

113TH CONGRESS
1ST SESSION

S. _____

To reauthorize and improve the Older Americans Act of 1965, and for other purposes.

IN THE SENATE OF THE UNITED STATES

Mr. SANDERS (for himself, Ms. KLOBUCHAR, Ms. WARREN, Ms. BALDWIN, Mrs. BOXER, Mr. MERKLEY, Mr. BLUMENTHAL, Mr. FRANKEN, Mr. SCHATZ, Mr. JOHNSON of South Dakota, Mr. CARDIN, Mrs. GILLIBRAND, Mr. LEAHY, _____) introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To reauthorize and improve the Older Americans Act of 1965, 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; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Older Americans Act Amendments of 2013”.

6 (b) TABLE OF CONTENTS.—

Sec. 1. Short title; table of contents.
Sec. 2. Findings.

TITLE I—DECLARATION OF OBJECTIVES; DEFINITIONS

Sec. 101. Declaration of objectives.

2

Sec. 102. Definitions.

TITLE II—ADMINISTRATION ON AGING

Sec. 201. Establishment of Administration on Aging.

Sec. 202. Functions of Assistant Secretary.

Sec. 203. Federal agency consultation.

Sec. 204. Evaluation.

Sec. 205. Reports.

Sec. 206. Conforming amendments.

Sec. 207. Authorization of appropriations.

Sec. 208. Advisory Committee to Assess, Coordinate, and Improve Legal Assistance Activities.

Sec. 209. Consumer Price Index.

Sec. 210. Sense of the Senate regarding appropriation levels.

TITLE III—GRANTS FOR STATE AND COMMUNITY PROGRAMS ON AGING

Sec. 301. Purpose; administration.

Sec. 302. Definition.

Sec. 303. Authorization of appropriations.

Sec. 304. Allotments.

Sec. 305. Organization.

Sec. 306. Area plans.

Sec. 307. State plans.

Sec. 308. Planning, coordination, evaluation, and administration of State plans.

Sec. 309. Nutrition services incentive program.

Sec. 310. Consumer contributions.

Sec. 311. Supportive services and senior centers program.

Sec. 312. Nutrition services.

Sec. 313. Disease prevention and health promotion services.

Sec. 314. National family caregiver support program.

TITLE IV—ACTIVITIES FOR HEALTH, INDEPENDENCE, AND LONGEVITY

Sec. 401. Grant programs.

Sec. 402. Community innovations for aging in place.

Sec. 403. Multipurpose senior center modernization, training, and support.

Sec. 404. Demonstration program on care coordination and service delivery.

Sec. 405. Grants or contracts to facilitate low-income access to dental care.

Sec. 406. National Resource Center on Family Caregiving.

Sec. 407. Conforming amendment.

TITLE V—COMMUNITY SERVICE SENIOR OPPORTUNITIES

Sec. 501. Older American Community Service Employment Program.

Sec. 502. Interagency cooperation.

Sec. 503. Authorization of appropriations.

Sec. 504. Study on feasibility of transfer of program.

TITLE VI—GRANTS FOR NATIVE AMERICANS

Sec. 601. Technical amendment.

Sec. 602. Conforming amendment.

Sec. 603. Reauthorization of funding for grants for Native Americans.

TITLE VII—VULNERABLE ELDER RIGHTS PROTECTION
ACTIVITIES

- Sec. 701. Establishment.
- Sec. 702. Authorization of appropriations.
- Sec. 703. Grants.
- Sec. 704. Eligibility.
- Sec. 705. Additional State plan requirements.
- Sec. 706. Definitions.
- Sec. 707. State Long-Term Care Ombudsman program.
- Sec. 708. Prevention of elder abuse, neglect, and exploitation.
- Sec. 709. State legal assistance development.
- Sec. 710. State Home Care Ombudsman Programs.

TITLE VIII—GERIATRICS AND GERONTOLOGY

- Sec. 801. Primary health services.

1 SEC. 2. FINDINGS.

2 Congress finds the following:

3 (1) Older adults are the fastest growing seg-
4 ment of the Nation's population.

5 (2) Every day, 10,000 Baby Boomers turn 65.

6 (3) One in 5 of those individuals age 65 and
7 older survives on an average of \$7,500 a year.

8 (4) Federal funding to support older adults and
9 their caregivers has not kept pace with inflation.

10 (5) Only 7 percent of individuals who are food
11 insecure get a home-delivered meal.

12 (6) For every reported incident of elder abuse,
13 neglect, exploitation, or self-neglect, approximately
14 25 go unreported.

15 (7) By making significant improvements
16 through the Older Americans Act Amendments of
17 2013, it is possible to improve the lives of millions
18 of older adults, and ensure that they receive the sup-

1 ports and services that they need to stay healthy and
2 active in their homes and communities.

3 **TITLE I—DECLARATION OF**
4 **OBJECTIVES; DEFINITIONS**

5 **SEC. 101. DECLARATION OF OBJECTIVES.**

6 Section 101 of the Older Americans Act of 1965 (42
7 U.S.C. 3001) is amended—

8 (1) by striking paragraph (1) and inserting the
9 following:

10 “(1) An adequate income and economic security
11 in later life in accordance with the American stand-
12 ard of living.”;

13 (2) in paragraph (4), by inserting “care coordi-
14 nation and” after “including”;

15 (3) by striking paragraphs (9) and (10) and in-
16 serting the following:

17 “(9) Immediate benefit from proven research
18 knowledge which can sustain and improve health,
19 happiness, and economic security.

20 “(10) Freedom, independence, economic secu-
21 rity, and the free exercise of individual initiative for
22 older individuals in planning and managing their
23 own lives, full participation in the planning and op-
24 eration of community-based services and programs

1 provided for their benefit, and protection against
2 abuse, neglect, and exploitation.”; and

3 (4) by adding at the end the following:

4 “(11) Acquiring high-quality services in a man-
5 ner that is culturally and linguistically responsive to
6 older individuals and family caregivers.”.

7 **SEC. 102. DEFINITIONS.**

8 (a) IN GENERAL.—Section 102 of the Older Ameri-
9 cans Act of 1965 (42 U.S.C. 3002) is amended—

10 (1) by amending paragraph (1) to read as fol-
11 lows:

12 “(1) The term ‘abuse’ means the knowing in-
13 fliction of physical or psychological harm or the
14 knowing deprivation of goods or services that are
15 necessary to meet essential needs or to avoid phys-
16 ical or psychological harm.”;

17 (2) by redesignating paragraphs (4) through
18 (14) and (15) through (54) as paragraphs (5)
19 through (15) and (17) through (56), respectively;

20 (3) by inserting after paragraph (3) the fol-
21 lowing:

22 “(4) The term ‘adult protective services’ means
23 such services provided to adults as the Secretary
24 may specify and includes services such as—

1 “(A) receiving reports of adult abuse, ne-
2 glect, or exploitation;

3 “(B) investigating the reports described in
4 subparagraph (A);

5 “(C) case planning, monitoring, evaluation,
6 and other case work and services; and

7 “(D) providing, arranging for, or facili-
8 tating the provision of services, such as medical,
9 social, economic, legal, housing, law enforce-
10 ment, or other protective, emergency, or sup-
11 port services.”;

12 (4) in subparagraph (B)(i) of paragraph (12),
13 as redesignated by paragraph (2) of this subsection,
14 by striking “comprehensive” and all that follows
15 through “psychological,” and inserting “comprehen-
16 sive person-centered assessment of the older indi-
17 vidual (including the physical, psychological, eco-
18 nomic,”;

19 (5) in subparagraph (C) of paragraph (15), as
20 redesignated by paragraph (1) of this subsection, by
21 inserting “, their family members,” before “and
22 their primary”;

23 (6) by inserting after that paragraph (15) the
24 following:

1 “(16)(A) The term ‘economic security’ means
2 access to the assets, income, and community-based
3 services necessary to provide for adequate and un-
4 subsidized housing, health care, transportation, food
5 and adequate nutrition, long-term care, and goods
6 and services to meet other basic human needs. Such
7 access shall be measured in a manner that shall be
8 geographically based, and take into account an indi-
9 vidual’s life circumstances.

10 “(B) The term ‘economic security and benefits
11 counseling’ means a supportive service that provides,
12 to an older individual, a comprehensive assessment
13 of the Federal, State, and community benefits and
14 services for which the individual qualifies, along with
15 assistance in applying for and obtaining benefits and
16 services.”;

17 (7) by amending paragraph (19), as redesign-
18 nated by paragraph (2) of this subsection, to read
19 as follows:

20 “(19) The term ‘elder justice’ means—

21 “(A) from a societal perspective, efforts
22 to—

23 “(i) prevent, detect, treat, intervene
24 in, and prosecute elder abuse, neglect, and
25 exploitation; and

- 1 “(B) which include—
- 2 “(i) physical and mental disabilities;
- 3 “(ii) language barriers including lim-
4 ited English proficiency;
- 5 “(iii) cultural, social, or geographic
6 isolation (such as residence in a rural
7 area), including isolation caused by racial,
8 minority, or ethnic status, or status as an
9 LGBT individual;
- 10 “(iv) HIV-positive health status or
11 Alzheimer’s disease or a related disorder
12 with neurological and organic brain dys-
13 function;
- 14 “(v) greatest health service need, par-
15 ticularly a need posed by multiple chronic
16 health conditions or a condition that places
17 an individual at risk for falls;
- 18 “(vi) abuse, neglect (including self-ne-
19 glect), or financial exploitation, including
20 factors that are the basis of a referral to
21 adult protective services;
- 22 “(vii) status as a veteran; and
- 23 “(viii) status as a Holocaust sur-
24 vivor.”;

1 (11) in paragraph (30), as redesignated by
2 paragraph (2) of this subsection—

3 (A) in subparagraph (C), by inserting “,
4 including opportunities for paid work and vol-
5 unteer service in the community” after “avail-
6 able”; and

7 (B) in subparagraph (E)—

8 (i) in the matter preceding clause (i),
9 by inserting “, in a culturally and linguis-
10 tically competent manner,” before “the en-
11 tire community of older individuals”; and

12 (ii) in clause (i), by inserting after
13 “social need” the following: “(with par-
14 ticular attention to individuals with factors
15 listed in paragraph (26)(B))”;

16 (12) in paragraph (31), as redesignated by
17 paragraph (2) of this subsection, by striking “infor-
18 mation and referral” and inserting “information and
19 referral assistance”;

20 (13) in paragraph (35), as redesignated by
21 paragraph (2) of this subsection—

22 (A) by redesignating clauses (i) and (ii) of
23 subparagraph (B) as subclauses (I) and (II),
24 respectively, and aligning the margins of the
25 subclauses with the margins of subclause (I) of

1 subparagraph (A)(i) of paragraph (34), as so
2 redesignated;

3 (B) by redesignating subparagraphs (A)
4 and (B) as clauses (i) and (ii), respectively, and
5 aligning the margins of the clauses with the
6 margins of clause (ii) of subparagraph (A) of
7 that paragraph (34);

8 (C) by inserting “(A)” before “The term”;
9 and

10 (D) by adding at the end the following:

11 “(B) The term ‘integrated legal assistance de-
12 livery system’ means a collaboratively run, statewide
13 network that is established to provide direct legal as-
14 sistance, in the most efficient and impactful manner
15 possible, targeted at older individuals with greatest
16 economic need and older individuals with greatest
17 social need (with particular attention to individuals
18 with factors listed in paragraph (26)(B)), in coordi-
19 nation with the legal assistance developer for the
20 State and all State, regional, and local service pro-
21 viders engaged in promoting or supporting elder
22 rights.”;

23 (14) in paragraph (36), as redesignated by
24 paragraph (2) of this subsection—

1 (A) in subparagraph (A), by adding “and”
2 at the end;

3 (B) in subparagraph (B), by striking “;
4 and” at the end and inserting a period; and

5 (C) by striking subparagraph (C);

6 (15) in paragraph (37), as redesignated by
7 paragraph (2) of this subsection, by striking “sec-
8 tions 307(a)(12) and” and inserting “the activities
9 carried out under section 307(a)(9)”;

10 (16) in paragraph (38), as redesignated by
11 paragraph (2) of this subsection, by inserting “(in-
12 cluding elder abuse and neglect screening)” after
13 “educational services”;

14 (17) in paragraph (50)(B), as redesignated by
15 paragraph (2) of this subsection, by striking “sub-
16 paragraphs (A) through (G) of paragraph (8)” and
17 inserting “subparagraphs (A) through (I) of para-
18 graph (14)”;

19 (18) by adding at the end the following:

20 “(57) The term ‘care coordination’ means a
21 person- and family-centered, assessment-based, and
22 interdisciplinary approach, to meet the needs and
23 preferences of an older individual and a family care-
24 giver while enhancing the capabilities of the older in-
25 dividual (including the ability to self-direct services),

1 that integrates health care, long-term services and
2 supports, and social services in a high-quality and
3 cost-effective manner.

