

(1) financial assistance under this subchapter shall not be suspended unless the grantee, contractor, or person or entity receiving financial assistance under this subchapter has been given reasonable notice and opportunity to show cause why such action should not be taken; and

(2) financial assistance under this subchapter shall not be terminated, an application for refunding shall not be denied, and a suspension of financial assistance shall not be continued for longer than thirty days, unless the grantee, contractor, or person or entity receiving financial assistance under this subchapter has been afforded reasonable notice and opportunity for a timely, full, and fair hearing, and, when requested, such hearing shall be conducted by an independent hearing examiner. Such hearing shall be held prior to any final decision by the Corporation to terminate financial assistance or suspend or deny funding. Hearing examiners shall be appointed by the Corporation in accordance with procedures established in regulations promulgated by the Corporation.

(Pub. L. 88-452, title X, §1011, as added Pub. L. 93-355, §2, July 25, 1974, 88 Stat. 388; amended Pub. L. 95-222, §16, Dec. 28, 1977, 91 Stat. 1624.)

AMENDMENTS

1977—Par. (2). Pub. L. 95-222 inserted provisions relating to function and appointment of an independent hearing examiner, and the time for any hearings.

EFFECTIVE DATE OF 1977 AMENDMENT

Amendment by Pub. L. 95-222 effective Dec. 28, 1977, see section 17(b) of Pub. L. 95-222, set out as a note under section 2996 of this title.

§ 2996k. Coordination

The President may direct that appropriate support functions of the Federal Government may be made available to the Corporation in carrying out its activities under this subchapter, to the extent not inconsistent with other applicable law.

(Pub. L. 88-452, title X, §1012, as added Pub. L. 93-355, §2, July 25, 1974, 88 Stat. 388.)

EX. ORD. No. 11874. DELEGATION OF FUNCTIONS TO DIRECTOR OF OFFICE OF MANAGEMENT AND BUDGET

Ex. Ord. No. 11874 eff. July 25, 1975, 40 F.R. 31737, provided:

By virtue of the authority vested in me by Section 1012 of the Economic Opportunity Act of 1964, as amended by the Legal Services Corporation Act of 1974 (88 Stat. 388, 42 U.S.C. 2996k), and Section 301 of Title 3 of the United States Code, and as President of the United States, the Director of the Office of Management and Budget is hereby designated and empowered to exercise the authority vested in the President by said Section 1012 of the Economic Opportunity Act of 1964, as amended [this section], to direct that appropriate support functions of the Federal Government may be made available to the Legal Services Corporation in carrying out its activities, to the extent not inconsistent with other applicable law. Such functions shall be provided under terms and conditions as may be agreed upon by the Legal Services Corporation and the Federal agencies involved.

GERALD R. FORD.

§ 2996l. Reservation of right to repeal, alter, or amend

The right to repeal, alter, or amend this subchapter at any time is expressly reserved.

(Pub. L. 88-452, title X, §1013, as added Pub. L. 93-355, §2, July 25, 1974, 88 Stat. 388.)

CHAPTER 35—PROGRAMS FOR OLDER AMERICANS

SUBCHAPTER I—DECLARATION OF OBJECTIVES AND DEFINITIONS

Sec.	
3001.	Congressional declaration of objectives.
3002.	Definitions.
3003.	Congressional declaration of additional objectives.

SUBCHAPTER II—ADMINISTRATION ON AGING

3011.	Establishment of Administration on Aging.
3012.	Functions of Assistant Secretary.
3013.	Federal agency cooperation.
3013a.	Consultation with State agencies, area agencies on aging, and Native American grant recipients.
3014.	Repealed.
3015.	Gifts and donations.
3016.	Authority of Assistant Secretary.
3017.	Evaluation of programs.
3018.	Reports to Congress.
3019.	Joint funding of projects.
3020.	Advance funding.
3020a.	Application of other laws; costs of projects under this chapter not treated as income or benefits under other laws.
3020b.	Reduction of paperwork.
3020c.	Contracting and grant authority; private pay relationships; appropriate use of funds.
3020d.	Surplus property eligibility.
3020e.	Nutrition education.
3020e-1.	Pension counseling and information programs.
3020f.	Authorization of appropriations.

