
16 individuals.

17 “(b) ASSISTANCE.—The Secretary of Agriculture
18 shall provide assistance under this section—

19 “(1) to States, to enable the States to provide
20 meals under plans approved under this title; and

21 “(2) to organizations, to enable the organiza-
22 tions to provide meals under applications approved
23 under title VI.

24 “(c) STATES.—

1 “(1) REQUEST.—Each State that seeks assist-
2 ance under this section for a fiscal year shall
3 request—

4 “(A) a payment made under paragraph
5 (2);

6 “(B) commodities distributed under para-
7 graph (3); or

8 “(C)(i) a percentage of the assistance
9 through such a payment; and

10 “(ii) the remainder of the assistance
11 through such commodities.

12 “(2) PAYMENTS.—

13 “(A) FUNDING.—The Secretary of Agri-
14 culture shall allot, in accordance with subpara-
15 graph (B), a sum equal to 97 percent of the
16 amount appropriated for a fiscal year under
17 subsection (f) to State agencies that—

18 “(i) request assistance described in
19 subparagraph (A) or (C)(i) of paragraph
20 (1) for the fiscal year; and

21 “(ii) have plans approved under this
22 title for the fiscal year.

23 “(B) ALLOTMENT AND PAYMENT.—The
24 Secretary of Agriculture shall allot and pay for
25 the fiscal year, to each State agency described

1 in subparagraph (A), an amount that bears the
2 same ratio to the sum described in subpara-
3 graph (A) as the number of meals served in the
4 State, under a plan approved under this title
5 for the preceding fiscal year, bears to the total
6 number of meals served in all States under all
7 such plans approved for the preceding fiscal
8 year.

9 “(C) DETERMINATION.—For purposes of
10 subparagraph (B), if a State requests assist-
11 ance described in paragraph (1)(C)(i) for a fis-
12 cal year, the number of meals served in the
13 State for the preceding fiscal year shall be con-
14 sidered to be the product of—

15 “(i) the number of the meals; and

16 “(ii) the percentage described in para-
17 graph (1)(C)(i).

18 “(3) COMMODITIES.—

19 “(A) ELIGIBLE AGENCIES.—The Secretary
20 of Agriculture shall make commodities available
21 under this subsection to State agencies that—

22 “(i) request commodities described in
23 subparagraph (B) or (C)(ii) of paragraph
24 (1) for the fiscal year; and

1 “(ii) have plans approved under this
2 title for the fiscal year.

3 “(B) DISTRIBUTION.—The Secretary of
4 Agriculture shall distribute commodities to
5 State agencies described in subparagraph (A),
6 through authorities including section 32 of the
7 Act entitled “An Act to amend the Agricultural
8 Adjustment Act, and for other purposes”, ap-
9 proved August 24, 1935 (7 U.S.C. 612c), sec-
10 tion 416 of the Agricultural Act of 1949 (7
11 U.S.C. 1431), and section 709 of the Food and
12 Agriculture Act of 1965 (7 U.S.C. 1446a–1).
13 The Secretary of Agriculture shall distribute
14 sufficient commodities to a State agency under
15 this paragraph to enable the State agency to
16 carry out the plan described in subparagraph
17 (A)(ii), taking into account any payment made
18 to the State under paragraph (2).

19 “(d) PAYMENTS TO ORGANIZATIONS.—

20 “(1) FUNDING.—The Secretary of Agriculture
21 shall allot, in accordance with paragraph (2), a sum
22 equal to 3 percent of the amount appropriated for
23 a fiscal year under subsection (f) to organizations
24 that have applications approved under title VI for
25 the fiscal year.

1 “(2) ALLOTMENT AND PAYMENT.—The Sec-
2 retary of Agriculture shall allot and pay for the fis-
3 cal year, to each organization described in paragraph
4 (1), an amount that bears the same ratio to the sum
5 described in paragraph (1) as the number of meals
6 served by the organization, under an application ap-
7 proved under title VI for the preceding fiscal year,
8 bears to the total number of meals served by all
9 such organizations under all such applications ap-
10 proved for the preceding fiscal year.

11 “(e) REPORTS.—Each State or organization that
12 seeks assistance under this section for a fiscal year shall
13 submit, in the reports required by section 307(a)(6),
14 614(a)(3), or 624(a)(4), as appropriate, information on
15 the number of meals served in the State under a plan ap-
16 proved under this title, or by the organization under an
17 application approved under title VI, for the preceding fis-
18 cal year.

19 “(f) AUTHORIZATION OF APPROPRIATIONS.—There
20 are authorized to be appropriated to carry out this section
21 \$151,250,000 for fiscal year 1998 and such sums as may
22 be necessary for each of fiscal years 1999 and 2000.”.

1 **SEC. 221. WAIVERS OF CERTAIN REQUIREMENTS FOR**
2 **STATE PROGRAMS.**

3 Part A of title III (42 U.S.C. 3021 et seq.) is amend-
4 ed by adding at the end the following new section:

5 **“SEC. 315. WAIVERS.**

6 “(a) IN GENERAL.—The Assistant Secretary may
7 waive any of the requirements specified in subsection (b)
8 with respect to a State, on submission of an application
9 by the State agency containing or accompanied by docu-
10 mentation sufficient to establish, to the satisfaction of the
11 Assistant Secretary, that—

12 “(1) approval of the State legislature has been
13 obtained or is not required;

14 “(2) the State agency has consulted with area
15 agencies on aging with respect to the proposal for
16 which the waiver is sought;

17 “(3) such proposal has been made available for
18 public review and comment within the State (and a
19 summary of the comment received is submitted with
20 the application); and

21 “(4)(A) the State agency has given adequate
22 consideration to the probable positive and negative
23 consequences of approval of the application; and

24 “(B)(i) the probable benefits for older individ-
25 uals can reasonably be expected to outweigh any
26 such negative consequences; or

1 “(ii) particular circumstances in the State oth-
2 erwise justify the waiver.

3 “(b) REQUIREMENTS SUBJECT TO WAIVER.—The re-
4 quirements of this title that may be waived under this sec-
5 tion are—

6 “(1) any provisions of sections 305, 306, and
7 307 requiring statewide uniformity of programs
8 under this title (to the extent necessary to permit a
9 demonstration, in a limited area of a State, of an in-
10 novative approach to assist older individuals);

11 “(2) any area plan requirement under section
12 306(a);

13 “(3) any State plan requirement under section
14 307(a);

15 “(4) any restriction, under paragraph (4) or (5)
16 of section 308(b), on the amount that may be trans-
17 ferred between programs carried out under part B
18 and programs carried out under part C, or between
19 programs carried out under subpart 1, and pro-
20 grams carried out under subpart 2, of part C; and

21 “(5) all or any part of the reduction in allot-
22 ment required under section 309(c) with respect to
23 a State that reduces expenditures under the State
24 plan of the State (but only to the extent that the
25 non-Federal share of expenditures under this title is

1 not reduced below any minimum specified in section
2 304(d) or any other provision of this title.”.

3 **SEC. 222. CONSOLIDATION OF AUTHORITIES FOR SUP-**
4 **PORTIVE SERVICES AND SENIOR CENTERS.**

5 (a) COMMUNITY-BASED CARE AND SERVICES.—Sec-
6 tion 321(a)(5) (42 U.S.C. 3030d(a)(5)) is amended by
7 striking “including” and all that follows and inserting
8 “including—

9 “(A) client assessment, case management
10 services, and development and coordination of
11 community services;

12 “(B) in-home services for frail older indi-
13 viduals (including supportive services for indi-
14 viduals with Alzheimer’s disease or related dis-
15 orders and with neurological or organic brain
16 dysfunction) and for the families of such frail
17 older individuals;

18 “(C) supportive activities to meet the spe-
19 cial needs of caregivers, including caretakers
20 who provide in-home services to frail older indi-
21 viduals; and

22 “(D) in-home services and other commu-
23 nity services, including home health, home-
24 maker, shopping, escort, reader, and letter writ-

1 ing services, to assist older individuals to live
2 independently in a home environment;”.

3 (b) DISEASE PREVENTION AND HEALTH PRO-
4 MOTION.—Section 321(a)(8) (42 U.S.C. 3030d(a)(8)) is
5 amended by inserting “disease prevention and health pro-
6 motion services and provision of information regarding
7 such services, including” after “(8)”.

8 (c) TECHNICAL AMENDMENT.—Section 321(a)(15)
9 (42 U.S.C. 3030d(a)(15)) is amended by striking
10 “307(a)(16)” and inserting “307(c)(12)”.

11 (d) GENERAL AUTHORITY.—Section 321(a)(22) (42
12 U.S.C. 3030d(a)(22)) is amended by inserting “necessary
13 for the general welfare of older individuals” after “any
14 other services”.