4 “(58) The term ‘cultural and linguistic com-
5 petence’ means competence in a set of behaviors, at-
6 titudes, and policies that is—

7 “(A) used by an organization or among
8 professionals; and

9 “(B) enables effective work in cross-cul-
10 tural situations.

11 “(59) The term ‘family caregiver’ means an
12 adult family member, or another individual, who is
13 an informal provider of in-home and community care
14 to an older individual or to an individual with Alz-
15 heimer’s disease or a related disorder with neuro-
16 logical and organic brain dysfunction.

17 “(60) The term ‘Holocaust survivor’ means an
18 individual who—

19 “(A) lived in or fled from, between 1933
20 and 1945, a country under a Nazi regime,
21 under Nazi occupation, or under the control of
22 Nazi collaborators;

23 “(B) was persecuted between 1933 and
24 1945 on the basis of race, religion, physical or

1 mental disability, sexual orientation, political
2 affiliation, ethnicity, or other basis; and

3 “(C) was a member of a group that was
4 persecuted by the Nazis.

5 “(61) The term ‘LGBT’, used with respect to
6 an individual, means a lesbian, gay, bisexual, or
7 transgender individual.

8 “(62) The term ‘person-centered’, used with re-
9 spect to a service for an individual, means a service
10 provided with an approach designed to ensure that
11 an outcome reflects the needs, preferences, and situ-
12 ations of the individual.

13 “(63) The term ‘veteran’ has the meaning given
14 the term in section 101 of title 38, United States
15 Code.”.

16 (b) CONFORMING AMENDMENTS.—Section 102 of the
17 Older Americans Act of 1965 (42 U.S.C. 3002), as reded-
18 ignated by subsection (a)(2), is amended—

19 (1) in paragraph (39)(A), by striking “as de-
20 fined in paragraph (5)” and inserting “as defined in
21 paragraph (28)”;

22 (2) in paragraph (40), by striking “(as defined
23 in paragraph (18)(B))” and inserting “(as defined
24 in paragraph (20)(B))”; and

1 (3) in paragraph (48)(D), by striking “(as de-
2 fined in paragraph (18)(B))” and inserting “(as de-
3 fined in paragraph (20)(B))”.

4 **TITLE II—ADMINISTRATION ON**
5 **AGING**

6 **SEC. 201. ESTABLISHMENT OF ADMINISTRATION ON AGING.**

7 Section 201 of the Older Americans Act of 1965 (42
8 U.S.C. 3011) is amended—

9 (1) in subsection (d)(3)—

10 (A) in subparagraph (K), by striking “;
11 and” and inserting a semicolon;

12 (B) in subparagraph (L)—

13 (i) by striking “Older Americans Act
14 Amendments of 1992” and inserting
15 “Older Americans Act Amendments of
16 2013”; and

17 (ii) by striking “712(h)(4).” and in-
18 serting “712(h)(5); and”; and

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

20 “(M) collect and analyze best practices re-
21 lated to screening for elder abuse and publish
22 a report of such best practices.”;

23 (2) in subsection (e)(2)—

24 (A) in the matter preceding subparagraph

25 (A), by inserting “, and in coordination with

1 the heads of State adult protective services pro-
2 grams and the State Long-Term Care Ombuds-
3 men” after “and services”;

4 (B) in subparagraph (A), by striking
5 “and” at the end;

6 (C) in subparagraph (B), by striking the
7 period and inserting “; and”; and

8 (D) by adding at the end the following:

9 “(C) to assist States with the development
10 of Home Care Consumer Bills of Rights and
11 Plans for Enforcement, to ensure that home
12 care consumers, as defined in section 736, have
13 basic protections as outlined in subsections (b)
14 and (c) of section 705.”; and

15 (3) by adding at the end the following:

16 “(g) The Assistant Secretary is authorized to use
17 funds appropriated to carry out this Act to implement ac-
18 tivities authorized under part I of subtitle B of title XX
19 of the Social Security Act (42 U.S.C. 1397k et seq.), in-
20 cluding the establishment of the Advisory Board on Elder
21 Abuse, Neglect, and Exploitation, and to continue the
22 work of the Elder Justice Coordinating Council.”.

23 **SEC. 202. FUNCTIONS OF ASSISTANT SECRETARY.**

24 Section 202 of the Older Americans Act of 1965 (42
25 U.S.C. 3012) is amended—

1 (1) in subsection (a)—

2 (A) in paragraph (5), by inserting “eco-
3 nomic security,” after “nutrition,”;

4 (B) in paragraph (7), by inserting “, in-
5 cluding economic security trends among such
6 individuals” after “older individuals”;

7 (C) in paragraph (8), by striking “older in-
8 dividuals” and inserting “the health and eco-
9 nomic security of older individuals”;

10 (D) in paragraph (14), by inserting “for
11 working with the Administrator of the Health
12 Resources and Services Administration and the
13 Secretary of Labor to identify and address
14 workforce shortages involving such personnel,”
15 after “field of aging,”;

16 (E) by striking paragraph (15) and insert-
17 ing the following:

18 “(15)(A) as needed, provide technical assist-
19 ance, training through training packages, and other
20 forms of instruction to entities consisting of State
21 agencies, area agencies on aging, service providers,
22 and community-based organizations, to ensure that
23 the entities develop and implement, in a culturally
24 and linguistically competent manner, programming,
25 services, and outreach for older individuals with

1 greatest economic need and older individuals with
2 greatest social need (with particular attention to
3 providing services to individuals with factors listed
4 in section 102(26)(B); and

5 “(B) consult with national and community-
6 based organizations representing minority individ-
7 uals to develop the capacity of the Administration to
8 provide such technical assistance, training, and in-
9 struction.”;

10 (F) in paragraph (16)(C), by striking
11 “paragraphs (2) and (5)(A)” and inserting
12 “paragraphs (2) and (4)(A)”;

13 (G) in paragraph (18), by amending sub-
14 paragraph (B) to read as follows:

15 “(B) make available to the Center—

16 “(i) for fiscal year 2014, not less than
17 \$2,000,000; and

18 “(ii) for each subsequent fiscal year,
19 not less than the amount made available
20 under this subparagraph for fiscal year
21 2014.”;

22 (H) by striking paragraph (22) and insert-
23 ing the following:

24 “(22) develop guidelines for area agencies on
25 aging to follow in choosing and evaluating providers

1 of legal assistance with the capacity to work within
2 an integrated legal assistance delivery system;”;

3 (I) in paragraph (23), by striking all text
4 following “developers” and inserting “referred
5 to in section 307(a)(13) and section 731;”;

6 (J) in paragraph (27), by striking “and”
7 at the end;

8 (K) in paragraph (28), by striking the pe-
9 riod and inserting a semicolon; and

10 (L) by adding at the end the following:

11 “(29)(A) encourage, provide technical assist-
12 ance to and share best practices with, States, area
13 agencies on aging, Aging and Disability Resource
14 Centers, and service providers to carry out outreach
15 and coordinate activities with health care entities,
16 such as Federally qualified health centers, in order
17 to assure better care coordination for individuals
18 with multiple chronic illnesses; and

19 “(B) coordinate activities with other Federal
20 agencies that are working to improve care coordina-
21 tion and developing new models and best practices
22 for that coordination.”;

23 (2) in subsection (b)—

24 (A) in paragraph (8)—

25 (i) in subparagraph (D)—

1 (I) by inserting “, and with fu-
2 ture planning for eligible care recipi-
3 ents (as defined in section 372(a))
4 who are individuals with disabilities
5 described in section 372(a)(2)(B) and
6 who are living with older relative care-
7 givers (as so defined)” after “needs”;
8 and

9 (II) by striking “and” at the end;
10 (ii) in subparagraph (E), by striking
11 the semicolon at the end and inserting “;
12 and”; and

13 (iii) by adding at the end the fol-
14 lowing:

15 “(F) to provide information relating to the
16 quality measures identified under paragraph
17 (11)(A), using the methods described in para-
18 graph (11)(B), about home and community-
19 based long-term care programs, service pro-
20 viders, and resources, when referring consumers
21 to those programs, providers, or resources;”;

22 (B) in paragraph (10), by striking “and”
23 at the end;

24 (C) by redesignating paragraph (11) as
25 paragraph (12); and

1 (D) by inserting after paragraph (10) the
2 following:

3 “(11) identify, in consultation with States (ei-
4 ther directly or by entering into a contract under
5 this subparagraph and considering the recommenda-
6 tion of the contract recipient) quality measures for
7 home and community-based long-term care pro-
8 grams, service providers, and resources that—

9 (A) protect the health, safety, and welfare
10 of consumers who are referred to such pro-
11 grams; and

12 (B) shall be identified after the Assistant
13 Secretary takes into account, at a minimum, in-
14 formation regarding—

15 (i) background checks of service pro-
16 viders;

17 (ii) licensure of agencies and certifi-
18 cation and training of service providers;
19 and

20 (iii) consumer satisfaction regarding
21 programs, service providers, and resources,
22 in cases in which consumer satisfaction in-
23 formation is available; and”; and

24 (3) in subsection (e)(2)(B)—

25 (A) in clause (viii), by striking “and”;

1 (B) by redesignating clause (ix) as clause
2 (x); and

3 (C) by inserting after clause (viii) the fol-
4 lowing:

5 “(ix) organizations with expertise on eco-
6 nomic security, asset accumulation, and retire-
7 ment planning; and”;

8 (4) by adding at the end the following:

9 “(g) The Assistant Secretary shall ensure, where ap-
10 propriate, that all programs funded under this Act include
11 appropriate training in the prevention of abuse, neglect,
12 and exploitation and provision of services that address
13 elder justice and the exploitation of older individuals.

14 “(h)(1) The Assistant Secretary shall establish and
15 operate a National Resource Center for Women and Re-
16 tirement (referred to in this subsection as the ‘Center’).

17 “(2) The Assistant Secretary shall make available to
18 the Center such resources as are necessary for the Center
19 to carry out effectively the functions of the Center under
20 this Act, which shall be an amount not less than \$279,000
21 for fiscal year 2014. In subsequent fiscal years, the Assist-
22 ant Secretary shall make available to the Center not less
23 than the amount of resources made available to the Center
24 under this paragraph for fiscal year 2014.