SUBCHAPTER III—GRANTS FOR STATE AND COMMUNITY PROGRAMS ON AGING

PART A—GENERAL PROVISIONS

3021.	Purpose and program.
3022.	Definitions.
3023.	Authorization of appropriations; uses of funds.
3024.	Allotment to States.
3025.	Designation of State agencies.
3026.	Area plans.
3027.	State plans.
3028.	Cost of administration of State plans.
3029.	Payments of grants or contracts.
3030.	Disaster relief reimbursements.
3030a.	Nutrition services incentive program.
3030b.	Recapture of payments made for multi-purpose senior centers.
3030c.	Audit; request for information.
3030c-1.	Rights relating to in-home services for frail older individuals.
3030c-2.	Consumer contributions.
3030c-3.	Waivers.

PART B—SUPPORTIVE SERVICES

3030d.	Grants for supportive services.
--------	---------------------------------

PART C—NUTRITION SERVICES

3030d-21.	Purposes.
-----------	-----------

SUBPART I—CONGREGATE NUTRITION SERVICES

3030e.	Grants for establishment and operation of nutrition projects.
--------	---

<p>Sec. SUBPART II—HOME DELIVERED NUTRITION SERVICES</p> <p>3030f. Program authorized. 3030g. Criteria.</p> <p style="text-align: center;">SUBPART III—GENERAL PROVISIONS</p> <p>3030g-21. Nutrition. 3030g-22. Payment requirement.</p> <p>PART D—DISEASE PREVENTION AND HEALTH PROMOTION SERVICES</p> <p>3030m. Program authorized. 3030n. Distribution to area agencies on aging.</p> <p style="text-align: center;">PART E—NATIONAL FAMILY CAREGIVER SUPPORT PROGRAM</p> <p style="text-align: center;">SUBPART I—CAREGIVER SUPPORT PROGRAM</p> <p>3030s. Definitions. 3030s-1. Program authorized. 3030s-2. Maintenance of effort.</p> <p style="text-align: center;">SUBPART II—NATIONAL INNOVATION PROGRAMS</p> <p>3030s-11, 3030s-12. Repealed.</p> <p style="text-align: center;">SUBCHAPTER IV—ACTIVITIES FOR HEALTH, INDEPENDENCE, AND LONGEVITY</p> <p>3031. Purposes.</p> <p style="text-align: center;">PART A—GRANT PROGRAMS</p> <p>3032. Program authorized. 3032a. Career preparation for the field of aging. 3032b. Older individuals' protection from violence projects. 3032c. Health care service demonstration projects in rural areas. 3032d. Computer training. 3032e. Technical assistance and innovation to improve transportation for older individuals. 3032f. Demonstration, support, and research projects for multigenerational and civic engagement activities. 3032g. Native American programs. 3032h. Multidisciplinary centers and multidisciplinary systems. 3032i. Demonstration and support projects for legal assistance for older individuals. 3032j. Ombudsman and advocacy demonstration projects. 3032k. Community innovations for aging in place.</p> <p style="text-align: center;">PART B—GENERAL PROVISIONS</p> <p>3033. Payment of grants. 3033a. Responsibilities of Assistant Secretary.</p> <p style="text-align: center;">SUBCHAPTER V—MULTIPURPOSE SENIOR CENTERS</p> <p style="text-align: center;">PART A—ACQUISITION, ALTERATION, OR RENOVATION OF MULTIPURPOSE SENIOR CENTERS</p> <p>3041 to 3041f. Repealed.</p> <p style="text-align: center;">PART B—INITIAL STAFFING OF MULTIPURPOSE SENIOR CENTERS</p> <p>3042. Repealed.</p> <p style="text-align: center;">SUBCHAPTER VI—NATIONAL OLDER AMERICANS VOLUNTEER PROGRAM</p> <p>3044 to 3044e. Repealed.</p> <p style="text-align: center;">SUBCHAPTER VII—NUTRITION PROGRAM FOR THE ELDERLY</p> <p>3045 to 3045i. Repealed.</p> <p style="text-align: center;">SUBCHAPTER VIII—GENERAL PROVISIONS</p> <p>3051 to 3055. Repealed.</p>	<p>Sec. SUBCHAPTER IX—COMMUNITY SERVICE SENIOR OPPORTUNITIES</p> <p>3056. Older American community service employment program. 3056a. Administration. 3056b. Participants not Federal employees. 3056c. Interagency cooperation. 3056d. Distribution of assistance. 3056e. Equitable distribution. 3056f. Report. 3056g. Employment assistance and Federal housing and supplemental nutrition assistance programs. 3056h. Eligibility for workforce investment activities. 3056i. Coordination with the Workforce Investment Act of 1998. 3056j. Treatment of assistance. 3056k. Performance. 3056l. Competitive requirements relating to grant awards. 3056m. Report on service to minority individuals. 3056n. Sense of Congress. 3056o. Authorization of appropriations. 3056p. Definitions and rule.</p> <p style="text-align: center;">SUBCHAPTER X—GRANTS FOR NATIVE AMERICANS</p> <p>3057. Statement of purpose. 3057a. Sense of Congress.</p> <p style="text-align: center;">PART A—INDIAN PROGRAM</p> <p>3057b. Findings. 3057c. Eligibility. 3057d. Grants authorized. 3057e. Applications. 3057e-1. Distribution of funds among tribal organizations. 3057f. Surplus educational facilities.</p> <p style="text-align: center;">PART B—NATIVE HAWAIIAN PROGRAM</p> <p>3057g. Findings. 3057h. Eligibility. 3057i. Grants authorized. 3057j. Application. 3057j-1. Distribution of funds among organizations. 3057k. "Native Hawaiian" defined.</p> <p style="text-align: center;">PART C—NATIVE AMERICAN CAREGIVER SUPPORT PROGRAM</p> <p>3057k-11. Program.</p> <p style="text-align: center;">PART D—GENERAL PROVISIONS</p> <p>3057l. Administration. 3057m. Payments. 3057n. Authorization of appropriations.</p> <p style="text-align: center;">SUBCHAPTER XI—ALLOTMENTS FOR VULNERABLE ELDER RIGHTS PROTECTION ACTIVITIES</p> <p style="text-align: center;">PART A—STATE PROVISIONS</p> <p style="text-align: center;">SUBPART I—GENERAL STATE PROVISIONS</p> <p>3058. Establishment. 3058a. Authorization of appropriations. 3058b. Allotment. 3058c. Organization. 3058d. Additional State plan requirements. 3058e. Demonstration projects.</p> <p style="text-align: center;">SUBPART II—OMBUDSMAN PROGRAMS</p> <p>3058f. Definitions. 3058g. State Long-Term Care Ombudsman program. 3058h. Regulations.</p> <p style="text-align: center;">SUBPART III—PROGRAMS FOR PREVENTION OF ELDER ABUSE, NEGLECT, AND EXPLOITATION</p> <p>3058i. Prevention of elder abuse, neglect, and exploitation.</p>
--	---