15 **SEC. 223. CONSOLIDATION OF AUTHORITIES FOR NUTRI-**
16 **TION SERVICES.**

17 (a) SCHOOL-BASED MEALS AS CONGREGATE NUTRI-
18 TION SERVICES.—

19 (1) IN GENERAL.—Section 331 (42 U.S.C.
20 3030e) is amended by striking all that precedes “As-
21 sistant Secretary” and inserting the following:

22 **“SEC. 331. PROGRAM AUTHORIZED.**

23 **“(a) IN GENERAL.—The”**.

24 (2) SCHOOL-BASED MEALS AND MULTI-
25 GENERATIONAL PROGRAMS.—

1 (A) AMENDMENT.—Section 338 (42
2 U.S.C. 3030g–11) is amended—

3 (i) by striking subsection (b); and
4 (ii) in the matter preceding paragraph
5 (1) of subsection (a), by striking all that
6 precedes “projects” and inserting the
7 following:

8 “(b) SCHOOL-BASED MEALS AND MULTI-
9 GENERATIONAL PROGRAMS.—The State may include, in
10 projects carried out under this section,”.

11 (B) PLACEMENT.—Title III is amended by
12 moving subsection (b) of section 338 (as des-
13 ignated in subparagraph (A)) to the end of sec-
14 tion 331.

15 (b) REPEAL OF SUPERSEDED AUTHORITY.—Part C
16 of title III is amended by repealing subpart 3 (42 U.S.C.
17 3030g–11 et seq.) (other than section 342 (42 U.S.C.
18 3030i)) and redesignating subpart 4 (42 U.S.C. 3030g–
19 21 et seq.) as subpart 3.

20 (c) ELIMINATION OF MAINTENANCE OF EFFORT.—
21 Section 339A (42 U.S.C. 3030g–22) is repealed.

22 **SEC. 224. REPEAL OF SUPERSEDED AUTHORITIES.**

23 Parts D (relating to in-home services for frail older
24 individuals), E (relating to additional assistance for spe-
25 cial needs of older individuals), F (relating to disease pre-

1 vention and health promotion services) (other than section
 2 363 (42 U.S.C. 3030o)), and G (relating to supportive ac-
 3 tivities for caretakers who provide in-home services to frail
 4 older individuals) of title III (42 U.S.C. 3030h et seq.,
 5 3030l, 3030m et seq., and 3030p et seq.) are repealed.

6 **Subtitle C—Research,**
 7 **Development, and Demonstrations**

8 **SEC. 231. REVISION OF TITLE IV.**

9 The Act is amended by striking title IV (42 U.S.C.
 10 3030aa et seq.) and inserting the following:

11 **“TITLE IV—TRAINING, RE-**
 12 **SEARCH, AND DISCRE-**
 13 **TIONARY PROJECTS AND**
 14 **PROGRAMS**

15 **“SEC. 401. PURPOSES.**

16 “(a) IN GENERAL.—The purposes of this title are—

17 “(1) to expand the knowledge and understand-
 18 ing of the Nation regarding aging and the aging
 19 process;

20 “(2) to design, test, and promote utilization of
 21 innovative ideas and best practices in programs and
 22 services for older individuals;

23 “(3) to help meet the needs for trained person-
 24 nel in fields related to aging;

1 “(4) to increase the awareness of individuals of
2 all ages of the need to assume personal responsibility
3 for their aging; and

4 “(5) to achieve the purposes described in para-
5 graphs (1) through (4) through—

6 “(A) education and training to develop an
7 adequately trained workforce to work with and
8 on behalf of older individuals;

9 “(B) research and policy analysis to im-
10 prove access to and delivery of programs and
11 services provided under this Act;

12 “(C) development of methods and practices
13 to improve the quality and effectiveness of pro-
14 grams and services provided under this Act;

15 “(D) demonstration of new approaches to
16 the design, delivery, and coordination of pro-
17 grams and services provided under this Act;

18 “(E) provision of technical assistance on
19 the planning, development, implementation,
20 evaluation, and improvement of programs and
21 services under this Act; and

22 “(F) dissemination of information on aging
23 issues, impact of the issues on individuals and
24 society, and programs and services benefiting
25 older individuals.

1 “(b) ACTIVITIES GIVEN SPECIAL ATTENTION.—The
2 purposes of this title include supporting activities under
3 this title to fulfill the objectives for older individuals speci-
4 fied in section 101, with special attention given to—

5 “(1) the service and advocacy objectives ex-
6 pressed in subparagraphs (A), (B), (C), and (D) of
7 section 301(a)(1) and in section 601; and

8 “(2) the special population groups identified as
9 vulnerable or at risk in this Act.

10 **“Subtitle A—Education and** 11 **Training**

12 **“SEC. 411. PURPOSE.**

13 “The purpose of this subtitle is to improve the quality
14 of services provided by, and to help meet critical shortages
15 of adequately trained personnel for, programs in fields re-
16 lated to aging by supporting activities, including—

17 “(1) identifying workforce training and develop-
18 ment needs in the fields related to aging;

19 “(2) developing a broad range of educational
20 and training programs and activities for profes-
21 sionals, paraprofessionals, administrators, techni-
22 cians, and service workers;

23 “(3) encouraging recruitment, training, and
24 placement of minority trainees in key positions with-

1 in agencies and organizations that provide services
2 related to aging;

3 “(4) improving academic gerontology training
4 and education programs to make the programs more
5 responsive to changing requirements;

6 “(5) increasing the capacity of planning and
7 service organizations that provide services related to
8 aging in order to improve the performance of the
9 staff of such organization and other providers of
10 such services through training and other devel-
11 opmental activities; and

12 “(6) improving the knowledge and skills of
13 teachers, instructors, trainers, guidance counselors,
14 and other personnel development staff concerning
15 aging concepts and workforce opportunities and
16 practices.

17 **“SEC. 412. GRANTS AND CONTRACTS.**

18 “(a) IN GENERAL.—The Assistant Secretary may
19 make grants to and enter into contracts with public or
20 nonprofit private agencies, organizations, institutions, and
21 individuals, to support activities that achieve the purposes
22 of this subtitle, including—

23 “(1) development and improvement of multi-
24 disciplinary education and training programs (in-
25 cluding expansion and improvement of curricula, in-

1 structional methods and materials, faculty and
2 teacher development, and program administration)
3 in academic institutions and other educational orga-
4 nizations, that prepare individuals for employment in
5 programs and occupations serving older individuals;

6 “(2) development and improvement of continu-
7 ing education and in-service training opportunities
8 for individuals working in fields related to aging, in-
9 cluding the personnel of State offices, area agencies
10 on aging, senior centers, nutrition, counseling, om-
11 budsman, and adult protective services, and legal as-
12 sistance programs; and

13 “(3) development of curriculum and guidance
14 materials for students in secondary or vocational
15 schools to encourage the students to pursue employ-
16 ment and careers in fields related to aging.

17 “(b) PROJECTS GIVEN SPECIAL CONSIDERATION.—
18 To achieve the purposes of this title, the Assistant Sec-
19 retary shall give special consideration to the support of
20 projects that—

21 “(1) improve opportunities for career training
22 activities to ensure an adequate and competent
23 workforce in fields related to aging;

24 “(2) increase the capacity of State agencies,
25 area agencies on aging, and nonprofit service organi-

1 zations, to provide short-term in-service training to
2 staff and volunteers;

3 “(3) develop leadership knowledge and skills of
4 managers and administrators of organizations and
5 agencies that, collectively, plan, advocate, and pro-
6 vide services to older individuals, through workshops,
7 seminars, and training institutes;

8 “(4) provide in-service training opportunities
9 for program directors and providers of services to
10 older American Indians, older Alaskan Natives, and
11 older Native Hawaiians under title VI through
12 grants to organizations with applications approved
13 under title VI; and

14 “(5) improve the training and preparation of
15 the workforce (including professionals, paraprofes-
16 sionals, and volunteers) providing home and commu-
17 nity services for older individuals with physical or
18 cognitive disabilities or mental health disorders.

19 **“Subtitle B—Research,**
20 **Development, and Demonstrations**

21 **“SEC. 421. PURPOSE.**

22 “The purpose of this subtitle is to improve the quality
23 and efficiency of programs serving older individuals
24 through research and development projects, and dem-
25 onstration projects, designed to—

1 “(1) conduct research and policy analysis to—

2 “(A) develop and synthesize knowledge
3 about aging programs, practices, and policies
4 from multidisciplinary perspectives; and

5 “(B) assess the effectiveness of services
6 and practices designed to improve access to and
7 delivery of service programs; and

8 “(2) develop, test, and evaluate innovative plan-
9 ning, advocacy, and service practices and programs.

10 **“SEC. 422. RESEARCH AND DEVELOPMENT PROJECTS.**

11 “(a) IN GENERAL.—The Assistant Secretary may
12 make grants to and enter into contracts with public or
13 nonprofit private agencies, organizations, institutions, and
14 individuals, to support research or policy analysis related
15 to the purpose of this subtitle, including development of
16 practices, assessment instruments, and applications
17 involving—

18 “(1) use of technology for planning and delivery
19 of services; and

20 “(2) use of interactive communication systems
21 and assistive devices to maintain or increase the
22 independence of older individuals.