1 “(i)(1) Aging and Disability Resource Centers imple-
2 mented under subsection (b)(8) may carry out an assess-
3 ment program, with respect to informal caregivers and
4 care recipients, that shall be modeled on the family care-
5 giver assessment program established under section
6 373(b).

7 “(2) For purposes of an informal caregiver assess-
8 ment carried out in accordance with paragraph (1), the
9 following definitions shall apply:

10 “(A) The term ‘care recipient’ means—

11 “(i) an older individual;

12 “(ii) an individual with a disability; or

13 “(iii) an individual with a special need.

14 “(B) The term ‘informal caregiver’ means an
15 adult family member, or another individual, who is
16 an informal provider of in-home and community care
17 to a care recipient.

18 “(j)(1) The Assistant Secretary shall, directly or by
19 grant or contract, establish and operate the National Re-
20 source Center on Lesbian, Gay, Bisexual, and
21 Transgender Aging.

22 “(2) The Assistant Secretary shall develop and issue
23 operating standards and reporting requirements for the
24 Center established under paragraph (1).

1 “(3) The Assistant Secretary shall make available to
2 the Center such resources as are necessary for the Center
3 to carry out effectively the functions of the Center under
4 this Act for fiscal year 2014. In subsequent fiscal years,
5 the Assistant Secretary shall make available to the Center
6 not less than the amount of resources made available to
7 the Center under this paragraph for fiscal year 2014.

8 “(k) The Assistant Secretary shall, directly or by
9 grant or contract, establish and operate a National Adult
10 Protective Services Resource Center.”.

11 **SEC. 203. FEDERAL AGENCY CONSULTATION.**

12 Section 203 of the Older Americans Act of 1965 (42
13 U.S.C. 3013) is amended—

14 (1) in subsection (a)(3)(A), by striking “older
15 individuals (with particular attention to low-income
16 older individuals, including low-income minority
17 older individuals, older individuals with limited
18 English proficiency, and older individuals residing in
19 rural areas)” and inserting “older individuals, older
20 individuals with greatest economic need, older indi-
21 viduals with greatest social need (with particular at-
22 tention to individuals with factors listed in section
23 102(26)(B)),”;

24 (2) in subsection (b)—

1 (A) in paragraph (18), by striking “, and”
2 and inserting a comma;

3 (B) in paragraph (19), by striking the pe-
4 riod at the end and inserting a “, and”; and

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

6 “(20) the Patient Protection and Affordable
7 Care Act, including the amendments made by that
8 Act (Public Law 111–148), including programs that
9 increase integration with community health centers,
10 as practicable.”; and

11 (3) in subsection (c)(6)—

12 (A) in subparagraph (A)—

13 (i) in clause (iii)—

14 (I) by inserting “and economic”
15 after “demographic”; and

16 (II) by striking “and” at the end;

17 (ii) in clause (iv), by adding “and” at
18 the end; and

19 (iii) by adding at the end the fol-
20 lowing:

21 “(v) identifying and addressing workforce
22 shortages related to services and supports for
23 older individuals, and leveraging the resources
24 of Federal programs that are related to the pro-

1 grams carried out under this Act, to address
2 the shortages;” and

3 (B) in subparagraph (B)—

4 (i) in the matter preceding clause (i),
5 by inserting “economic security,” after
6 “housing;” and

7 (ii) in clause (i), by inserting “eco-
8 nomic security,” after “housing;”

9 (C) in subparagraph (D), by inserting
10 “economic security,” after “housing;”

11 (D) in subparagraph (E), by inserting
12 “and economic security” after “public health”;

13 (E) in subparagraph (F), by striking
14 “and” at the end;

15 (F) in subparagraph (G)—

16 (i) in the matter preceding clause (i),
17 by inserting “economic security,” after
18 “health care;” and

19 (ii) in clause (iii), by striking the pe-
20 riod at the end and inserting “; and”; and

21 (G) by adding at the end the following:

22 “(H)(i) identify model Federal programs to as-
23 sist older individuals with achieving economic secu-
24 rity; and

1 “(ii) propose greater coordination of efforts to
2 provide such assistance, including by creating an in-
3 ventory of all Federal programs aimed at reducing
4 poverty and increasing the economic security of older
5 adults.”.

6 **SEC. 204. EVALUATION.**

7 Section 206 of the Older Americans Act of 1965 (42
8 U.S.C. 3017) is amended—

9 (1) in subsection (a), by striking “greatest eco-
10 nomic need” and all that follows through “areas),”
11 and inserting “greatest economic need and unserved
12 older individuals with greatest social need (with par-
13 ticular attention to individuals with factors listed in
14 section 102(26)(B)),”;

15 (2) in subsection (c), by striking “minority indi-
16 viduals” and all that follows through “disabilities”
17 and inserting “individuals with greatest economic
18 need and greatest social need (with particular atten-
19 tion to individuals with factors listed in section
20 102(26)(B))”;

21 (3) in subsection (d), by striking “including, as
22 appropriate, health and nutrition education dem-
23 onstration projects conducted under section 307(f)
24 the full contents of which shall be” and inserting

1 “and the full contents of those summaries and anal-
2 yses shall be”;

3 (4) by redesignating subsections (e) through (g)
4 as subsections (f) through (h), respectively;

5 (5) by inserting after paragraph (d) the fol-
6 lowing:

7 “(e) The Secretary shall prepare and submit to Con-
8 gress an annual report evaluating the impact of the pro-
9 grams and services provided under this Act on the eco-
10 nomic security of older individuals.”; and

11 (6) in subsection (h), as redesignated by para-
12 graph (2), by striking “ $\frac{1}{2}$ of”.

13 **SEC. 205. REPORTS.**

14 Section 207 of the Older Americans Act of 1965 (42
15 U.S.C. 3018) is amended—

16 (1) in subsection (a)—

17 (A) in paragraph (2), by striking “section
18 202(a)(19)” and inserting “section
19 202(a)(16)”;

20 (B) in paragraph (3), by striking “, with
21 particular attention” and all that follows
22 through the semicolon and inserting “(with par-
23 ticular attention to individuals with factors list-
24 ed in section 102(26)(B));”; and

1 (C) in paragraph (4), by striking “section
2 202(a)(17)” and inserting “section
3 202(a)(14)”;

4 (2) in subsection (b)—

5 (A) in paragraph (1)(C), by inserting “and
6 the adult protection services programs of the
7 States” after “of the States”; and

8 (B) in paragraph (3)(A), by striking
9 “Health Care Finance Administration” and in-
10 serting “Centers for Medicare & Medicaid Serv-
11 ices”;

12 (3) in subsection (c)(5)—

13 (A) by striking “economic need (including
14 low-income minority individuals and older indi-
15 viduals residing in rural areas)” and inserting
16 “economic need”; and

17 (B) by striking “social need (including low-
18 income minority individuals and older individ-
19 uals residing in rural areas)” and inserting “so-
20 cial need (with particular attention to individ-
21 uals with factors listed in section 102(26)(B))”;

22 and

23 (4) by adding at the end the following:

24 “(d) The Assistant Secretary shall ensure that no in-
25 dividual will be required to provide information regarding

1 the sexual orientation or gender identity of the individual
2 as a condition of participating in activities or receiving
3 services under this Act.”.

4 **SEC. 206. CONFORMING AMENDMENTS.**

5 (a) APPROPRIATE USE OF FUNDS.—Section
6 212(b)(3) of the Older Americans Act of 1965 (42 U.S.C.
7 3020c(b)(3)) is amended—

8 (1) by striking “social need,” and inserting “so-
9 cial need (with particular attention to individuals
10 with factors listed in section 102(26)(B)) or”;

11 (2) by striking “, or an older” and all that fol-
12 lows through “placement”.

13 (b) ADMINISTRATIVE EXPENSES.—Section 215(j) of
14 the Older Americans Act of 1965 (42 U.S.C. 3020e–1(j))
15 is amended by striking “section 216” and inserting “sec-
16 tion 217”.

17 **SEC. 207. AUTHORIZATION OF APPROPRIATIONS.**

18 Section 216 of the Older Americans Act of 1965 (42
19 U.S.C. 3020f) is amended—

20 (1) in subsection (a), by striking “2007, 2008,
21 2009, 2010, and 2011” and inserting “2014, 2015,
22 2016, 2017, and 2018”;

23 (2) in subsection (b)—

24 (A) by striking “section 202(a)(24)” and
25 inserting “section 202(a)(21)”; and

1 (B) by striking “2007, 2008, 2009, 2010,
2 and 2011” and inserting “2014, 2015, 2016,
3 2017, and 2018”;

4 (3) in subsection (c), by striking “2007, 2008,
5 2009, 2010, and 2011” and inserting “2014, 2015,
6 2016, 2017, and 2018”; and

7 (4) by adding at the end the following:

8 “(d) NATIONAL ADULT PROTECTIVE SERVICES RE-
9 SOURCE CENTER.—There are authorized to be appro-
10 priated to carry out section 201(i) (relating to the Na-
11 tional Adult Protective Services Resource Center), such
12 sums as may be necessary for fiscal years 2014, 2015,
13 2016, 2017, and 2018.

14 “(e) ADVISORY COMMITTEE TO ASSESS, COORDI-
15 NATE, AND IMPROVE LEGAL ASSISTANCE ACTIVITIES.—
16 There is authorized to be appropriated to carry out section
17 216, not less than \$300,000 for fiscal year 2014.”.

18 **SEC. 208. ADVISORY COMMITTEE TO ASSESS, COORDINATE,**
19 **AND IMPROVE LEGAL ASSISTANCE ACTIVI-**
20 **TIES.**

21 Title II of the Older Americans Act of 1965 is
22 amended—

23 (1) by redesignating section 216 (42 U.S.C.
24 3020f) as section 217; and

1 (2) by inserting after section 215 (42 U.S.C.
2 3020e-1) the following:

3 **“SEC. 216. ADVISORY COMMITTEE TO ASSESS, COORDI-**
4 **NATE, AND IMPROVE LEGAL ASSISTANCE AC-**
5 **TIVITIES.**

6 “(a) ESTABLISHMENT.—There is established an Ad-
7 visory Committee to Assess, Coordinate, and Improve
8 Legal Assistance Activities (referred to in this section as
9 the ‘Committee’).

10 “(b) MEMBERSHIP; DUTIES.—The Assistant Sec-
11 retary shall appoint members to the Committee and deter-
12 mine the activities of the Committee (which shall include
13 the study and report described in subsection (c)).

14 “(c) STUDY; REPORT.—The Committee shall conduct
15 a study on the legal services activities assistance system
16 for older individuals. Not later than 1 year after the date
17 of the establishment of the Committee, the Committee
18 shall submit to the President, Congress, and the Assistant
19 Secretary a report that contains a detailed statement of
20 the findings and conclusions of such study, including the
21 Committee’s recommendations improving the legal services
22 activities assistance system for older individuals.

23 “(d) REGULATIONS.—Not later than 180 days after
24 receiving the report described in subsection (c), the Assist-

1 ant Secretary shall issue regulations or guidance taking
2 into consideration the recommendations of the Committee.

3 “(e) DEFINITION.—In this subsection, the term ‘legal
4 assistance activities’ includes—

5 “(1) legal assistance made available to older in-
6 dividuals with greatest economic need or with great-
7 est social need;

8 “(2) activities of the National Legal Resource
9 Center carried out under section 420(a);

10 “(3) State legal assistance developer activities
11 carried out under section 731; and

12 “(4) any other directly related activity or pro-
13 gram as determined appropriate by the Assistant
14 Secretary.”.

