

116TH CONGRESS
1ST SESSION

H. R. 5323

To amend the Older Americans Act of 1965 to expand supportive services for Native American aging programs, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 5, 2019

Mr. O'HALLERAN (for himself, Ms. DAVIDS of Kansas, Ms. HAALAND, and Mr. LUJÁN) introduced the following bill; which was referred to the Committee on Education and Labor

A BILL

To amend the Older Americans Act of 1965 to expand supportive services for Native American aging programs, and for other purposes.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Tribal Elder Care Im-
5 provement Act of 2019”.

6 **SEC. 2. EXPANDING SUPPORTIVE SERVICES FOR NATIVE**
7 **AMERICAN AGING PROGRAMS.**

8 Title VI of the Older Americans Act of 1965 (42
9 U.S.C. 3057 et seq.) is amended—

1 (1) by redesignating part D as part E, and

2 (2) by inserting after part C the following:

3 **“PART D—SUPPORTIVE SERVICES FOR HEALTHY**
4 **AGING AND INDEPENDENCE**

5 **“SEC. 636. PROGRAM.**

6 “(a) IN GENERAL.—The Assistant Secretary shall
7 carry out a competitive demonstration program for mak-
8 ing grants to tribal or Native Hawaiian organizations with
9 applications approved under parts A and B, to pay for
10 the Federal share of carrying out programs, to enable the
11 organizations to build their capacity to provide a wider
12 range of in-home and community supportive services to
13 enable older individuals to maintain their health and inde-
14 pendence and to avoid long-term care facility placement.

15 “(b) SUPPORTIVE SERVICES.—

16 “(1) IN GENERAL.—Subject to paragraph (2),
17 supportive services described in subsection (a) may
18 include any of the activities listed under section
19 321(a).

20 “(2) PRIORITY.—The Assistant Secretary, in
21 awarding grants under this section, shall give pri-
22 ority to tribal organizations that will use the grant
23 funds for supportive services described in subsection
24 (a) that are for in-home assistance, transportation,
25 information and referral, case management, health

1 and wellness programs, legal services, family care-
2 giver support services, and other services that di-
3 rectly support the independence of the older individ-
4 uals served.

5 “(c) RULE OF CONSTRUCTION.—Nothing in this sec-
6 tion shall be construed or interpreted to prohibit the provi-
7 sion of supportive services under part A or B.”.

8 **SEC. 3. ENHANCING TRAINING CAPACITY TO SUPPORT NA-**
9 **TIVE AMERICAN AGING PROGRAMS.**

10 Title II of the Older Americans Act of 1965 (42
11 U.S.C. 3011 et seq.) is amended—

12 (1) in section 201(c)(3)(H) by striking the
13 semicolon and inserting “to ensure adequate capac-
14 ity to deliver the services under such title, which
15 technical assistance and professional development
16 programs may include program management, data
17 development and use, basic business skills, grant de-
18 velopment, program and service innovations, and
19 staff training and certification;”; and

20 (2) in section 216(b)—

21 (A) in paragraph (3) by striking “; and”
22 and inserting “;”,

23 (B) in paragraph (4) by striking the period
24 and inserting “; and”, and

25 (C) by adding at the end the following:

1 “(5) to carry out section 201(c)(3)(H) (relating
2 to training and technical assistance for programs
3 under title VI), \$500,000 for fiscal year 2021.”.

4 **SEC. 4. EXPANDING SUPPORTIVE SERVICES FOR NATIVE**
5 **AMERICAN AGING PROGRAMS.**

6 Section 643 of the Older Americans Act of 1965 (42
7 U.S.C. 3057n) is amended to read as follows:

8 **“SEC. 643. AUTHORIZATION OF APPROPRIATIONS.**

9 “There are authorized to be appropriated to carry out
10 this title—

11 “(1) for parts A and B, \$38,524,324 for fiscal
12 year 2020, \$40,835,783 for fiscal year 2021,
13 \$43,285,930 for fiscal year 2022, \$45,883,086 for
14 fiscal year 2023, and \$48,636,071 for fiscal year
15 2024; and

16 “(2) for part C subject to section 644,
17 \$10,785,575 for fiscal year 2020, \$11,432,710 for
18 fiscal year 2021, \$12,118,672 for fiscal year 2022,
19 \$12,845,792 for fiscal year 2023, and \$13,616,540
20 for fiscal year 2024.”.

21 **SEC. 5. FUNDING SET ASIDE.**

22 Title VI of the Older Americans Act of 1965 (42
23 U.S.C. 3057–3057n) is amended by adding at the end the
24 following:

1 **“SEC. 644. FUNDING SET ASIDE.**

2 “Of the funds appropriated under section 643(1) for
3 a fiscal year, not more than 5 percent shall be made avail-
4 able to carry out part D for such fiscal year if for such
5 fiscal year—

6 “(1) the funds appropriated for parts A and B
7 are greater than the funds appropriated for such
8 parts for fiscal year 2019; and

9 “(2) the Assistant Secretary makes available
10 for parts A and B not less than the amount of re-
11 sources made available for fiscal year 2019.”.

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