23 “(b) CONSULTATION AND COLLABORATION WITH
24 OTHER FEDERAL AGENCIES.—The Assistant Secretary
25 may consult with, and may enter into formal agreements

1 with, other Federal agencies to support aging research and
2 development activities, including agreements involving
3 interagency transfer of funds to support collaborative re-
4 search activities consistent with the conditions specified in
5 section 451(b).

6 **“SEC. 423. DEMONSTRATION PROJECTS.**

7 “(a) IN GENERAL.—The Assistant Secretary may
8 make grants to and enter into contracts with public or
9 nonprofit private agencies and organizations, to design,
10 test, and demonstrate new approaches to planning and de-
11 livery of supportive services, nutrition services, and other
12 activities to maintain or increase the independence and im-
13 prove the quality of life of older individuals.

14 “(b) PROJECTS GIVEN PRIORITY CONSIDERATION.—
15 The Assistant Secretary shall give priority consideration
16 to funding any of the following projects under this section:

17 “(1) Projects for planning, development, and
18 implementation of new approaches to delivery of
19 home and community-based supportive services for
20 older individuals with disabilities that limit the abil-
21 ity of such individuals to perform activities of daily
22 living, including projects involving the coordination
23 and integration of such services with services for in-
24 dividuals with similar disabilities who are not older
25 individuals, and including approaches that—

1 “(A) promote individual choice in the selec-
2 tion of services;

3 “(B) eliminate access barriers to services
4 for populations with the greatest economic need
5 or the greatest social need;

6 “(C) reduce or eliminate duplication and
7 fragmentation of services;

8 “(D) strengthen the quality, efficiency, and
9 cost-effectiveness of nonprofit service providers;

10 “(E) improve the quality and effectiveness
11 of personnel of public and private entities in-
12 volved in service delivery; and

13 “(F) develop cooperative relationships with
14 private entities to increase the effective use of
15 available public and private resources.

16 “(2) Projects for planning, development, imple-
17 mentation, and evaluation of comprehensive commu-
18 nity, State, and tribal models that are designed to
19 prevent crime, violence, and abuse against older indi-
20 viduals and that include—

21 “(A) public education on such prevention
22 for older individuals;

23 “(B) supportive services for older individ-
24 uals who have been victimized;

1 “(C) improvements in information and
2 data reporting systems;

3 “(D) coordination of public and private
4 sector services and resources; and

5 “(E) in-service and cross-service training
6 of personnel concerning criminal justice, health,
7 mental health, and law enforcement fields, so-
8 cial and protective services, and aging and ad-
9 vocacy service systems.

10 “(c) ADDITIONAL PROJECTS.—The Assistant Sec-
11 retary may support under this section any project de-
12 signed to achieve the purposes of this subtitle, including
13 the following:

14 “(1) Projects to assist older individuals who are
15 at risk of losing their ability to live independently
16 without assistance in accomplishing activities of
17 daily living, including older individuals who, collec-
18 tively, are disabled by Alzheimer’s disease or related
19 disorders, physical disabilities, mental illnesses, emo-
20 tional stress, and developmental disabilities, through
21 comprehensive State and community model pro-
22 grams providing supportive services to such at-risk
23 older individuals and their families and caregivers,
24 including—

25 “(A) in-home health care;

1 “(B) social and medical adult day-care;

2 “(C) assistance provided by homemaker
3 aides and personal care attendants;

4 “(D) transportation to and from commu-
5 nity health, mental health, and social service
6 facilities;

7 “(E) respite care, caregiver education,
8 training, and counseling and other supportive
9 services, for primary caregivers of persons who,
10 collectively, are disabled by Alzheimer’s disease
11 or related disorders, physical and developmental
12 disabilities, and other serious functional impair-
13 ments; and

14 “(F) information and referral, outreach,
15 counseling, and other services to increase access
16 of such older individuals to appropriate medical,
17 nutritional, and supportive services.

18 “(2) Projects addressing the special housing
19 needs of older individuals through activities
20 including—

21 “(A) developing programs to enable or as-
22 sist older individuals who are homeowners—

23 “(i) to maintain their residences
24 through repairs or renovations; and

1 “(ii) to increase their physical safety
2 through structural modifications to, alter-
3 ations of, and installation of security de-
4 vices for, their residences;

5 “(B) studying and demonstrating methods
6 of adapting existing housing, or constructing
7 new housing, to meet the needs of older individ-
8 uals with functional impairments;

9 “(C) coordinating counseling services for
10 older individuals with counseling services avail-
11 able to residents of Federal- and State-assisted
12 housing facilities with high concentrations of
13 older individuals who are residents of such fa-
14 cilities; and

15 “(D) developing information, counseling,
16 and referral programs for older individuals who
17 are renters or homeowners on housing options,
18 including information, counseling, and referral
19 programs relating to—

20 “(i) eligibility requirements;

21 “(ii) application processes;

22 “(iii) financing; and

23 “(iv) legal rights and responsibilities
24 of tenancy and restricted ownership, in-

1 cluding rights and responsibilities related
2 to foreclosure and eviction.

3 “(3) Projects to provide education and training
4 to older individuals, designed to enable the older in-
5 dividuals to lead more productive lives through de-
6 velopment and demonstration of—

7 “(A) literacy programs for older individ-
8 uals, including programs that use peer tutoring;

9 “(B) pre-retirement counseling and edu-
10 cation programs; and

11 “(C) occupational training and employ-
12 ment placement and counseling activities for
13 older individuals, that are not supported under
14 title V or through programs administered by
15 the Department of Labor.

16 “(4) Projects to improve and develop transpor-
17 tation systems that—

18 “(A) increase access of older individuals,
19 especially low-income older individuals and older
20 individuals living in rural areas, to community
21 services essential to independent living;

22 “(B) provide low-cost commuter transpor-
23 tation for in-home personal care aides serving
24 functionally impaired older individuals in under-
25 served public transit areas; and

1 “(C) provide assisted transportation serv-
2 ices for frail or disabled older individuals.

3 “(5) Projects, developed in conjunction with the
4 Corporation for National and Community Service, to
5 develop—

6 “(A) innovative opportunities for older in-
7 dividuals who are volunteers to fulfill commu-
8 nity needs that are not being met by programs
9 (including volunteer programs) in existence on
10 the date of such development, including oppor-
11 tunities to provide—

12 “(i) multigenerational services ad-
13 dressing the needs of youth and children;
14 and

15 “(ii) peer support and home and com-
16 munity services to other older individuals
17 who have functional impairments or are
18 otherwise at risk of losing their ability to
19 live independently; and

20 “(B) innovative multigenerational volun-
21 teer programs affording opportunities for chil-
22 dren, youth, and adults to serve unmet needs of
23 functionally impaired older individuals regard-
24 less of their living situation.

1 “(6) Projects to demonstrate effective home and
2 community rehabilitative, health and mental health
3 promotion, and disease prevention activities for older
4 individuals who are at risk of losing their ability to
5 live independently.

6 “(7) Projects to develop innovative approaches
7 to consumer protection for older individuals in home
8 or community settings, addressing consumer rights
9 and protections relating to—

10 “(A) automobile, health, life, and other in-
11 surance policies;

12 “(B) mortgages and leases (and similar
13 property and housing rights); and

14 “(C) personal loans and other financial
15 transactions.

16 **“Subtitle C—Centers**

17 **“SEC. 431. PURPOSE.**

18 “The purpose of this subtitle is to improve the quality
19 of services available to older individuals through multi-
20 function, multidisciplinary centers and other multifaceted
21 activities, which may be used as resources for planners,
22 administrators, policymakers, and providers in fields
23 related to aging.

1 **“SEC. 432. GRANTS AND CONTRACTS.**

2 “(a) NATIONAL CENTERS PROVIDING SUPPORT TO
3 ADMINISTRATORS OF GRANT PROGRAMS.—

4 “(1) IN GENERAL.—The Assistant Secretary
5 may make grants to and enter into contracts with
6 public or nonprofit private agencies and organiza-
7 tions, for the purpose of operating national centers
8 serving primarily as informational resources to State
9 agencies and area agencies on aging administering
10 programs under titles III and VII, organizations ad-
11 ministering programs under title VI, and providers
12 of services under any program described in this
13 paragraph.

14 “(2) FUNCTIONS OF CENTERS.—A center fund-
15 ed under this subsection shall focus on selected sub-
16 ject matter areas (including all policy and program
17 issues, such as development, delivery, financing, and
18 coordination of services, concerning such subject
19 matter areas) relating to programs under titles III,
20 VI, and VII, and may focus on program areas such
21 as any of the following:

22 “(A) Comprehensive home and community-
23 based services, including long-term care serv-
24 ices, intended to enable functionally impaired
25 older individuals to remain in their homes and
26 communities.