15 **SEC. 209. CONSUMER PRICE INDEX.**

16 (a) IN GENERAL.—The Secretary of Labor, through
17 the Bureau of Labor Statistics and in consultation with
18 the Assistant Secretary for Aging, shall revise and improve
19 the Experimental Price Index for the Elderly published by
20 the Bureau of Labor Statistics (commonly referred to as
21 the “CPI–E”) in order for the CPI–E to be considered
22 a reliable measure in determining future cost of living ad-
23 justments that impact Americans who are 62 years of age
24 or older.

1 (b) REVISION REQUIREMENTS.—In carrying out sub-
2 section (a), the Secretary of Labor shall—

3 (1) increase the number of individuals in the
4 United States who are 62 years of age and older (re-
5 ferred to in this section as “older adults”) sampled
6 in the consumer expenditure survey used to establish
7 the CPI–E;

8 (2) establish samples of market-based items,
9 stores, and prices to represent the purchasing pat-
10 terns of older adults; and

11 (3) examine the medical care component, in-
12 cluding the cost and usage of prescription drugs, of
13 the CPI–E taking into account that older adults
14 have different illnesses and health care expenses, in-
15 cluding dental expenses, than individuals in the
16 United States who are under 62 years of age.

17 (c) REPORT TO CONGRESS.—Not later than 2 years
18 after the date of enactment of this Act, the Secretary of
19 Labor shall submit to Congress a report that describes the
20 revised CPI–E and the activities carried out by the Sec-
21 retary under this section.

1 **SEC. 210. SENSE OF THE SENATE REGARDING APPROPRIA-**
2 **TION LEVELS.**

3 Title II of the Older Americans Act of 1965 (42
4 U.S.C. 3011 et seq.), as amended by section 208, is fur-
5 ther amended by adding at the end the following:

6 **“SEC. 218. SENSE OF THE SENATE REGARDING APPROPRIA-**
7 **TION LEVELS.**

8 “It is the sense of the Senate that the amount appro-
9 priated under this Act should be not less than
10 \$2,675,000,000 for fiscal year 2014 and each subsequent
11 year.”.

12 **TITLE III—GRANTS FOR STATE**
13 **AND COMMUNITY PROGRAMS**
14 **ON AGING**

15 **SEC. 301. PURPOSE; ADMINISTRATION.**

16 Section 301(a)(2) of the Older Americans Act of
17 1965 (42 U.S.C. 3021(a)(2)) is amended—

18 (1) in subparagraph (E), by striking “and” at
19 the end;

20 (2) in subparagraph (F), by striking the period
21 and inserting “; and”; and

22 (3) by adding at the end the following:

23 “(G) Federally qualified health centers, as
24 defined in sections 1861(aa)(4) and
25 1905(l)(2)(B) of the Social Security Act (42
26 U.S.C. 1395x(aa)(4), 1396d(l)(2)(B)).”.

1 **SEC. 302. DEFINITION.**

2 Section 302 of the Older Americans Act of 1965 (42
3 U.S.C. 3022) is amended—

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

5 (2) by redesignating paragraph (4) as para-
6 graph (3).

7 **SEC. 303. AUTHORIZATION OF APPROPRIATIONS.**

8 Section 303 of the Older Americans Act of 1965 (42
9 U.S.C. 3023) is amended—

10 (1) in subsection (a), by striking paragraph (1)
11 and inserting the following:

12 “(1) There are authorized to be appropriated to carry
13 out part B (relating to supportive services) such sums as
14 may be necessary for each of fiscal years 2014 through
15 2018.”;

16 (2) by striking subsection (b) and inserting the
17 following:

18 “(b)(1) There are authorized to be appropriated to
19 carry out subpart 1 of part C (relating to congregate nu-
20 trition services) such sums as may be necessary for each
21 of fiscal years 2014 through 2018.

22 “(2) There are authorized to be appropriated to carry
23 out subpart 2 of part C (relating to home delivered nutri-
24 tion services) such sums as may be necessary for fiscal
25 years 2014 through 2018.”;

1 (3) by striking subsection (d) and inserting the
2 following:

3 “(d) There are authorized to be appropriated to carry
4 out part D (relating to disease prevention and health pro-
5 motion services) such sums as may be necessary for each
6 of fiscal years 2014 through 2018.”; and

7 (4) by striking subsection (e) and inserting the
8 following:

9 “(e) There are authorized to be appropriated to carry
10 out part E (relating to family caregiver support) such
11 sums as may be necessary for each of fiscal years 2014
12 through 2018.”.

13 **SEC. 304. ALLOTMENTS.**

14 Section 304(b) of such Act (42 U.S.C. 3024(b)) is
15 amended, in the first sentence, by striking “part B” and
16 all that follows through “part E,” and inserting “part B,
17 C, or E”.

18 **SEC. 305. ORGANIZATION.**

19 Section 305 of the Older Americans Act of 1965 (42
20 U.S.C. 3025) is amended—

21 (1) in subsection (a)—

22 (A) in paragraph (1)(E)—

23 (i) by striking “greatest economic
24 need” and all that follows through “rural

1 areas)” the first place it appears and in-
2 serting “greatest economic need”; and

3 (ii) by striking “greatest social need”
4 and all that follows through “rural areas)”
5 and inserting “greatest social need (with
6 particular attention to individuals with fac-
7 tors listed in section 102(26)(B))”; and
8 (B) in paragraph (2)—

9 (i) in subparagraph (C)(ii), by strik-
10 ing “areas” and all that follows and insert-
11 ing “areas of older individuals with great-
12 est economic need and older individuals
13 with greatest social need (with particular
14 attention to individuals with factors listed
15 in section 102(26)(B)); and”;

16 (ii) in subparagraph (E), by striking
17 “services to” and all that follows through
18 “rural areas)” and inserting “services to
19 older individuals with greatest economic
20 need and older individuals with greatest
21 social need (with particular attention to in-
22 dividuals with factors listed in section
23 102(26)(B))”; and

24 (iii) in subparagraph (G), by striking
25 clause (ii) and inserting the following:

1 “(ii) provide an assurance that the
2 State agency will undertake specific pro-
3 gram development, advocacy, and outreach
4 efforts focused on the needs of older indi-
5 viduals with greatest social need (with par-
6 ticular attention to individuals with factors
7 listed in section 102(26)(B)) and older in-
8 dividuals with greatest economic need;
9 and”;

10 (2) in subsection (b)(5)(C)(i)(III), by striking
11 “planning and services areas” and inserting “plan-
12 ning and service areas”; and

13 (3) in subsection (d)(1), by striking “greatest
14 economic or social need” and inserting “greatest
15 economic need and greatest social need (with par-
16 ticular attention to individuals with factors listed in
17 section 102(26)(B))”.

18 **SEC. 306. AREA PLANS.**

19 Section 306 of the Older Americans Act of 1965 (42
20 U.S.C. 3026) is amended—

21 (1) in subsection (a)—

22 (A) in paragraph (1)—

23 (i) by striking “maintenance, or con-
24 struction of multipurpose senior centers”
25 and inserting “maintenance, moderniza-

1 tion, or construction of multipurpose senior
2 centers (which system includes a plan to
3 use the skills and services of older individ-
4 uals in paid and unpaid work, including
5 multigenerational work and older indi-
6 vidual-to-older individual service activities,
7 relating to such maintenance, moderniza-
8 tion, or construction, or activities at the
9 centers)”;

10 (ii) by striking “greatest economic
11 need” and all that follows through “rural
12 areas)” the first place it appears and in-
13 serting “greatest economic need”; and

14 (iii) by striking “greatest social need”
15 and all that follows through “rural areas)
16 residing in such area,” and inserting
17 “greatest social need (with particular at-
18 tention to individuals with factors listed in
19 section 102(26)(B)) residing in such
20 area,”; and

21 (B) in paragraph (2)(A)—

22 (i) by striking “mental health serv-
23 ices” and inserting “evidence-based behav-
24 ioral health services, evidence-based chron-
25 ic condition self-care management pro-

1 grams, and evidence-based falls prevention
2 programs”; and

3 (ii) by striking “eligible)” and insert-
4 ing “eligible and shall include information
5 on paid and unpaid work opportunities for
6 older individuals, as available)”;

7 (C) in paragraph (4)—

8 (i) in subparagraph (A)—

9 (I) in clause (i)(I), by striking
10 “will—” and all that follows and in-
11 serting “will set specific objectives,
12 consistent with State policy, for pro-
13 viding services to older individuals
14 with greatest economic need, older in-
15 dividuals with greatest social need
16 (with particular attention to individ-
17 uals with factors listed in section
18 102(26)(B)), and older individuals at
19 risk for institutional placement; and”;

20 (II) in clause (i)(II), by striking
21 “items (aa) and (bb) of”; and

22 (III) in subclauses (I), (II), and
23 (III) of clause (ii), by striking “low-
24 income” and all that follows through
25 “rural areas” and inserting “individ-

1 uals with greatest economic need and
2 individuals with greatest social need
3 (with particular attention to individ-
4 uals with factors listed in section
5 102(26)(B))”; and

6 (ii) in subparagraph (B)(i)—

7 (I) in subclause (II), by striking
8 “economic need” and all that follows
9 through “rural areas)” and inserting
10 “economic need”;

11 (II) in subclause (III), by strik-
12 ing “social need” and all that follows
13 through “rural areas)” and inserting
14 “social need (with particular attention
15 to individuals with factors listed in
16 section 102(26)(B))”; and

17 (III) in subclause (VII), by in-
18 serting “with multiple chronic ill-
19 nesses or” after “older individuals”;

20 (D) in paragraph (6)—

21 (i) in subparagraph (D), by inserting
22 “(including acute care providers)” after
23 “service providers”;

24 (ii) in subparagraph (E)(ii), by insert-
25 ing “and Federally qualified health cen-

1 ters, as defined in sections 1861(aa)(4)
2 and 1905(l)(2)(B) of the Social Security
3 Act (42 U.S.C. 1395x(aa)(4),
4 1396d(l)(2)(B))” after “203(b)”; and

5 (iii) by adding at the end the fol-
6 lowing:

7 “(H) in coordination with the State agency
8 and with the State agency responsible for elder
9 abuse prevention services, increase public
10 awareness of elder abuse, neglect, and exploi-
11 tation, and remove barriers to elder abuse edu-
12 cation, prevention, investigation, and treatment;
13 and

14 “(I) serve as an advocate in the cor-
15 responding planning and service area for evi-
16 dence-based falls prevention programs and poli-
17 cies for older individuals and, if possible, enter
18 into partnerships with State government agen-
19 cies (such as the State health agency and State
20 transportation agency), local agencies, and com-
21 munity-based organizations that implement evi-
22 dence-based falls prevention programs and poli-
23 cies;”;

24 (E) in paragraph (7)—

1 (i) in subparagraph (B)(iii), by strik-
2 ing “placement, to permit such individ-
3 uals” and inserting “placement, with par-
4 ticular attention to individuals with factors
5 listed in section 102(26)(B), to permit
6 such at-risk individuals”;

7 (ii) in subparagraph (C)—

8 (I) by inserting “(including
9 falls)” after “injury”; and

10 (II) by striking “and” at the end;

11 and

12 (iii) in subparagraph (D), by adding
13 “and” at the end;

14 (F) by striking paragraph (9) and insert-
15 ing the following:

16 “(9) provide assurances that the area agency on
17 aging, in carrying out the State Long-Term Care
18 Ombudsman program described in section 307(a)(9),
19 will—

20 “(A) provide adequate funding to carry out
21 an effective Ombudsman program in compliance
22 with this Act; and

23 “(B) expend to carry out the program not
24 less than the total amount of funds appro-
25 priated under this Act or made available

1 through other resources, and expended by the
2 agency in fiscal year 2010, in carrying out such
3 a program under this Act;”;

4 (G) in paragraph (16), by striking “and”
5 at the end;

6 (H) in paragraph (17)—

7 (i) by inserting “and revise” after
8 “develop”;

9 (ii) by inserting “and health” after
10 “State emergency response”; and

11 (iii) by striking the period and insert-
12 ing “; and”; and

13 (I) by adding at the end the following:

14 “(18) include information describing—

15 “(A) how the area agency on aging will en-
16 gage in outreach to veterans who are eligible for
17 services under this Act; and

18 “(B) effective and efficient procedures for
19 the coordination of services provided under this
20 Act with services provided to veterans by the
21 Department of Veterans Affairs and other pro-
22 viders.”; and

23 (2) in subsection (b)—

24 (A) in paragraph (2)(B), by striking “in-
25 cluding individuals” and all that follows and in-

1 serting “including older individuals with great-
2 est economic need and older individuals with
3 greatest social need (with particular attention
4 to individuals with factors listed in section
5 102(26)(B));”; and

6 (B) in paragraph (3)—

7 (i) in subparagraph (J), by striking
8 “and”;

9 (ii) by redesignating subparagraph
10 (K) as subparagraph (L); and

11 (iii) by inserting after subparagraph
12 (J) the following:

13 “(K) protection from elder abuse, neglect,
14 and exploitation; and”.

