

(xii) the results expected from proposed respite care activities and the procedures to be used for evaluating those results;

(C) assurances that, where appropriate, the eligible State agency will have a system for maintaining the confidentiality of care recipient and family caregiver records; and

(D) a memorandum of agreement regarding the joint responsibility for the eligible State agency's lifespan respite program between—

- (i) the eligible State agency; and
- (ii) a public or private nonprofit state-wide respite coalition or organization.

**(e) Priority; considerations**

When awarding grants or cooperative agreements under this section, the Secretary shall—

- (1) give priority to eligible State agencies that the Secretary determines show the greatest likelihood of implementing or enhancing lifespan respite care statewide; and
- (2) give consideration to eligible State agencies that are building or enhancing the capacity of their long-term care systems to respond to the comprehensive needs, including respite care needs, of their residents.

**(f) Use of grant or cooperative agreement funds**

**(1) In general**

**(A) Required uses of funds**

Each eligible State agency awarded a grant or cooperative agreement under this section shall use all or part of the funds—

- (i) to develop or enhance lifespan respite care at the State and local levels;
- (ii) to provide respite care services for family caregivers caring for children or adults;
- (iii) to train and recruit respite care workers and volunteers;
- (iv) to provide information to caregivers about available respite and support services; and
- (v) to assist caregivers in gaining access to such services.

**(B) Optional uses of funds**

Each eligible State agency awarded a grant or cooperative agreement under this section may use part of the funds for—

- (i) training programs for family caregivers to assist such family caregivers in making informed decisions about respite care services;
- (ii) other services essential to the provision of respite care as the Secretary may specify; or
- (iii) training and education for new caregivers.

**(2) Subcontracts**

Each eligible State agency awarded a grant or cooperative agreement under this section may carry out the activities described in paragraph (1) directly or by grant to, or contract with, public or private entities.

**(3) Matching funds**

**(A) In general**

With respect to the costs of the activities to be carried out under paragraph (1), a con-

dition for the receipt of a grant or cooperative agreement under this section is that the eligible State agency agrees to make available (directly or through donations from public or private entities) non-Federal contributions toward such costs in an amount that is not less than 25 percent of such costs.

**(B) Determination of amount contributed**

Non-Federal contributions required by subparagraph (A) may be in cash or in kind, fairly evaluated, including plant, equipment, or services. Amounts provided by the Federal Government, or services assisted or subsidized to any significant extent by the Federal Government, may not be included in determining the amount of such non-Federal contributions.

**(g) Term of grants or cooperative agreements**

**(1) In general**

The Secretary shall award grants or cooperative agreements under this section for terms that do not exceed 5 years.

**(2) Renewal**

The Secretary may renew a grant or cooperative agreement under this section at the end of the term of the grant or cooperative agreement determined under paragraph (1).

**(h) Maintenance of effort**

Funds made available under this section shall be used to supplement and not supplant other Federal, State, and local funds available for respite care services.

(July 1, 1944, ch. 373, title XXIX, § 2902, as added Pub. L. 109-442, § 2, Dec. 21, 2006, 120 Stat. 3292.)

**§ 300ii-2. National lifespan respite resource center**

**(a) Establishment**

The Secretary may award a grant or cooperative agreement to a public or private nonprofit entity to establish a National Resource Center on Lifespan Respite Care (referred to in this section as the "center").

**(b) Purposes of the center**

The center shall—

- (1) maintain a national database on lifespan respite care;
- (2) provide training and technical assistance to State, community, and nonprofit respite care programs; and
- (3) provide information, referral, and educational programs to the public on lifespan respite care.

(July 1, 1944, ch. 373, title XXIX, § 2903, as added Pub. L. 109-442, § 2, Dec. 21, 2006, 120 Stat. 3295.)

**§ 300ii-3. Data collection and reporting**

**(a) In general**

Each State agency awarded a grant or cooperative agreement under section 300ii-1 of this title shall report such data, information, and metrics as the Secretary may require for purposes of—

- (1) evaluating State programs and activities funded pursuant to such grant or cooperative