1 “(B) Nutrition services, including provision
2 of congregate and home-delivered meals, devel-
3 opment of dietary standards, and related
4 matters.

5 “(C) Information and referral services.

6 “(D) Services for older American Indians,
7 older Alaskan Natives, or older Native Hawai-
8 ians, including older individuals living in tribal
9 areas and older individuals living in nontribal
10 areas.

11 “(E) Legal assistance.

12 “(3) NATIONAL OMBUDSMAN AND ELDER
13 ABUSE CENTERS.—Funds available to carry out this
14 subsection may be used, to the extent the Assistant
15 Secretary finds such use to be necessary, to support
16 the activities of the National Ombudsman Resource
17 Center established under section 202(a)(21) and the
18 activities of the National Center on Elder Abuse es-
19 tablished under section 202(d).

20 “(b) NATIONAL EDUCATION AND TRAINING
21 CENTERS.—

22 “(1) IN GENERAL.—The Assistant Secretary
23 may make grants to and enter into contracts with
24 public or nonprofit private agencies and organiza-
25 tions for the purpose of operating national centers to

1 encourage leadership and improve education, train-
2 ing, and employment practices for the workforce
3 needed to plan, administer, and provide services
4 under this Act, and to promote policy discussion and
5 development to prepare the Nation for the increased
6 and changing demands of the aging population of
7 the Nation.

8 “(2) FUNCTIONS OF CENTERS.—Centers funded
9 under this subsection may include—

10 “(A) multidisciplinary academic centers of
11 gerontology that conduct applied research, edu-
12 cation, and training, and provide technical as-
13 sistance and dissemination activities, with spe-
14 cial attention given to human resource and de-
15 velopment issues affecting special population
16 groups; and

17 “(B) a national leadership institute on
18 aging that develops and conducts training ac-
19 tivities for executive managers and senior offi-
20 cials of government and nonprofit agencies, vol-
21 untary groups, professional associations, and
22 other organizations responsible for planning, fi-
23 nancing, and providing programs and services
24 for older individuals.

25 “(c) MULTIFACETED POLICY CENTERS.—

1 “(1) IN GENERAL.—In addition to the grants
2 and contracts authorized under subsections (a) and
3 (b), the Assistant Secretary may make grants to and
4 enter into contracts with public or nonprofit private
5 agencies and organizations, for research, policy anal-
6 ysis, technical assistance, information dissemination,
7 or training activities, as appropriate in areas of
8 broad national interest (including areas involving so-
9 cial, economic, health, mental health, or environ-
10 mental issues) affecting older individuals.

11 “(2) ISSUES ADDRESSED.—A recipient of a
12 grant or contract under this subsection may use
13 funds made available through the grant or contract
14 to address issues including—

15 “(A) broad societal objectives described in
16 section 101, including issues related to trans-
17 portation, housing, employment, income secu-
18 rity, public safety, health, or mental health; and

19 “(B) concerns of special population groups
20 of older individuals, including low-income older
21 individuals, older individuals who are women,
22 older individuals residing in rural areas, minor-
23 ity older individuals, and older individuals with
24 disabilities.

1 **“SEC. 433. FUNCTIONS OF GRANT AND CONTRACT**
2 **RECIPIENTS; ADVISORY BOARDS.**

3 “(a) FUNCTIONS.—In operating a Center, or carrying
4 out activities, described in section 432, a recipient of a
5 grant or contract under this subtitle shall, as
6 appropriate—

7 “(1) evaluate, analyze, and report on the poli-
8 cies and practices of programs for older individuals
9 to assess the effectiveness of the policies and prac-
10 tices in meeting the needs and improving the quality
11 of life of older individuals and their families and
12 caregivers;

13 “(2) compile, select, and make available re-
14 search, evaluation, and demonstration project find-
15 ings that provide useful guidance in determining the
16 needs of older individuals and improving practices in
17 fields related to aging;

18 “(3) develop strategies and models to improve
19 the quality, efficiency, and effectiveness of service
20 programs and activities for older individuals;

21 “(4) develop technical assistance and training
22 materials and participate in workshops, conferences,
23 and events that promote the transfer of useful infor-
24 mation and practices concerning older individuals;

1 “(5) sponsor activities that enhance the edu-
2 cation and training of a competent workforce in
3 fields related to aging;

4 “(6) assist other recipients of grants or con-
5 tracts who are conducting demonstration or pilot
6 projects under this Act, by providing documentation,
7 assessment, and other assistance in the planning
8 and implementation of such demonstration or pilot
9 projects; and

10 “(7) conduct information dissemination activi-
11 ties in coordination with such activities of the Na-
12 tional Aging Information Center established in sec-
13 tion 202(e).

14 “(b) ADVISORY BOARDS.—Each center supported by
15 a grant made or contract entered into under this subtitle
16 shall establish an advisory board that—

17 “(1) shall provide policy guidance with respect
18 to the planning and conduct of activities under such
19 grant or contract; and

20 “(2) whose members shall include representa-
21 tives of—

22 “(A) State agencies and area agencies on
23 aging;

24 “(B) appropriate national, State, and local
25 service organizations; and

1 “(C) other groups, as appropriate.

2 **“Subtitle D—Information Dissemi-**
3 **nation and Related Activities**

4 **“SEC. 441. PURPOSE.**

5 “(a) IN GENERAL.—The purpose of this subtitle is
6 to improve the quality, efficiency, availability, and acces-
7 sibility of services for older individuals through support
8 of information dissemination and utilization activities
9 that—

10 “(1) collect, preserve, and disseminate, publish,
11 or otherwise make available, relevant materials con-
12 cerning matters such as research and demonstration
13 findings, and training and technical assistance
14 materials;

15 “(2) synthesize, publish, and disseminate infor-
16 mation concerning completed projects carried out
17 under this title that are of demonstrated value, in-
18 cluding information relating to—

19 “(A) technical assistance and training in
20 the implementation and adaptation of methods
21 used in such projects; and

22 “(B) the development of additional mate-
23 rials that increase the awareness and accept-
24 ance of the results of such projects;

1 “(3) locate, publicize, and make available prac-
2 tical self-help information for older individuals and
3 their families and encourage the development of ap-
4 propriate public education activities;

5 “(4) support conferences, forums, and other
6 meetings designed to identify, disseminate, and pro-
7 mote utilization of research findings, policy prac-
8 tices, and best practices; and

9 “(5) provide technical assistance to recipients of
10 grants or contracts that receive support under this
11 title and other recipients of support under this Act
12 on the design, development, and promotion of prod-
13 ucts and information materials.

14 “(b) COORDINATION WITH OTHER INFORMATION
15 SOURCES.—Such recipients of grants or contracts will co-
16 ordinate activities supported under this subtitle with the
17 information dissemination activities of centers authorized
18 under subtitle C and other Federal information clearing-
19 houses and document repositories.

20 **“SEC. 442. GRANTS AND CONTRACTS.**

21 “The Assistant Secretary may make grants to and
22 enter into contracts with public or nonprofit private agen-
23 cies and organizations for activities to carry out the pur-
24 pose of this subtitle, including—

1 “(1) activities of the National Aging Informa-
2 tion Center established under section 202(e);

3 “(2) sponsorship and co-sponsorship with other
4 Federal agencies and other public and private orga-
5 nizations of national and regional conferences and
6 other meetings in which the participants disseminate
7 project findings and information related to issues
8 and concerns affecting the well-being of older indi-
9 viduals; and

10 “(3) establishment and administration of a Na-
11 tional Academy on Aging to serve as a forum for
12 policy analysis and debate on current and emerging
13 issues affecting the well-being of older individuals
14 and for informing policy officials and the public
15 about such issues.

16 **“Subtitle E—General Provisions**

17 **“SEC. 451. AUTHORIZATION OF APPROPRIATIONS.**

18 “(a) AUTHORIZATION.—There are authorized to be
19 appropriated to carry out this title \$44,384,000 for fiscal
20 year 1998, and such sums as may be necessary for each
21 of fiscal years 1999 and 2000.

22 “(b) RESTRICTIONS.—No funds appropriated under
23 this title—

24 “(1) may be transferred to any office or other
25 authority of the Federal Government that is not di-

1 rectly responsible to the Assistant Secretary, unless
2 the funds are used for purposes authorized under
3 this title in accordance with conditions specified by
4 a formal interagency agreement with the other office
5 or authority;

6 “(2) may be used for any program or activity
7 that is not specifically authorized by this title (ex-
8 cept as specifically authorized by this Act); or

9 “(3) may be combined with funds appropriated
10 under any other Act if the purpose of combining
11 funds is to make a single discretionary grant or a
12 single discretionary payment, unless such funds ap-
13 propriated under this title are separately identified
14 in such grant or payment and are used for the pur-
15 poses of this title.