15 **SEC. 307. STATE PLANS.**

16 Section 307(a) of the Older Americans Act of 1965
17 (42 U.S.C. 3027(a)) is amended—

18 (1) in paragraph (2), by striking subparagraph
19 (A) and inserting the following:

20 “(A) evaluate, using uniform procedures
21 described in section 202(a)(26), the need for
22 supportive services (including legal assistance
23 pursuant to paragraph (11), information and
24 assistance services, care coordination, and
25 transportation services), nutrition services, eco-

1 nomic security and benefits counseling, and
2 multipurpose senior centers within the State;”;

3 (2) in paragraph (4), by striking “provided to
4 individuals” and all that follows and inserting “pro-
5 vided to individuals with greatest economic need and
6 individuals with greatest social need (with particular
7 attention to individuals with factors listed in section
8 102(26)(B)).”;

9 (3) by striking paragraph (9) and inserting the
10 following:

11 “(9) The plan shall provide assurances that the
12 State agency will carry out, through the Office of
13 the State Long-Term Care Ombudsman, a State
14 Long-Term Care Ombudsman program in accord-
15 ance with section 712 and this title, and, in carrying
16 out the program, will—

17 “(A) provide adequate funding to carry out
18 an effective Ombudsman program in compliance
19 with this Act; and

20 “(B) expend to carry out the program not
21 less than the total amount of funds appro-
22 priated under this Act or made available
23 through other resources, and expended by the
24 agency in fiscal year 2010, in carrying out such
25 a program under this Act.”;

1 (4) in paragraph (11)—

2 (A) in the matter preceding subparagraph
3 (A), by striking “legal assistance—” and insert-
4 ing “legal assistance, which shall be provided
5 through an integrated legal assistance delivery
6 system—”; and

7 (B) in subparagraph (B), by striking “in-
8 dividuals with the greatest such need;” and in-
9 serting “individuals with greatest economic
10 need and individuals with greatest social need
11 (with particular attention to individuals with
12 factors listed in section 102(26)(B)),”;

13 (5) by striking paragraph (15) and inserting
14 the following:

15 “(15) The plan shall provide assurances that
16 programming and services will be provided in a cul-
17 turally and linguistically competent manner to older
18 individuals with greatest social need.”;

19 (6) in paragraph (16)—

20 (A) in subparagraph (A), by striking
21 clauses (i) through (vi) and inserting the fol-
22 lowing:

23 “(i) older individuals with greatest
24 economic need;

1 “(ii) older individuals with greatest
2 social need (with particular attention to in-
3 dividuals with factors listed in section
4 102(26)(B)); and

5 “(iii) caregivers of individuals de-
6 scribed in clause (i) or (ii); and”;
7 and
8 (B) in subparagraph (B)—

9 (i) by striking “through (vi)” and in-
10 serting “and (ii)”;
11 and

12 (ii) by striking “caretakers” and in-
13 serting “caregivers”;

14 (7) in paragraph (23)(A), by striking “with
15 other State services” and inserting “with other Fed-
16 eral and State health care programs and services”;

17 (8) in paragraph (28)(B)—

18 (A) by striking clause (i) and inserting the
19 following:

20 “(i) the projected change in the num-
21 ber of older individuals in the State, and
22 information indicating the dispersal and
23 growth in the number of older individuals
24 with greatest social need in each planning
25 and service area in the State;”;

 (B) in clause (ii), by striking “including in-
 dividuals” and all that follows and inserting

1 “including older individuals with greatest eco-
2 nomic need and older individuals with greatest
3 social need (with particular attention to individ-
4 uals with factors listed in section
5 102(26)(B));”; and

6 (9) by adding at the end the following:

7 “(31) The plan shall include information de-
8 scribing—

9 “(A) how the State agency will engage in
10 outreach to veterans who are eligible for serv-
11 ices under this Act; and

12 “(B) effective and efficient procedures for
13 the coordination of services provided under this
14 Act with services provided to veterans by the
15 Department of Veterans Affairs and other pro-
16 viders.

17 “(32) The plan shall include an assurance that
18 the State has made efforts to train relevant staff to
19 recognize the common signs and symptoms of pos-
20 sible dementia.”.

21 **SEC. 308. PLANNING, COORDINATION, EVALUATION, AND**
22 **ADMINISTRATION OF STATE PLANS.**

23 Section 308(a)(1) of the Older Americans Act of
24 1965 (42 U.S.C. 3028(a)(1)) is amended—

1 (1) by striking “this Act, and” and inserting
2 “this Act,”; and

3 (2) by inserting before the period the following:
4 “, and the modernization of such senior centers”.

5 **SEC. 309. NUTRITION SERVICES INCENTIVE PROGRAM.**

6 Section 311(e) of the Older Americans Act of 1973
7 (42 U.S.C. 3030a(e)) is amended by striking “fiscal year
8 2007” and all that follows and inserting “each of fiscal
9 years 2014 through 2018”.

10 **SEC. 310. CONSUMER CONTRIBUTIONS.**

11 Section 315 of the Older Americans Act of 1965 (42
12 U.S.C. 3030c-2) is amended—

13 (1) in subsection (b)—

14 (A) in paragraph (1), by striking “185
15 percent” and inserting “200 percent”; and

16 (B) in paragraph (3), by adding at the end
17 the following: “Contributions under this section
18 shall be used to supplement, and not to sup-
19 plant, any other funds expended for activities
20 described in this Act.”;

21 (2) in subsection (c)(2), by striking “participa-
22 tion of” and all that follows through “rural areas)”
23 and inserting “participation of older individuals with
24 greatest economic need and older individuals with
25 greatest social need (with particular attention to in-

1 individuals with factors listed in section 102(26)(B))”;

2 and

3 (3) in subsection (d)—

4 (A) by striking “Not later” and all that

5 follows through “shall conduct” and inserting

6 “Not later than January 1, 2015, and annually

7 thereafter, the Assistant Secretary shall con-

8 duct, and submit to the appropriate committees

9 of Congress a report containing the results of,”;

10 and

11 (B) by striking “(with particular” and all

12 that follows through “rural areas)” and insert-

13 ing “, including participation rates for individ-

14 uals with greatest economic need and individ-

15 uals with greatest social need (with particular

16 attention to individuals with factors listed in

17 section 102(26)(B))”.

18 **SEC. 311. SUPPORTIVE SERVICES AND SENIOR CENTERS**

19 **PROGRAM.**

20 Section 321 of the Older Americans Act of 1965 (42

21 U.S.C. 3030d) is amended—

22 (1) in subsection (a)—

23 (A) in paragraph (5)(C), by striking “and

24 letter writing services” and inserting “evidence-

25 based chronic condition self-care management,

1 letter writing services, and evidence-based falls
2 prevention programs”;

3 (B) in paragraph (8)—

4 (i) by inserting “, screening for elder
5 abuse and neglect, and falls prevention
6 screening” after “mental health screen-
7 ing”; and

8 (ii) by striking “illness, or both,” and
9 inserting “illnesses and injuries”; and

10 (C) in paragraph (15), by inserting before
11 the semicolon the following: “and elder abuse
12 and neglect screening, chronic condition self-
13 care management, and falls prevention serv-
14 ices”; and

15 (2) in subsection (b)(1), by inserting “or mod-
16 ernization” after “construction”.

17 **SEC. 312. NUTRITION SERVICES.**

18 (a) IN GENERAL.—Section 339 of the Older Ameri-
19 cans Act of 1965 (42 U.S.C. 3030g–21) is amended—

20 (1) in paragraph (1)—

21 (A) by striking “solicit” and inserting “uti-
22 lize”; and

23 (B) by inserting “, to help achieve develop-
24 ment of evidenced-based and cost-effective nu-

1 trition services” after “nutritional services”;
2 and

3 (2) in paragraph (2)—

4 (A) in subparagraph (A), by amending
5 clause (iii) to read as follows:

6 “(iii) to the maximum extent prac-
7 ticable, are adjusted and appropriately
8 funded to meet any special health-related
9 or other dietary needs of program partici-
10 pants, including needs based on religious,
11 cultural, or ethnic requirements,”;

12 (B) in subparagraph (J), by striking
13 “and” at the end;

14 (C) in subparagraph (K), by striking the
15 period and inserting “; and”; and

16 (D) by adding at the end the following:

17 “(L) where feasible, encourages the use of
18 locally grown foods in meal programs and iden-
19 tifies potential partnerships and contracts with
20 local producers and providers of locally grown
21 foods.”.

22 (b) SPECIAL RULE.—Section 339 of the Older Ameri-
23 cans Act of 1965 (42 U.S.C. 3030g–21) is amended—

24 (1) by inserting before “A State” the following:

25 “(a) IN GENERAL.—”; and

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

2 “(b) TRANSPORTATION.—Funds appropriated to
3 carry out this part may be used for transportation costs
4 that can be demonstrated to be directly related to the pro-
5 vision of services specified in this part.”.

6 **SEC. 313. DISEASE PREVENTION AND HEALTH PROMOTION**
7 **SERVICES.**

8 (a) PROGRAM.—Section 361 of the Older Americans
9 Act of 1965 (42 U.S.C. 3030m) is amended—

10 (1) in subsection (a), in the first sentence—

11 (A) by inserting “evidence-based” after “to
12 provide”;

13 (B) by inserting “(including cognitive
14 health promotion services)” after “health pro-
15 motion services”; and

16 (C) by inserting before “or at” the fol-
17 lowing: “at Federally qualified health centers
18 (as defined in sections 1861(aa)(4) and
19 1905(l)(2)(B) of the Social Security Act (42
20 U.S.C. 1395x(aa)(4), 1396d(l)(2)(B))),”;

21 (2) CLINICAL PREVENTIVE SERVICES.—Part D
22 of title III of the Older Americans Act of 1965 (42
23 U.S.C. 3030m et seq.) is amended by adding at the
24 end the following:

1 **“SEC. 363. CLINICAL PREVENTIVE SERVICES.**

2 “Congress finds that—

3 “(1) there are clinical preventive services (as
4 defined in a manner consistent with the rec-
5 ommendations of the U.S. Preventive Services Task
6 Force) covered under the Medicare program carried
7 out under title XVIII of the Social Security Act (42
8 U.S.C. 1395 et seq.); and

9 “(2) older adults should receive the clinical pre-
10 ventive services described in paragraph (1).”.