Sec.	
	SUBPART IV—STATE LEGAL ASSISTANCE DEVELOPMENT PROGRAM
3058j.	State legal assistance development.
	SUBPART V—OUTREACH, COUNSELING, AND ASSISTANCE PROGRAM
3058k.	Repealed.
	PART B—NATIVE AMERICAN ORGANIZATION AND ELDER JUSTICE PROVISIONS
3058aa.	Native American program.
3058aa-1.	Grants to promote comprehensive State elder justice systems.
	PART C—GENERAL PROVISIONS
3058bb.	Definitions.
3058cc.	Administration.
3058dd.	Technical assistance.
3058ee.	Audits.
3058ff.	Rule of construction.

SUBCHAPTER I—DECLARATION OF OBJECTIVES AND DEFINITIONS

§ 3001. Congressional declaration of objectives

The Congress hereby finds and declares that, in keeping with the traditional American concept of the inherent dignity of the individual in our democratic society, the older people of our Nation are entitled to, and it is the joint and several duty and responsibility of the governments of the United States, of the several States and their political subdivisions, and of Indian tribes to assist our older people to secure equal opportunity to the full and free enjoyment of the following objectives:

(1) An adequate income in retirement in accordance with the American standard of living.

(2) The best possible physical and mental health which science can make available and without regard to economic status.

(3) Obtaining and maintaining suitable housing, independently selected, designed and located with reference to special needs and available at costs which older citizens can afford.

(4) Full restoration services for those who require institutional care, and a comprehensive array of community-based, long-term care services adequate to appropriately sustain older people in their communities and in their homes, including support to family members and other persons providing voluntary care to older individuals needing long-term care services.