16 **“SEC. 452. PAYMENTS OF GRANTS.**

17 “(a) CONTRIBUTIONS BY RECIPIENTS OF GRANTS OR
18 CONTRACTS.—To the extent the Assistant Secretary de-
19 termines to be appropriate, the Assistant Secretary shall
20 require the recipient of any grant or contract under this
21 title to contribute money, facilities, or services for carrying
22 out the project for which such grant or contract is made.

23 “(b) METHOD OF PAYMENT.—Payments made under
24 this title pursuant to a grant or contract may be made
25 (after necessary adjustment, in the case of grants, on ac-

1 count of previously made overpayments or underpay-
2 ments) in advance or by way of reimbursement, and in
3 such installments and on such conditions, as the Assistant
4 Secretary may determine to be appropriate.

5 **“SEC. 453. ADMINISTRATION.**

6 “(a) ADMINISTRATION ON AGING.—In order to carry
7 out the provisions of this title effectively, the Assistant
8 Secretary shall administer this title through the Adminis-
9 tration.

10 “(b) ASSISTANCE FROM OTHER AGENCIES.—In car-
11 rying out this title, the Assistant Secretary may request
12 the technical assistance and cooperation of such other
13 agencies and departments of the Federal Government as
14 may be appropriate.

15 “(c) OUTREACH TO APPLICANTS.—In writing pro-
16 posal solicitations for grants made under this title and re-
17 quests for proposals for contracts made under this title,
18 the Assistant Secretary shall encourage the submission of
19 applications from agencies, organizations, and institu-
20 tions, that represent minorities.

21 “(d) CONSULTATION.—In developing priorities, con-
22 sistent with the requirements of this title, for making
23 grants and entering into contracts under this title, the As-
24 sistant Secretary shall, consult with State agencies, area
25 agencies on aging, recipients of financial assistance under

1 title VI, institutions of higher education, organizations
2 representing beneficiaries of services under this Act, and
3 other organizations and individuals with expertise on
4 aging issues.

5 “(e) EVALUATIONS AND REPORTS.—The Assistant
6 Secretary shall ensure that recipients of grants and con-
7 tracts under this title—

8 “(1) conduct evaluations and prepare reports
9 indicating the benefit of the activities carried out
10 under the grants and contracts to older individuals
11 and to programs carried out under this Act; and

12 “(2) comply with the requirements under this
13 Act.

14 “(f) REPORT TO CONGRESS.—The Assistant Sec-
15 retary shall prepare and submit, to the Speaker of the
16 House of Representatives and the President pro tempore
17 of the Senate, a report for each fiscal year that describes
18 activities for which funds were provided under this title
19 and that includes—

20 “(1) an abstract describing the purpose and ac-
21 tivities of each grant or contract awarded or contin-
22 ued for such year;

23 “(2) the name and address of the recipient of
24 the grant or contract;

1 “(3) the name and affiliation of the project di-
2 rector of the project carried out under the grant or
3 contract;

4 “(4) the period of project performance; and

5 “(5) the amount of Federal funds awarded for
6 the project in the fiscal year for which the report is
7 made.

8 “(g) EXTERNAL REVIEW.—The Assistant Secretary
9 shall establish by regulation and implement an external
10 review process to evaluate applications for grants made
11 and contracts entered into under this title.”

12 **Subtitle D—Community Service**
13 **Employment for Older Americans**

14 **SEC. 241. PHASED REDUCTION OF FEDERAL SHARE.**

15 Section 502(c) (42 U.S.C. 3056(c)) is amended—

16 (1) in paragraph (1), by striking “90 percent”
17 and inserting “the Federal share, as specified in
18 paragraph (2),”;

19 (2) by redesignating paragraphs (2) and (3) as
20 paragraphs (3) and (4), respectively; and

21 (3) by inserting after paragraph (1) the follow-
22 ing new paragraph:

23 “(2) The Federal share, for purposes of this sub-
24 section, shall be—

25 “(A) 90 percent for fiscal year 1998;

1 “(B) 89 percent for fiscal year 1999;
2 “(C) 87.5 percent for fiscal year 2000;
3 “(D) 86.5 percent for fiscal year 2001; and
4 “(E) 84 percent for fiscal year 2002 and each
5 succeeding fiscal year.”.

6 **SEC. 242. AUTHORIZATION OF APPROPRIATIONS.**

7 Section 508(a) (42 U.S.C. 3056f(a)) is amended to
8 read as follows:

9 “(a) There are authorized to be appropriated to carry
10 out this title such sums as may be necessary for each of
11 fiscal years 1998, 1999, and 2000.”.

12 **Subtitle E—Grants for Native**
13 **Americans**

14 **SEC. 251. TECHNICAL AND CONFORMING AMENDMENTS.**

15 (a) TERMINOLOGY.—

16 (1) Section 602 (42 U.S.C. 3057a) is amended
17 by striking “that older” and all that follows through
18 “Native Hawaiians” and inserting “that older Amer-
19 ican Indians, older Alaskan Natives, and older Na-
20 tive Hawaiians”.

21 (2) Sections 611, 613, and 614(a) (42 U.S.C.
22 3057b, 3057d, and 3057e(a)) are amended by strik-
23 ing “older individuals who are Indians” each place
24 it appears and inserting “older Indians”.

1 (b) TECHNICAL AMENDMENT.—Section 611 (42
2 U.S.C. 3057b) is amended by striking “(a)”.

3 (c) CONFORMING AMENDMENT.—Section 614(a) (42
4 U.S.C. 3057e(a)) is amended—

5 (1) by striking paragraph (9); and

6 (2) by redesignating paragraphs (10) through
7 (12) as paragraphs (9) through (11), respectively.

8 **SEC. 252. AUTHORIZATION OF APPROPRIATIONS.**

9 Section 633(a) (42 U.S.C. 3057n(a)) is amended by
10 striking all that precedes “to carry out this title” and in-
11 serting “(a) There are authorized to be appropriated
12 \$18,402,000 for fiscal year 1998, and such sums as may
13 be necessary for each of fiscal years 1999 and 2000.”.

14 **Subtitle F—Vulnerable Elder**
15 **Rights Protection**

16 **SEC. 261. AUTHORIZATION OF APPROPRIATIONS.**

17 (a) OMBUDSMAN PROGRAM.—Section 702(a) (42
18 U.S.C. 3058a(a)) is amended by striking all that follows
19 “chapter 2,” and inserting “\$4,449,000 for fiscal year
20 1998, and such sums as may be necessary for each of fis-
21 cal years 1999 and 2000.”.

22 (b) PREVENTION OF ELDER ABUSE, NEGLECT, AND
23 EXPLOITATION.—Section 702(b) (42 U.S.C. 3058a(b)) is
24 amended by striking all that follows “chapter 3,” and in-
25 serting “\$6,232,000 for fiscal year 1998, and such sums

1 as may be necessary for each of fiscal years 1999 and
2 2000.”.

3 (c) STATE ELDER RIGHTS AND LEGAL ASSISTANCE
4 DEVELOPMENT PROGRAM.—Section 702(c) (42 U.S.C.
5 3058a(c)) is amended by striking all that follows “chapter
6 4,” and inserting “such sums as may be necessary for
7 each of fiscal years 1998, 1999, and 2000.”.

8 (d) OUTREACH, COUNSELING, AND ASSISTANCE PRO-
9 GRAM.—Section 702(d) (42 U.S.C. 3058a(d)) is amended
10 by striking all that follows “chapter 5,” and inserting
11 “\$1,976,000 for fiscal year 1998, and such sums as may
12 be necessary for each of fiscal years 1999 and 2000.”.

13 **SEC. 262. TECHNICAL AND CONFORMING AMENDMENTS.**

14 (a) REPEAL OF INCONSISTENT PROVISION.—Section
15 705(a) (42 U.S.C. 3058d(a)) is amended—

16 (1) in paragraph (6)(C)(iii), by adding “and”
17 after the semicolon;

18 (2) by striking paragraph (7);

19 (3) by redesignating paragraph (8) as para-
20 graph (7); and

21 (4) in paragraph (7) (as redesignated in para-
22 graph (3)), by striking “through (7)” and inserting
23 “through (6)”.

24 (b) TECHNICAL AMENDMENTS.—

1 (1) Section 712(a)(5)(B)(i) (42 U.S.C.
2 3058g(a)(5)(B)(i)) is amended by inserting a comma
3 after “welfare”.

4 (2) Section 731(b)(4) (42 U.S.C. 3058j(b)(4))
5 is amended by striking “Service” and inserting
6 “Services”.

7 **SEC. 263. ASSISTANCE PROGRAM FOR INSURANCE AND**
8 **PUBLIC BENEFITS.**

9 Section 741(d) (42 U.S.C. 3058k(d)) is amended by
10 adding at the end the following new sentence: “If the State
11 elects to award funds under this section to area agencies
12 on aging or other local entities, the State shall give prior-
13 ity to agencies or entities serving planning and service
14 areas that have high concentrations of older individuals
15 with the greatest economic need or with the greatest social
16 need, and in which outreach activities, application assist-
17 ance, or benefits counseling are inadequate.”.