11 **SEC. 314. NATIONAL FAMILY CAREGIVER SUPPORT PRO-**
12 **GRAM.**

13 (a) **OLDER RELATIVE CAREGIVER.**—Section 372 of
14 such Act (42 U.S.C. 3030s) is amended—

15 (1) in subsection (a)—

16 (A) by striking “this subpart:” and insert-
17 ing “this part:”; and

18 (B) by striking paragraphs (1) and (2) and
19 inserting the following:

20 “(1) **CHILD.**—The term ‘child’ means an indi-
21 vidual who is not more than 18 years of age.

22 “(2) **ELIGIBLE CARE RECIPIENT.**—The term
23 ‘eligible care recipient’ means a relative, of an older
24 relative caregiver, who is—

25 “(A) a child; or

1 “(B) an individual with a disability who is
2 not less than 19 and not more than 59 years
3 of age.

4 “(3) OLDER RELATIVE CAREGIVER.—

5 “(A) IN GENERAL.—The term ‘older rel-
6 ative caregiver’ means a caregiver, as defined in
7 subparagraph (B) or (C), who—

8 “(i) is 55 years of age or older; and

9 “(ii) lives with, is the informal pro-
10 vider of in-home and community care to,
11 and is the primary caregiver for, an eligible
12 care recipient who is described in subpara-
13 graph (B) or (C), respectively.

14 “(B) CAREGIVER FOR CHILD.—For pur-
15 poses of subparagraph (A), the term ‘caregiver’,
16 used with respect to an eligible care recipient
17 who is a child, means an individual who—

18 “(i) is the grandparent,
19 stepgrandparent, or other relative (other
20 than the parent) by blood, marriage, or
21 adoption, of the eligible care recipient;

22 “(ii) is the primary caregiver of the
23 eligible care recipient because the biological
24 or adoptive parents are unable or unwilling

1 to serve as the primary caregiver of the eli-
2 gible care recipient; and

3 “(iii) has a legal relationship to the el-
4 igible care recipient, such as legal custody
5 or guardianship, or is raising the eligible
6 care recipient informally.

7 “(C) CAREGIVER OF INDIVIDUAL WITH A
8 DISABILITY.—For purposes of subparagraph
9 (A), the term ‘caregiver’, used with respect to
10 an eligible care recipient who is an individual
11 with a disability described in paragraph (2)(B)
12 means an individual who is the parent, grand-
13 parent, or other relative by blood, marriage, or
14 adoption, of the eligible care recipient.”; and
15 (2) in subsection (b)(2)—

16 (A) by striking “grandparents or older in-
17 dividuals who are relative caregivers” and in-
18 serting “older relative caregivers”; and

19 (B) by striking “children” and inserting
20 “eligible care recipients”.

21 (b) PROGRAM.—Section 373 of the Older Americans
22 Act of 1965 (42 U.S.C. 3030s–1) is amended—

23 (1) in subsection (a)(2), by striking “grand-
24 parents or older individuals who are relative care-
25 givers.” and inserting “older relative caregivers.”;

1 (2) by redesignating subsections (b) through (g)
2 as subsections (c) through (h), respectively;

3 (3) by inserting after subsection (a) the fol-
4 lowing:

5 “(b) ASSESSMENT PROGRAM OF NEEDS OF FAMILY
6 CAREGIVERS.—

7 “(1) IN GENERAL.—The Assistant Secretary
8 may make grants to States to establish a program,
9 in accordance with the program requirements de-
10 scribed in paragraph (4), to assess the needs of fam-
11 ily caregivers for targeted support services.

12 “(2) APPLICATION BY STATES.—Each State
13 seeking a grant under this subsection shall submit
14 an application to the Assistant Secretary at such
15 time, in such manner, and containing such informa-
16 tion and assurances as the Assistant Secretary de-
17 termines appropriate.

18 “(3) PROGRAM ADMINISTRATION.—A State re-
19 ceiving a grant under this subsection may enter into
20 an agreement with area agencies on aging in the
21 State, or an Aging and Disability Resource Center
22 in the State, to administer the program, using such
23 grant funds.

24 “(4) PROGRAM REQUIREMENTS.—

1 “(A) VOLUNTARY QUESTIONNAIRE.—As-
2 sessments under a program established as de-
3 scribed in paragraph (1) shall include asking
4 the family caregiver relevant questions in order
5 to determine whether the family caregiver would
6 benefit from any targeted support services.

7 “(B) REFERRALS.—In the case where a
8 questionnaire completed by a family caregiver
9 under subparagraph (A) indicates that the fam-
10 ily caregiver would benefit from 1 or more tar-
11 geted support services, the agency admin-
12 istering the program established under para-
13 graph (1) shall provide referrals to the family
14 caregiver for State, local, nonprofit, and pri-
15 vate-sector caregiver programs and other re-
16 sources that provide such targeted support serv-
17 ices to such caregivers.

18 “(C) REPORTING REQUIREMENT.—Each
19 State with a program described in paragraph
20 (1) shall periodically submit to the Assistant
21 Secretary a report containing information on
22 the number of caregivers assessed under the
23 program, information on the number of refer-
24 rals made for targeted support services under
25 the program (disaggregated by type of service),

1 demographic information on caregivers assessed
2 under the program, and other information re-
3 quired by the Assistant Secretary.”;

4 (4) in subsection (c), as redesignated by para-
5 graph (2)—

6 (A) in paragraph (4), by striking “and” at
7 the end;

8 (B) in paragraph (5), by striking the pe-
9 riod and inserting “; and”; and

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

11 “(6) the efforts of the Ombudsman to facilitate
12 the activities of, and support, the State Long-Term
13 Care Ombudsman program under title VII and this
14 title, and the efforts of the Ombudsman to facilitate
15 the activities of, and support, family and caregiver
16 councils in long-term care facilities.”;

17 (5) in subsection (d), as redesignated by para-
18 graph (2)—

19 (A) in paragraph (1)—

20 (i) in the matter preceding subpara-
21 graph (A), by striking “and grandparents
22 and older individuals who are relative care-
23 givers,” and inserting “and older relative
24 caregivers,”;

1 (ii) in subparagraph (A), by striking

2 “paragraph (1) or (2) of”; and

3 (iii) in subparagraph (B)—

4 (I) by striking “subsection (b), in

5 the case of a caregiver described in

6 paragraph (1)” and inserting “sub-

7 section (c), in the case of a caregiver

8 described in subsection (a)(1)”; and

9 (II) by striking “section

10 102(22).” and inserting “section

11 102(24).”; and

12 (B) in paragraph (2)—

13 (i) in subparagraph (A)—

14 (I) by inserting “(with particular

15 attention to individuals with factors

16 listed in section 102(26)(B))” after

17 “social need”; and

18 (II) by striking “economic need”

19 and all that follows and inserting

20 “economic need; and”;

21 (6) in subsection (e), as redesignated by para-

22 graph (2), by striking “subsection (b)” and inserting

23 “subsection (e)”; and

24 (7) in subsection (f)(3), as redesignated by

25 paragraph (2), in the second sentence, by striking

1 “or grandparents or older individuals who are rel-
2 ative caregivers,” and inserting “older relative care-
3 givers,”;

4 (8) in subsection (g)(1), as redesignated by
5 paragraph (2)—

6 (A) in subparagraph (A), by striking “for
7 fiscal years 2007, 2008, 2009, 2010, and
8 2011” and inserting “for each of fiscal years
9 2014 through 2018”; and

10 (B) in subparagraph (B), by striking
11 “under section 303” and inserting “under sec-
12 tion 303(e)”; and

13 (9) in subsection (h), as redesignated by para-
14 graph (2)—

15 (A) in paragraph (2), by striking subpara-
16 graph (C) and inserting the following:

17 “(C) LIMITATION.—A State may use not
18 more than 10 percent of the total Federal and
19 non-Federal share available to the State under
20 this part to provide support services to—

21 “(i) older relative caregivers who pro-
22 vide care for children; and

23 “(ii) older relative caregivers—

1 “(I) who provide care for individ-
2 uals described in section
3 372(a)(2)(B); and

4 “(II) who are the parents of the
5 individuals.”; and

6 (B) by adding at the end the following:

7 “(3) USE OF FUNDS FOR OMBUDSMAN PRO-
8 GRAM.—Amounts made available to a State to carry
9 out the State program under this part may be used
10 to support the Office of the State Long-Term Care
11 Ombudsman, including supporting the development
12 of resident and family councils.”.

13 (c) ELIMINATION OF SUPERFLUOUS SUBPART DES-
14 IGNATION.—

15 (1) HEADING.—Part E of title III of such Act
16 (42 U.S.C. 3030s et seq.) is amended by striking the
17 subpart heading for subpart 1.

18 (2) CONFORMING AMENDMENTS.—Sections 373
19 (as amended by subsection (b)) and 374 of such Act
20 (42 U.S.C. 3030s–1, 3030s–2) are further amended
21 by striking “this subpart” in each place it appears
22 and inserting “this part”.

1 **TITLE IV—ACTIVITIES FOR**
2 **HEALTH, INDEPENDENCE,**
3 **AND LONGEVITY**

4 **SEC. 401. GRANT PROGRAMS.**

5 Section 411 of the Older Americans Act of 1965 (42
6 U.S.C. 3032) is amended—

7 (1) in subsection (a)—

8 (A) in paragraph (12), by striking “; and”
9 and inserting a semicolon;

10 (B) by redesignating paragraph (13) as
11 paragraph (14); and

12 (C) by inserting after paragraph (12) the
13 following:

14 “(13) supporting programs that enable the mo-
15 bility and self-sufficiency of older individuals with
16 the greatest economic need and older individuals
17 with the greatest social need by providing transpor-
18 tation services and resources; and”;

19 (2) in subsection (b), by striking “for fiscal
20 years 2007” and all that follows through “2011”
21 and inserting “for each of fiscal years 2014 through
22 2018”.

1 **SEC. 402. COMMUNITY INNOVATIONS FOR AGING IN PLACE.**

2 Section 422 of the Older Americans Act of 1965 (42
3 U.S.C. 3032k) is amended by adding at the end the fol-
4 lowing:

5 “(g) AUTHORIZATION OF APPROPRIATIONS.—There
6 is authorized to be appropriated to carry out this section
7 \$5,000,000 for each of fiscal years 2014 through 2018.”.

8 **SEC. 403. MULTIPURPOSE SENIOR CENTER MODERNIZA-**
9 **TION, TRAINING, AND SUPPORT.**

10 Part A of title IV of the Older Americans Act of 1965
11 (42 U.S.C. 3032 et seq.) is amended by adding at the end
12 the following:

13 **“SEC. 423. MULTIPURPOSE SENIOR CENTER MODERNIZA-**
14 **TION, TRAINING, AND SUPPORT.**

15 “(a) PROGRAM AUTHORIZED.—The Assistant Sec-
16 retary shall award grants and enter into contracts with
17 eligible entities to carry out projects to—

18 “(1) support and promote modern multipurpose
19 senior center models which yield vibrant, multi-
20 service, multigenerational centers for older individ-
21 uals, families of older individuals, and others in the
22 community to gain skills, resources, and connections
23 needed to meet the challenges that occur with con-
24 tinuum of care and quality of life;

25 “(2) build an evidence base of modern,
26 replicable practices that allow senior centers to serve

1 a diverse array of older individuals, as well as their
2 families and other caregivers, leveraging innovative
3 partnerships and public and private resources to de-
4 velop and expand programs; and

5 “(3) mobilize services and leverage resources to
6 support the role of multipurpose senior centers as
7 community focal points, as provided in section
8 306(a)(3), and for the establishment, construction,
9 maintenance, and operation of centers, as described
10 in sections 303(c)(2) and 306(a)(1), including devel-
11 opment of intergenerational shared site models, con-
12 sistent with the purposes of this Act.