(5) Opportunity for employment with no discriminatory personnel practices because of age.

(6) Retirement in health, honor, dignity—after years of contribution to the economy.

(7) Participating in and contributing to meaningful activity within the widest range of civic, cultural, education and training and recreational opportunities.

(8) Efficient community services, including access to low-cost transportation, which provide a choice in supported living arrangements and social assistance in a coordinated manner and which are readily available when needed, with emphasis on maintaining a continuum of care for vulnerable older individuals.

(9) Immediate benefit from proven research knowledge which can sustain and improve health and happiness.

(10) Freedom, independence, and the free exercise of individual initiative in planning and managing their own lives, full participation in the planning and operation of community-based services and programs provided for their benefit, and protection against abuse, neglect, and exploitation.

(Pub. L. 89-73, title I, §101, July 14, 1965, 79 Stat. 219; Pub. L. 93-29, title I, §102, May 3, 1973, 87 Stat. 30; Pub. L. 95-478, title I, §101, Oct. 18, 1978, 92 Stat. 1513; Pub. L. 97-115, §2(a)(1), Dec. 29, 1981, 95 Stat. 1595; Pub. L. 98-459, title I, §102, Oct. 9, 1984, 98 Stat. 1767; Pub. L. 100-175, title I, §101, Nov. 29, 1987, 101 Stat. 928; Pub. L. 102-375, title I, §101, title IX, §904(a)(1), Sept. 30, 1992, 106 Stat. 1197, 1305.)

AMENDMENTS

1992—Par. (4). Pub. L. 102-375, §101, inserted “, including support to family members and other persons providing voluntary care to older individuals needing long-term care services” after “homes”.

Par. (8). Pub. L. 102-375, §904(a)(1), substituted “vulnerable older individuals” for “the vulnerable elderly”.

1987—Pub. L. 100-175, §101(1), substituted “United States,” for “United States and” and inserted “, and of Indian tribes” after “subdivisions”.

Par. (3). Pub. L. 100-175, §101(2), substituted “Obtaining and maintaining suitable” for “Suitable”.

Par. (7). Pub. L. 100-175, §101(3), substituted “Participating in and contributing to” for “Pursuit of”.

Par. (10). Pub. L. 100-175, §101(4), substituted “lives,” for “lives and”, and inserted “, and protection against abuse, neglect, and exploitation” before period at end.

1984—Par. (4). Pub. L. 98-459, §102(a), inserted reference to a comprehensive array of community-based, long-term care services adequate to appropriately sustain older people in their communities and in their homes.

Par. (8). Pub. L. 98-459, §102(b), inserted reference to emphasis on maintaining a continuum of care for the vulnerable elderly.

Par. (10). Pub. L. 98-459, §102(c), inserted reference to full participation in the planning and operation of community-based services and programs provided for the benefit of older people.

1981—Par. (7). Pub. L. 97-115 included a reference to education and training.

1978—Par. (8). Pub. L. 95-478 included objective of community services which provide a choice in supported living arrangements.

1973—Par. (8). Pub. L. 93-29 inserted reference to access to low-cost transportation.

EFFECTIVE DATE OF 1992 AMENDMENT

Pub. L. 103-171, §4(b), Dec. 2, 1993, 107 Stat. 1991, provided that: “The amendments made by—

“(1) sections 303(a)(2), 303(a)(3), 304 (excluding paragraphs (1) and (2) of subsection (a)), 305, 306, 307, and 317 [enacting sections 3030g-21 and 3030g-22 of this title and amending sections 3023 to 3027 of this title], and

“(2) title VII [enacting sections 3058 to 3058ee of this title and amending sections 1395i-3, 1396r, 3012, 3018, 3021, 3023, 3027, 3030d, and 3030f of this title],

of the Older Americans Act Amendments of 1992 (Public Law 102-375; 106 Stat. 1221 et seq.) shall not apply with respect to fiscal year 1993.”

Section 905 of Pub. L. 102-375 provided that:

“(a) IN GENERAL.—Except as provided in section 811(b) [42 U.S.C. 1766 note], any other provision of this Act [see Tables for classification] (other than this section), and in subsection (b) of this section, this Act and the