18 **SEC. 264. NATIVE AMERICAN PROGRAM.**

19 Section 751 (42 U.S.C. 3058aa) is amended—

20 (1) in subsection (e)(2), by striking “older indi-
21 viduals who are Native Americans” and inserting
22 “older American Indians, older Alaskan Natives, or
23 older Native Hawaiians”; and

24 (2) in subsection (d), by striking all that follows
25 “this section,” and inserting “such sums as may be

1 necessary for each of fiscal years 1998, 1999, and
2 2000.”.

3 **SEC. 265. GENERAL PROVISIONS.**

4 Section 761(2) (42 U.S.C. 3058bb(2)) is amended by
5 striking “this title” and inserting “subtitle A”.

6 **Subtitle G—Technical Amendments**

7 **SEC. 271. DEFINITIONS.**

8 (a) RELOCATION OF DEFINITIONS.—

9 (1) Section 302 (42 U.S.C. 3022) (relating to
10 definitions of comprehensive and coordinated system,
11 unit of general purpose local government, and edu-
12 cation and training service) is amended—

13 (A) by redesignating paragraphs (1), (2),
14 and (3) as paragraphs (46), (47), and (48), re-
15 spectively; and

16 (B) by striking all that precedes “(46)”.

17 (2) Section 342 (42 U.S.C. 3030i) (relating to
18 a definition of in-home services) is amended—

19 (A) in paragraph (5)—

20 (i) by striking “under other pro-
21 grams” and inserting “, other than under
22 part B of title III”; and

23 (ii) by striking “this part” and insert-
24 ing “title III”;

1 (B) in paragraph (7), by redesignating
2 subparagraphs (A) and (B) as clauses (i) and
3 (ii), respectively;

4 (C) by redesignating paragraphs (1)
5 through (7) as subparagraphs (A) through (G),
6 respectively; and

7 (D) by striking all that precedes “term”
8 and inserting the following:

9 “(49) The”.

10 (3) Section 363 (42 U.S.C. 3030o) (relating to
11 a definition of disease prevention and health pro-
12 motion services) is amended—

13 (A) in paragraph (5), by redesignating
14 subparagraphs (A) through (C) as clauses (i)
15 through (iii), respectively;

16 (B) by redesignating paragraphs (1)
17 through (12) as subparagraphs (A) through
18 (L), respectively;

19 (C) in subparagraph (L) (as redesignated
20 in subparagraph (B)), by striking “paragraphs
21 (1) through (11)” and inserting “subpara-
22 graphs (A) through (K)”;

23 (D) in the second sentence, by striking all
24 that precedes “term” and inserting the
25 following:

1 “The”; and

2 (E) by striking all that precedes “term”
3 the first place it appears and inserting the
4 following:

5 “(50) The”.

6 (4)(A) The Act is amended—

7 (i) by moving paragraphs (46), (47), and
8 (48) (as redesignated in paragraph (1)) to the
9 end of section 102 (as amended in section
10 101(a)) (42 U.S.C. 3002); and

11 (ii) by moving paragraphs (49) and (50)
12 (as designated in paragraphs (2) and (3)) to
13 the end of section 102.

14 (B) Such paragraphs (49) and (50) are
15 amended—

16 (i) by indenting the clauses in such para-
17 graphs and aligning the margins of such clauses
18 with the margins of clause (i) of section
19 102(22)(A) (42 U.S.C. 3002(22)(A)); and

20 (ii) by indenting the subparagraphs in such
21 paragraphs and aligning the margins of such
22 subparagraphs with the margins of subpara-
23 graph (B) of section 102(28) (42 U.S.C.
24 3002(28)).

1 (5)(A) Section 102 (as amended in paragraph
2 (4)) is further amended by adding at the end the
3 following:

4 “(51)(A) The term ‘older Alaskan Native’
5 means an older individual who is an Alaskan Native.

6 “(B) The term ‘older American Indian’ means
7 an older individual who is an American Indian.

8 “(C) The term ‘older Indian’ means an older in-
9 dividual who is an Indian.

10 “(D) The term ‘older Native Hawaiian’ means
11 an older individual who is a Native Hawaiian.

12 “(52) The term ‘Alaskan Native’ means a per-
13 son who is a member of an Alaska Native village or
14 regional or village corporation referred to in para-
15 graph (28)(B).

16 “(53) The term ‘American Indian’ means an
17 Indian who is not an Alaskan Native.

18 “(54) The term ‘Native Hawaiian’ means any
19 individual any of whose ancestors were natives, prior
20 to 1778, of the area that consists of the Hawaiian
21 Islands.”.

22 (B) Section 625 (42 U.S.C. 3057k) is repealed.

23 (b) REDESIGNATION OF DEFINITIONS.—

24 (1) Section 102(5) (42 U.S.C. 3002(5)) is
25 amended by inserting “(A)” after “(5)”.

1 (2) Section 102(6) (42 U.S.C. 3002(6)) is
2 amended—

3 (A) by redesignating subparagraphs (A)
4 and (B) as clauses (i) and (ii), respectively; and
5 (B) by striking “(6)” and inserting “(B)”.

6 (3) Section 102(7) (42 U.S.C. 3002(7)) is
7 amended by striking “(7)” and inserting “(C)”.

8 (4) Section 102(8) (42 U.S.C. 3002(8)) is
9 amended—

10 (A) by redesignating subparagraphs (A)
11 through (I) as clauses (i) through (ix), respec-
12 tively; and

13 (B) by inserting “(A)” after “(8)”.

14 (5) Section 102(9) (42 U.S.C. 3002(9)) is
15 amended—

16 (A) by redesignating subparagraphs (A)
17 and (B) as clauses (i) and (ii), respectively;

18 (B) in clause (ii) (as redesignated in sub-
19 paragraph (A)), by striking “subparagraphs (A)
20 through (G) of paragraph (8)” and inserting
21 “clauses (i) through (vii) of subparagraph (A)”;
22 and

23 (C) by striking “(9)” and inserting “(B)”.

1 (c) TECHNICAL AMENDMENT.—Section 102(34)(C)
2 (42 U.S.C. 3002(34)(C)) is amended by striking
3 “307(a)(12)” and inserting “307(a)(9)”.

4 (d) ALPHABETICAL ORDER.—Section 102 (42 U.S.C.
5 3002) is amended—

6 (1) by redesignating paragraphs (13), (14),
7 (15), (16), (52), (53), (17), (18), (2), (10), (19),
8 (20), (21), (22), (46), (23), (8), (50), (48), (24),
9 (25), (26), (27), (28), (29), (30), (49), (5), (31),
10 (11), (32), (33), (34), (35), (36), (54), (37), (4),
11 (51), (38), (45), (39), (40), (41), (42), (1), (3),
12 (43), (44), (12), and (47) as paragraphs (1) through
13 (51), respectively; and

14 (2) by moving each of paragraphs (1) through
15 (51) (as redesignated in paragraph (1)), respectively,
16 to the end of such section.

17 **SEC. 272. TECHNICAL AND CONFORMING AMENDMENTS TO**
18 **OTHER ACTS.**

19 (a) NATIONAL SCHOOL LUNCH ACT.—Section 14(c)
20 of the National School Lunch Act (42 U.S.C. 1762a(c))
21 is amended by striking “section 311(a)(4) of the Older
22 Americans Act of 1965 (42 U.S.C. 3030(a)(4)) or for cash
23 payments in lieu of such donations under section
24 311(b)(1) of such Act (42 U.S.C. 3030(b)(1))” and insert-

1 ing “section 311 of the Older Americans Act of 1965 (42
2 U.S.C. 3030a)”.

3 (b) ENERGY CONSERVATION IN EXISTING BUILD-
4 INGS ACT OF 1976.—Section 412(6) of the Energy Con-
5 servation in Existing Buildings Act of 1976 (42 U.S.C.
6 6862(6)) is amended by striking “paragraphs (4), (5), and
7 (6), respectively, of”.

8 **SEC. 273. OVERALL TECHNICAL AMENDMENTS.**

9 (a) RECOMMENDED LEGISLATION.—The Secretary of
10 Health and Human Services shall prepare and submit to
11 Congress recommended legislation containing technical
12 and conforming amendments to reflect the changes made
13 by this Act.

14 (b) SUBMISSION TO CONGRESS.—Not later than 120
15 days after the date of enactment of this Act, the Secretary
16 of Health and Human Services shall submit the rec-
17 ommended legislation referred to in subsection (a).

18 **Subtitle H—Effective Date**

19 **SEC. 281. EFFECTIVE DATE.**

20 (a) IN GENERAL.—The amendments made by this
21 title shall take effect on the date of enactment of this Act.

22 (b) APPLICATION.—The amendments made by this
23 title shall apply with respect to a State on the effective
24 date of the first State plan submitted under section 307
25 of the Older Americans Act of 1965 (42 U.S.C. 3027) that

1 takes effect 1 year or later after the date of enactment
2 of this Act.