13 “(b) USE OF FUNDS.—An eligible entity shall use
14 funds made available under a grant awarded, or a contract
15 entered into, under subsection (a) to—

16 “(1) carry out a project described in subsection
17 (a); and

18 “(2) evaluate the project in accordance with
19 subsection (e).

20 “(c) ELIGIBLE ENTITY.—For purposes of this sec-
21 tion, the term ‘eligible entity’ means—

22 “(1) a multipurpose senior center that has met
23 national accreditation and fiduciary standards; and

24 “(2) a regional partnership or collaboration of
25 multipurpose senior centers or State association of

1 senior centers in which not less than 2 centers are
2 accredited.

3 “(d) COMPETITIVE GRANTS FOR TECHNICAL ASSIST-
4 ANCE.—

5 “(1) GRANTS.—The Assistant Secretary shall
6 make a grant, on a competitive basis, to an eligible
7 nonprofit organization described in paragraph (2), to
8 enable the organization to—

9 “(A) provide training and technical assist-
10 ance to recipients of grants under this section
11 and other multipurpose senior centers to adopt
12 and tailor evidence-based modernization strate-
13 gies and practices to respond to the economic
14 and health needs of the diverse and growing
15 aging populations in their own communities;
16 and

17 “(B) carry out other duties, as determined
18 by the Assistant Secretary.

19 “(2) ELIGIBLE NONPROFIT ORGANIZATION.—
20 To be eligible to receive a grant under this sub-
21 section, an organization shall be a nonprofit organi-
22 zation (including a partnership of nonprofit organi-
23 zations), that—

24 “(A) has experience and expertise in pro-
25 viding technical assistance to a range of multi-

1 purpose senior centers and experience evalu-
2 ating and reporting on programs; and

3 “(B) has demonstrated knowledge of and
4 expertise in multipurpose senior center accredi-
5 tation or other standards of excellence.

6 “(e) LOCAL EVALUATION AND REPORT.—

7 “(1) EVALUATION.—Each entity receiving a
8 grant or a contract under subsection (a) to carry out
9 a project described in subsection (a) shall evaluate
10 the project, leadership, and resources for the mod-
11 ernization of multipurpose senior centers.

12 “(2) REPORT.—The entity described in para-
13 graph (1) shall submit a report to the Assistant Sec-
14 retary containing the evaluation not later than 6
15 months after the expiration of the period for which
16 the grant or contract is in effect.

17 “(f) REPORT TO CONGRESS.—Not later than 6
18 months after the Assistant Secretary receives the reports
19 described in subsection (e)(2), the Assistant Secretary
20 shall prepare and submit to Congress a report that de-
21 scribes the results of the evaluations.”.

1 **SEC. 404. DEMONSTRATION PROGRAM ON CARE COORDINA-**
2 **TION AND SERVICE DELIVERY.**

3 Part A of title IV of the Older Americans Act of 1965
4 (42 U.S.C. 3032 et seq.), as amended by section 403, is
5 further amended by adding at the end the following:

6 **“SEC. 424. DEMONSTRATION PROGRAM ON CARE COORDI-**
7 **NATION AND SERVICE DELIVERY.**

8 “(a) ESTABLISHMENT OF DEMONSTRATION PRO-
9 GRAM.—

10 “(1) IN GENERAL.—The Assistant Secretary
11 shall carry out a demonstration program in accord-
12 ance with this section. The Assistant Secretary shall
13 award grants to eligible entities (as determined by
14 the Secretary) to implement demonstration projects
15 that focus on care coordination and service delivery
16 redesign for older individuals with chronic illness or
17 at risk of institutional placement by—

18 “(A) designing and testing new models of
19 care coordination and service delivery that
20 thoughtfully and effectively deploy advanced
21 aides to improve efficiency and quality of care
22 for frail older individuals; and

23 “(B) giving direct-care workers opportuni-
24 ties for career advancement through additional
25 training, an expanded role, and increased com-
26 pensation.

1 “(2) DIRECT-CARE WORKER.—In this section,
2 the term ‘direct-care worker’ has the meaning given
3 that term in the 2010 Standard Occupational Classi-
4 fications of the Department of Labor for Home
5 Health Aides [31–1011], Psychiatric Aides [31–
6 1013], Nursing Assistants [31–1014], and Personal
7 Care Aides [39–9021].

8 “(b) PLANNING AND IMPLEMENTATION AWARDS
9 UNDER THE PROGRAM.—

10 “(1) IN GENERAL.—Each eligible entity that re-
11 ceives a grant under this section shall receive a
12 grant for planning and implementation activities re-
13 lated to the demonstration project to be carried out
14 by the entity.

15 “(2) AMOUNT .—The amount awarded under
16 paragraph (1) for all grants—

17 “(A) for planning activities, shall not ex-
18 ceed \$600,000; and

19 “(B) for implementation activities, shall
20 not exceed \$2,900,000.

21 “(3) TERMS.—Planning activities carried out
22 under a grant awarded under paragraph (1) shall be
23 completed not later than 1 year after the grant is
24 awarded. Implementation activities carried out under

1 such a grant shall be completed not later than 2
2 years after the grant is awarded.

3 “(4) EVALUATION AND REPORT.—Each recipi-
4 ent of a grant under paragraph (1), in consultation
5 with an independent evaluation contractor, shall con-
6 duct an evaluation and submit to the Secretary a re-
7 port on the implementation of activities conducted
8 under the demonstration project, including such in-
9 formation as the Secretary may require.”.

10 **SEC. 405. GRANTS OR CONTRACTS TO FACILITATE LOW-IN-**
11 **COME ACCESS TO DENTAL CARE.**

12 Part A of title IV of the Older Americans Act of
13 1965, as amended by section 404, is further amended by
14 adding at the end the following:

15 **“SEC. 425. GRANTS OR CONTRACTS TO FACILITATE LOW-IN-**
16 **COME ACCESS TO DENTAL CARE.**

17 “(a) DEFINITION.—In this section, the term ‘medi-
18 cally recommended dental care’ means treatment of an
19 oral disease or other oral condition, on the referral of a
20 physician or other health care professional, to sustain or
21 improve overall health, prevent exacerbation of a co-mor-
22 bid condition, or as a prerequisite to a required medical
23 therapy.

24 “(b) GRANTS.—The Secretary shall award competi-
25 tive grants to, or enter into contracts with, eligible entities

1 to fund the employment costs of professionals who will use
2 grant or contract funds to—

3 “(1) coordinate the provision of medically rec-
4 ommended dental care to eligible individuals by vol-
5 unteer dentists in a manner consistent with State li-
6 censing laws; and

7 “(2) verify the medical, dental, and financial
8 needs of eligible individuals who may be eligible for
9 free medically recommended dental care.

10 “(c) ELIGIBILITY.—

11 “(1) ELIGIBLE ENTITY.—To be eligible to re-
12 ceive a grant or contract under subsection (b), an
13 entity shall be a nonprofit organization that provides
14 for the participation of eligible individuals in a free
15 dental services program on a national basis.

16 “(2) ELIGIBLE INDIVIDUAL.—To be eligible to
17 participate in a program described in paragraph (1),
18 individuals shall be those with greatest economic
19 need and individuals with greatest social need (with
20 particular attention to individuals with factors listed
21 in section 102(26)(B)).

22 “(d) USE OF FUNDS.—An entity shall use amounts
23 received under a grant or contract under this section to
24 establish, expand, or operate a program to coordinate the

1 provision of free medically recommended dental care
2 through volunteer dentists to eligible individuals.

3 “(e) EVALUATION AND REPORT.—

4 “(1) EVALUATION.—Each entity that receives a
5 grant or contract under this section shall evaluate
6 the number of patients served under the grant or
7 contract, and the effectiveness of the program de-
8 scribed in subsection (d) in reducing medical ex-
9 penses associated with the disease or condition for
10 which care described in subsection (d) was provided.

11 “(2) REPORT.—The entity shall submit a re-
12 port containing the results of the evaluation to the
13 Assistant Secretary, not later than 6 months after
14 the end of the period of the grant or contract.

15 “(f) AUTHORIZATION OF APPROPRIATIONS.—There
16 is authorized to be appropriated to carry out this section,
17 \$2,000,000 for each of fiscal years 2014 through 2018.”.

18 **SEC. 406. NATIONAL RESOURCE CENTER ON FAMILY**
19 **CAREGIVING.**

20 Part A of title IV of the Older Americans Act of 1965
21 (42 U.S.C. 3032 et seq.), as amended by section 405, is
22 further amended by adding at the end the following:

1 **“SEC. 426. NATIONAL RESOURCE CENTER ON FAMILY**
2 **CAREGIVING.**

3 “(a) ESTABLISHMENT.—The Secretary of Health
4 and Human Services shall award a grant to or enter into
5 a cooperative agreement with a public or private nonprofit
6 entity to establish a National Resource Center on Family
7 Caregiving (referred to in this section as the ‘Center’).

8 “(b) DEVELOPMENT.—The Assistant Secretary shall
9 develop and issue operating standards and reporting re-
10 quirements for the Center established under subsection
11 (a).

12 “(c) AUTHORIZATION.—There is authorized to be ap-
13 propriated to carry out this section, \$2,000,000 for each
14 of fiscal years 2014 through 2018.”.

15 **SEC. 407. CONFORMING AMENDMENT.**

16 Section 417(c)(2) of the Older Americans Act of
17 1965 (42 U.S.C. 3032f(c)(2)) is amended by striking
18 “older individuals and communities” and all that follows
19 and inserting “communities with greatest need, older indi-
20 viduals with greatest economic need, and older individuals
21 with greatest social need (with particular attention to indi-
22 viduals with factors listed in section 102(26)(B));”.

1 **TITLE V—COMMUNITY SERVICE**
2 **SENIOR OPPORTUNITIES**

3 **SEC. 501. OLDER AMERICAN COMMUNITY SERVICE EM-**
4 **PLOYMENT PROGRAM.**

5 Section 502 of the Older Americans Act of 1965 (42
6 U.S.C. 3056) is amended—

7 (1) in subsection (a)(1)—

8 (A) by striking “To foster individual eco-
9 nomic self-sufficiency and” and inserting “To
10 further the goal of economic security, foster in-
11 dividual economic self-sufficiency, grow local
12 economies, improve the quality of life in local
13 communities, and”; and

14 (B) by striking “persons who are age 55”
15 and inserting “persons who are not economi-
16 cally secure and who are age 55”; and

17 (2) in subsection (b)(1)—

18 (A) in subparagraph (E), by striking “sup-
19 port for children,” and inserting “support for
20 adults, children,”; and

21 (B) in subparagraph (M), by striking “and
22 eligible individuals with greatest economic
23 need” and inserting “eligible individuals with
24 disabilities, eligible individuals with greatest

1 economic need, and eligible individuals with
2 greatest social need”.