3 **TITLE III—WHITE HOUSE**
4 **CONFERENCE ON AGING**

5 **SEC. 301. DEFINITIONS.**

6 In this title:

7 (1) AREA AGENCY ON AGING.—The term “area
8 agency on aging” has the meaning given the term in
9 section 102 of the Older Americans Act of 1965 (42
10 U.S.C. 3002).

11 (2) CONFERENCE.—The term “Conference”
12 means the White House Conference on Aging.

13 (3) OLDER AMERICAN INDIAN; OLDER ALASKAN
14 NATIVE; OLDER NATIVE HAWAIIAN.—The terms
15 “older American Indian”, “older Alaskan Native”,
16 and “older Native Hawaiian” have the meanings
17 given the terms in section 102 of the Older Ameri-
18 cans Act of 1965.

19 (4) OLDER INDIVIDUAL.—The term “older indi-
20 vidual” has the meaning given the term in section
21 102 of the Older Americans Act of 1965.

22 (5) SECRETARY.—The term “Secretary” means
23 the Secretary of Health and Human Services.

24 (6) STATE.—The term “State” means any of
25 the several States of the United States, the District

1 of Columbia, the Commonwealth of Puerto Rico,
2 Guam, American Samoa, the Virgin Islands, the
3 Commonwealth of the Northern Mariana Islands,
4 the Republic of the Marshall Islands, the Federated
5 States of Micronesia, and the Republic of Palau.

6 (7) STATE AGENCY.—The term “State agency”
7 has the meaning given the term in section 102 of the
8 Older Americans Act of 1965.

9 **SEC. 302. WHITE HOUSE CONFERENCE AUTHORIZED.**

10 (a) AUTHORITY TO CALL CONFERENCE.—Not later
11 than December 31, 2005, the President shall convene a
12 White House Conference on Aging in order to develop rec-
13 ommendations for additional research and action in the
14 fields related to aging, which will further the purposes
15 specified in subsection (c).

16 (b) PLANNING AND DIRECTION.—The Conference
17 shall be planned and conducted under the direction of the
18 Secretary in cooperation with the Assistant Secretary for
19 Aging and the heads of such other Federal departments
20 and agencies as may be appropriate. In cooperating with
21 the Assistant Secretary for aging, the head of such a de-
22 partment or agency may detail any Federal Government
23 employee to the Assistant Secretary without reimburse-
24 ment, and such detail shall be without interruption or loss
25 of civil service status or privilege.

1 (c) PURPOSES OF THE CONFERENCE.—The purposes
2 of the Conference shall be—

3 (1) to increase the public awareness of the
4 interdependence of generations, and the essential
5 contributions of older individuals to society, for the
6 well-being of all generations;

7 (2) to identify the problems facing older individ-
8 uals and the commonalities of the problems with
9 problems of younger generations;

10 (3) to examine the well-being of older individ-
11 uals, including the impact the well-being of older in-
12 dividuals has on the aging society of the United
13 States;

14 (4) to develop such specific and comprehensive
15 recommendations for executive and legislative action
16 as may be appropriate for maintaining and improv-
17 ing the well-being of older individuals;

18 (5) to develop—

19 (A) recommendations for the coordination
20 of Federal policy with State and local needs, re-
21 garding older individuals; and

22 (B) recommendations for the implementa-
23 tion of the recommendations described in sub-
24 paragraph (A); and

1 (6) to review the status and multigenerational
2 value of recommendations adopted at previous Con-
3 ferences, regarding older individuals.

4 (d) CONFERENCE PARTICIPANTS AND DELE-
5 GATES.—

6 (1) PARTICIPANTS.—In order to carry out the
7 purposes described in subsection (c), the Conference
8 shall bring together—

9 (A) representatives of Federal, State, and
10 local governments;

11 (B) professional and other people who are
12 working in fields related to aging; and

13 (C) representatives of the general public,
14 particularly older individuals.

15 (2) SELECTION OF DELEGATES.—The delegates
16 to the Conference shall be selected without regard to
17 political affiliation or past partisan activity and
18 shall, to the best of the ability of the appointing au-
19 thority, be representative of the points of view of
20 persons in fields related to aging. The delegates
21 shall include individuals who are professionals, mi-
22 nority individuals, individuals from low-income fami-
23 lies, and other individuals. A majority of the dele-
24 gates shall be age 55 or older.

1 **SEC. 303. CONFERENCE ADMINISTRATION.**

2 (a) ADMINISTRATION.—In administering this title,
3 the Secretary shall—

4 (1) provide written notice to all members of the
5 Policy Committee established in section 304 of each
6 meeting, hearing, or working session of the Policy
7 Committee not later than 48 hours before the occur-
8 rence of such meeting, hearing, or working session;

9 (2) request the cooperation and assistance of
10 the heads of such other Federal departments and
11 agencies as may be appropriate to carry out this
12 title;

13 (3) furnish all reasonable assistance, including
14 financial assistance, to entities that are State agen-
15 cies, area agencies on aging, or other appropriate or-
16 ganizations (including organizations representing
17 older American Indians, older Alaskan Natives, or
18 older Native Hawaiians), to enable the entities to or-
19 ganize and conduct conferences and other activities
20 in conjunction with the Conference, including—

21 (A) activities carried out in advance of the
22 Conference, as part of the process of planning
23 for the Conference; and

24 (B) activities carried out subsequent to the
25 Conference in connection with dissemination,

1 discussion, and implementation of recommenda-
2 tions of the Conference;

3 (4) make available for public comment a pro-
4 posed agenda, prepared by the Policy Committee, for
5 the Conference that will reflect to the greatest extent
6 possible the major issues facing older individuals;

7 (5) prepare and make available, for the use of
8 delegates to the Conference, background materials
9 that the Secretary determines to be necessary; and

10 (6) engage such additional personnel as may be
11 necessary to carry out the provisions of this title
12 without regard to the provisions of title 5, United
13 States Code, governing appointments in the competi-
14 tive service, and without regard to the provisions of
15 chapter 51 and subchapter III of chapter 53 of such
16 title relating to classification of positions and Gen-
17 eral Schedule pay rates.

18 (b) DUTIES.—The Secretary, in carrying out the re-
19 sponsibilities and functions of the Secretary under this
20 title, and as part of the Conference, shall ensure that—

21 (1) the conferences described in subsection

22 (a)(3)—

23 (A) include a conference on individuals
24 who are older American Indians, older Alaskan
25 Natives, and older Native Hawaiians to identify

1 conditions that adversely affect such individ-
2 uals, to propose solutions to ameliorate such
3 conditions, and to provide for the exchange of
4 information relating to the delivery of services
5 to such individuals; and

6 (B) are conducted so as to ensure broad
7 participation of older individuals;

8 (2) the agenda prepared under subsection
9 (a)(4) for the Conference is published in the Federal
10 Register not later than 30 days after the agenda is
11 approved by the Policy Committee, and the Sec-
12 retary may republish such agenda together with the
13 recommendations of the Secretary regarding the
14 agenda;

15 (3) the personnel engaged under subsection
16 (a)(6) are fairly balanced in terms of points of views
17 represented, and are appointed without regard to po-
18 litical affiliation or past partisan activity;

19 (4) the recommendations of the Conference are
20 not inappropriately influenced by any appointing au-
21 thority or by any special interest, but are the result
22 of the independent judgment of the Conference; and

23 (5) recent and adequate statistical data, includ-
24 ing decennial census data, and other information on
25 the well-being of older individuals in the United

1 States are readily available, in advance of the Con-
2 ference, to the delegates of the Conference, together
3 with such information as may be necessary to evalu-
4 ate Federal programs and policies relating to aging.

5 (c) GRANTS AND CONTRACTS.—In carrying out sub-
6 section (b)(5), the Secretary may make grants to, and
7 enter into cooperative agreements with, public or nonprofit
8 private agencies and organizations.

9 (d) GIFTS.—The Secretary may accept, on behalf of
10 the United States, gifts (in cash or in kind, including vol-
11 untary and uncompensated services), and may use or dis-
12 pose of such gifts to carry out this title. Such gifts shall
13 be available in addition to amounts appropriated to carry
14 out this title.

15 (e) RECORDS.—The Secretary shall maintain records
16 regarding—

17 (1) the sources, amounts, and uses of gifts ac-
18 cepted under subsection (d); and

19 (2) the identity of each person receiving assist-
20 ance to carry out this title and the amount of such
21 assistance received by each such person.

22 **SEC. 304. POLICY COMMITTEE; RELATED COMMITTEES.**

23 (a) POLICY COMMITTEE.—

24 (1) ESTABLISHMENT.—There is established a
25 Policy Committee comprised of 25 members to be se-

1 lected, not later than 90 days after the date of en-
2 actment of the Older Americans Act Amendments of
3 1997, as follows:

4 (A) PRESIDENTIAL APPOINTEES.—Thir-
5 teen members shall be selected by the President
6 and shall include—

7 (i) 3 members who are officers or em-
8 ployees of the United States; and

9 (ii) 10 members with experience in
10 fields related to aging, who may include
11 representatives of public aging agencies,
12 institution-based organizations, and minor-
13 ity aging organizations, and shall include a
14 member of the Federal Council on the
15 Aging.

16 (B) HOUSE APPOINTEES.—Four members
17 shall be selected by the Speaker of the House
18 of Representatives, after consultation with the
19 Minority Leader of the House of Representa-
20 tives, and shall include at least 1 member of the
21 Committee on Education and the Workplace,
22 and at least 1 member of the Committee on
23 Ways and Means, of the House of Representa-
24 tives. Not more than 3 members selected under

1 this subparagraph may be associated or affili-
2 ated with the same political party.

3 (C) SENATE APPOINTEES.—Four members
4 shall be selected by the Majority Leader of the
5 Senate, after consultation with the Minority
6 Leader of the Senate, and shall include at least
7 1 member of the Committee on Labor and
8 Human Resources, and at least 1 member of
9 the Special Committee on Aging, of the Senate.
10 Not more than 3 members selected under this
11 subparagraph may be associated or affiliated
12 with the same political party.

13 (D) JOINT APPOINTEES.—Four members
14 shall be selected jointly by the Speaker of the
15 House of Representatives and the Majority
16 Leader of the Senate, after consultation with
17 the Minority Leaders of the House of Rep-
18 resentatives and Senate, and shall include rep-
19 resentatives with experience in fields related to
20 aging, who may include representatives de-
21 scribed in subparagraph (A)(ii). Not more than
22 2 members selected under this subparagraph
23 may be associated or affiliated with the same
24 political party.

1 (2) PERIOD OF APPOINTMENT; VACANCIES.—
2 Members shall be appointed for the life of the Policy
3 Committee. Any vacancy in the Policy Committee
4 shall not affect the powers of the Policy Committee,
5 but shall be filled in the same manner as the origi-
6 nal appointment.

7 (3) DUTIES OF THE POLICY COMMITTEE.—

8 (A) MEETINGS.—The Policy Committee
9 shall initially meet at the call of the Secretary,
10 but not later than 30 days after the last mem-
11 ber is selected under paragraph (1). Subsequent
12 meetings of the Policy Committee shall be held
13 at the call of the chairperson of the Policy
14 Committee.

15 (B) DUTIES.—Through meetings, hear-
16 ings, and working sessions, the Policy Commit-
17 tee shall—

18 (i) make recommendations to the Sec-
19 retary to facilitate the timely convening of
20 the Conference;

21 (ii) formulate and approve a proposed
22 agenda for the Conference not later than
23 60 days after the first meeting of the Pol-
24 icy Committee;

1 (iii) make recommendations for par-
2 ticipants and delegates of the Conference;

3 (iv) establish the number of delegates
4 to be selected under section 302(d)(2); and

5 (v) formulate and approve the initial
6 report of the Conference in accordance
7 with section 305.

8 (4) QUORUM; COMMITTEE VOTING; CHAIR-
9 PERSON.—

10 (A) QUORUM.—Thirteen members of the
11 Policy Committee shall constitute a quorum for
12 the purpose of conducting the business of the
13 Policy Committee, except that 17 members of
14 the Policy Committee shall constitute a quorum
15 for purposes of approving the agenda required
16 by paragraph (3)(B)(ii) and the report required
17 by paragraph (3)(B)(v).

18 (B) VOTING.—The Policy Committee shall
19 act by the vote of the majority of the members
20 of the Policy Committee who are present.

21 (C) CHAIRPERSON.—The President shall
22 select a chairperson from among the members
23 of the Policy Committee. The chairperson may
24 vote only to break a tie vote of the other mem-
25 bers of the Policy Committee.

1 (b) OTHER COMMITTEES.—The Secretary may estab-
2 lish such other committees, including technical commit-
3 tees, as may be necessary to assist in planning, conduct-
4 ing, and reviewing the Conference.

5 (c) COMPOSITION OF COMMITTEES.—Each commit-
6 tee established under subsection (b) shall be composed of
7 professionals and other members, and shall include indi-
8 viduals from low-income families, and individuals who are
9 American Indians, Alaskan Natives, or Native Hawaiians.
10 The Secretary shall make appropriate efforts to include
11 individuals who are members of minority groups. A ma-
12 jority of the public members of each such committee shall
13 be age 55 or older.

14 (d) COMPENSATION OF MEMBERS.—

15 (1) IN GENERAL.—Each member of a commit-
16 tee described in this section who is not an officer or
17 employee of the Federal Government shall be com-
18 pensated at a rate equal to the daily equivalent of
19 the annual rate of basic pay prescribed for level IV
20 of the Executive Schedule under section 5315 of title
21 5, United States Code, for each day (including travel
22 time) during which such member is engaged in the
23 performance of the duties of the Policy Committee.
24 All members of the Policy Committee who are offi-
25 cers or employees of the United States shall serve

1 without compensation in addition to that received for
2 their services as officers or employees of the United
3 States.

4 (2) TRAVEL EXPENSES.—The members of the
5 Policy Committee shall be allowed travel expenses,
6 including per diem in lieu of subsistence, at rates
7 authorized for employees of agencies under sub-
8 chapter I of chapter 57 of title 5, United States
9 Code, while away from their homes or regular places
10 of business in the performance of services for the
11 Policy Committee.

12 (e) TERMINATION.—The Policy Committee shall ter-
13minate on the later of—

14 (1) the date of submission of the initial report
15 described in section 305(c); and

16 (2) the date of submission of the recommenda-
17 tions described in section 305(d).

18 **SEC. 305. REPORT OF THE CONFERENCE.**

19 (a) PROPOSED REPORT.—The Secretary shall ensure
20 that a proposed report of the Conference, which shall in-
21 clude a statement of comprehensive coherent national pol-
22 icy on aging together with findings and recommendations
23 for the implementation of the policy, shall be published
24 and submitted to the chief executive officers of the States
25 not later than 90 days after the date on which the Con-

1 fference is adjourned. The Secretary shall ensure that the
2 findings and recommendations included in the published
3 proposed report shall be immediately available to the
4 public.

5 (b) RESPONSE TO PROPOSED REPORT.—The chief
6 executive officers of the States, after reviewing, and solici-
7 ting recommendations and comments on, the proposed re-
8 port of the Conference, shall submit to the Policy Commit-
9 tee, not later than 90 days after receiving the report, their
10 views and findings on the recommendations of the
11 Conference.

12 (c) REPORTS.—

13 (1) INITIAL REPORT.—The Policy Committee
14 shall, after reviewing the views and findings of the
15 chief executive officers of the States, prepare, ap-
16 prove, and submit to the Secretary an initial report
17 of the Conference, which shall include a compilation
18 of the actions of the chief executive officers of the
19 States in response to the Conference and take into
20 consideration the views and findings of such officers.

21 (2) PUBLICATION OF INITIAL REPORT; FINAL
22 REPORT.—Not later than 60 days after the Policy
23 Committee submits the initial report, the Secretary
24 shall publish the initial report in the Federal Reg-
25 ister. The Secretary shall republish as a final re-

1 port, the initial report together with such additional
2 views and recommendations as the Secretary consid-
3 ers to be appropriate.

4 (d) RECOMMENDATIONS OF THE POLICY COMMIT-
5 TEE.—The Policy Committee shall, not later than 90 days
6 after submission of the views and findings of the chief ex-
7 ecutive officers of the States, prepare, publish, and submit
8 to the President and to Congress recommendations for the
9 administrative action and the legislation necessary to im-
10 plement the recommendations contained within the final
11 report.

12 **SEC. 306. AUTHORIZATION OF APPROPRIATIONS.**

13 (a) AUTHORIZATION.—

14 (1) IN GENERAL.—There are authorized to be
15 appropriated to carry out this title such sums as
16 may be necessary for fiscal years 2005 through
17 2007.

18 (2) CONTRACTS.—Authority to make grants or
19 enter into contracts under this title shall be effective
20 only to the extent, or in such amounts as are, pro-
21 vided in advance in appropriation Acts.

22 (b) AVAILABILITY OF FUNDS.—

23 (1) IN GENERAL.—Except as provided in para-
24 graph (2), funds appropriated to carry out this title
25 and funds received as gifts under section 303(d)

1 shall remain available for obligation or expenditure
2 until the expiration of the 1-year period beginning
3 on the date the Conference adjourns.

4 (2) UNOBLIGATED FUNDS.—Any funds de-
5 scribed in paragraph (1) that are neither obligated
6 nor expended before the expiration of the 1-year pe-
7 riod beginning on the date the Conference adjourns
8 shall be available to carry out the Older Americans
9 Act of 1965 (42 U.S.C. 3001 et seq.).

10 **SEC. 307. CONFORMING AMENDMENT.**

11 Title II of the Older Americans Act Amendments of
12 1987 (42 U.S.C. 3001 note) is repealed.

○