3 **SEC. 502. INTERAGENCY COOPERATION.**

4 Section 514 of the Older Americans Act of 1965 (42
5 U.S.C. 3056l) is amended—

6 (1) in subsection (c)(1), by striking “individuals
7 with greatest economic need, individuals with great-
8 est social need,” and inserting “individuals with
9 greatest economic need, individuals with greatest so-
10 cial need (with particular attention to individuals
11 with factors listed in section 102(26)(B)),”; and

12 (2) in subsection (e)(1), by striking “minority”
13 and all that follows through “economic need,” and
14 inserting “individuals with greatest economic need,
15 individuals with greatest social need,”.

16 **SEC. 503. AUTHORIZATION OF APPROPRIATIONS.**

17 Section 517(a) of the Older Americans Act of 1965
18 (42 U.S.C. 3056o(a)) is amended by striking “fiscal years
19 2007, 2008, 2009, 2010, and 2011” and inserting “each
20 of fiscal years 2014 through 2018”.

21 **SEC. 504. STUDY ON FEASIBILITY OF TRANSFER OF PRO-**
22 **GRAM.**

23 (a) STUDY.—The Assistant Secretary for Aging of
24 the Department of Health and Human Services, and the
25 Secretary of Labor, shall study the feasibility of transfer-

1 ring the program carried out under title V of the Older
2 Americans Act of 1965 (42 U.S.C. 3056 et seq.) to the
3 Administration on Aging.

4 (b) REPORT.—Not later than 2 years after the date
5 of enactment of this Act, the Assistant Secretary and the
6 Secretary shall submit a report containing the results of
7 the study to the appropriate committees of Congress.

8 **TITLE VI—GRANTS FOR NATIVE** 9 **AMERICANS**

10 **SEC. 601. TECHNICAL AMENDMENT.**

11 Section 611 of such Act (42 U.S.C. 3057b) is amend-
12 ed by striking “(a)” in the matter preceding paragraph
13 (1).

14 **SEC. 602. CONFORMING AMENDMENT.**

15 Section 631(b) of the Older Americans Act of 1965
16 (42 U.S.C. 3057k–11(b)) is amended by striking “sub-
17 sections (c), (d), and (e)” and inserting “subsections (d),
18 (e), and (f)”.

19 **SEC. 603. REAUTHORIZATION OF FUNDING FOR GRANTS** 20 **FOR NATIVE AMERICANS.**

21 Section 643(2) of the Older Americans Act of 1965
22 (42 U.S.C. 3057n(2)) is amended by striking “part C,”
23 and all that follows and inserting “part C, not less than
24 \$8,400,000 for each of fiscal years 2014 through 2018.”.

1 **TITLE VII—VULNERABLE ELDER**
2 **RIGHTS PROTECTION ACTIVI-**
3 **TIES**

4 **SEC. 701. ESTABLISHMENT.**

5 Section 701 of the Older Americans Act of 1965 (42
6 U.S.C. 3058) is amended—

7 (1) by inserting “and grants” after “allot-
8 ments”; and

9 (2) by adding at the end the following: “The
10 Assistant Secretary, to the maximum extent prac-
11 ticable, shall ensure that education and public
12 awareness activities under this title are fully inte-
13 grated with programs under this Act.”.

14 **SEC. 702. AUTHORIZATION OF APPROPRIATIONS.**

15 Chapter 1 of subtitle A of title VII of the Older Amer-
16 icans Act of 1965 is amended by inserting after section
17 702 (42 U.S.C. 3058a) the following:

18 **“SEC. 702A. AUTHORIZATION OF APPROPRIATIONS FOR**
19 **STATE HOME CARE OMBUDSMAN PROGRAM.**

20 “There are authorized to be appropriated to carry out
21 chapter 5 such sums as may be necessary for fiscal year
22 2014 and each subsequent fiscal year.”.

1 **SEC. 703. GRANTS.**

2 Section 703 of the Older Americans Act of 1965 (42
3 U.S.C. 3058b) is amended by adding at the end the fol-
4 lowing:

5 “(d) GRANTS FOR STATE HOME CARE OMBUDSMAN
6 PROGRAMS.—The Assistant Secretary shall use funds
7 made available under section 702A to award grants, on
8 a competitive basis, to States for State Home Care Om-
9 budsman Programs.”.

10 **SEC. 704. ELIGIBILITY.**

11 Section 704 of the Older Americans Act of 1965 (42
12 U.S.C. 3058c) is amended, in the matter preceding para-
13 graph (1), by inserting “or grants” after “allotments”.

14 **SEC. 705. ADDITIONAL STATE PLAN REQUIREMENTS.**

15 Section 705 of the Older Americans Act of 1965 (42
16 U.S.C. 3058d) is amended—

17 (1) in subsection (a)—

18 (A) in the matter preceding paragraph (1),
19 by inserting “or grant” after “allotment”;

20 (B) in paragraph (1), by striking “require-
21 ments of the chapter and this chapter” and in-
22 serting “requirements of this chapter and this
23 subtitle”;

24 (C) in paragraph (2), by inserting “family
25 caregivers,” after “title VI,”;

1 (D) in paragraph (4), by striking “enact-
2 ment of this subtitle” and inserting “enactment
3 of the chapter”;

4 (E) in paragraph (6), by striking “and” at
5 the end;

6 (F) in paragraph (7), by striking the pe-
7 riod and inserting “; and”; and

8 (G) by adding at the end the following:

9 “(8) an assurance that the State has—

10 “(A) a Home Care Consumer Bill of
11 Rights and a Plan for Enforcement of such a
12 Bill, developed in accordance with the proce-
13 dures described under paragraph (2) and as ap-
14 proved by the Assistant Secretary, and the
15 State shall include a copy of the Bill and Plan;

16 or

17 “(B) a waiver of subparagraph (A) from
18 the Assistant Secretary and a proposal for de-
19 veloping and submitting for approval a Home
20 Care Consumer Bill of Rights and Plan for En-
21 forcement.”;

22 (2) by redesignating subsection (b) as sub-
23 section (d);

24 (3) by inserting after subsection (a) the fol-
25 lowing:

1 “(b) HOME CARE CONSUMER BILL OF RIGHTS.—
2 The Home Care Consumer Bill of Rights referred to in
3 subsection (a)(8) shall, at a minimum—

4 “(1) address a home care consumer’s right to
5 basic safety;

6 “(2) address a home care consumer’s right to
7 access information about the cost of home care serv-
8 ices prior to receiving those services;

9 “(3) address a home care consumer’s right to
10 choice, participation, and self-determination;

11 “(4) address a home care consumer’s right to
12 redress grievances; and

13 “(5) meet any other guidelines determined to be
14 appropriate by the Assistant Secretary.

15 “(c) PLAN FOR ENFORCEMENT.—The Plan for En-
16 forcement referred to in subsection (a)(8) shall include a
17 description of how State entities with a role in protecting
18 older individuals will coordinate activities to enforce the
19 Home Care Consumer Bill of Rights.”; and

20 (4) by adding at the end the following:

21 “(e) DEFINITION.—In this section, the term ‘home
22 care consumer’ and ‘home care services’ have the mean-
23 ings given the terms in section 736.”.

1 **SEC. 706. DEFINITIONS.**

2 Section 711(6) of the Older Americans Act of 1965
3 (42 U.S.C. 3058f(6)) is amended by striking “older indi-
4 vidual” and inserting “individual”.

5 **SEC. 707. STATE LONG-TERM CARE OMBUDSMAN PROGRAM.**

6 Section 712 of the Older Americans Act of 1965 (42
7 U.S.C. 3058g) is amended—

8 (1) in subsection (a)—

9 (A) in paragraph (2), by adding at the end
10 the following: “The Ombudsman shall be re-
11 sponsible for the management, including the fis-
12 cal management, of the Office.”;

13 (B) in paragraph (3)—

14 (i) in subparagraph (A), by striking
15 clause (i) and inserting the following:

16 “(i) are made by or on behalf of resi-
17 dents, including residents with limited or
18 no decisionmaking capacity and who have
19 no known legal representative, and if such
20 a resident is unable to communicate con-
21 sent for an Ombudsman to work on a com-
22 plaint directly involving the resident, the
23 Ombudsman shall seek evidence to indicate
24 what outcome the resident would have de-
25 sired (and, in the absence of evidence to
26 the contrary, shall assume that the resi-

1 dent wishes to have the resident’s health,
2 safety, welfare, and rights protected) and
3 shall work to accomplish the desired out-
4 come;”;

5 (ii) in subparagraph (D), by striking
6 “regular and timely” and inserting “reg-
7 ular, timely, private, and unimpeded”;

8 (iii) in subparagraph (H)(iii), by
9 striking “provide technical support for”
10 and inserting “actively encourage and as-
11 sist in”; and

12 (C) in paragraph (4)—

13 (i) in the paragraph header, by strik-
14 ing “CONTRACTS AND ARRANGEMENTS”
15 and inserting “ORGANIZATIONAL PLACE-
16 MENT”; and

17 (ii) by striking subparagraph (B) and
18 inserting the following:

19 “(B) IDENTIFYING, REMOVING, AND REM-
20 EDYING ORGANIZATIONAL CONFLICT.—

21 “(i) IN GENERAL.—The State agency
22 may not operate the Office or carry out the
23 program, directly, or by contract or other
24 arrangement with any public agency or
25 nonprofit private organization, in a case in

1 which there is an organizational conflict of
2 interest unless such conflict has been—

3 “(I) identified by the State agen-
4 cy;

5 “(II) disclosed by the State agen-
6 cy to the Assistant Secretary in writ-
7 ing; and

8 “(III) remedied in accordance
9 with this subparagraph.

10 “(ii) ACTION BY ADMINISTRATION.—

11 In a case in which a potential or actual or-
12 ganizational conflict of interest involving
13 the Office is disclosed or reported to the
14 Assistant Secretary by any person or enti-
15 ty, the Assistant Secretary shall require
16 that the State agency—

17 “(I) remove the conflict; or

18 “(II) submit, and obtain the ap-
19 proval of the Assistant Secretary for,
20 an adequate remedial plan that indi-
21 cates how the Ombudsman will be
22 unencumbered in fulfilling all of the
23 functions specified in paragraph (3).

24 “(C) ORGANIZATIONAL CONFLICT OF IN-
25 TEREST.—In this paragraph, the term ‘organi-

1 zational conflict of interest' includes a situation
2 in which the Office is placed in an organization
3 that—

4 “(i) is responsible for licensing or cer-
5 tifying long-term care services in the State;

6 “(ii) is an association (or an affiliate
7 of such an association) of long-term care
8 facilities, or of any other residential facili-
9 ties for older individuals;

10 “(iii) provides long-term care services,
11 including programs carried out under a
12 Medicaid waiver approved under section
13 1115 of the Social Security Act (42 U.S.C.
14 1315) or under subsection (c) or (b) of
15 section 1915 of the Social Security Act (42
16 U.S.C. 1396n), or under a Medicaid State
17 plan amendment under subsection (i), (j),
18 or (k) of section 1915 of the Social Secu-
19 rity Act (42 U.S.C. 1396n);

20 “(iv) provides long-term care case
21 management;

22 “(v) sets rates for long-term care
23 services;

24 “(vi) provides adult protective serv-
25 ices;

1 “(vii) is responsible for eligibility de-
2 terminations for the Medicare program
3 carried out under title XVIII, or the Med-
4 icaid program carried out under title XIX,
5 of the Social Security Act (42 U.S.C. 1395
6 et seq., 1396 et seq.);

7 “(viii) conducts preadmission screen-
8 ing for placements in facilities described in
9 clause (ii); or

10 “(ix) makes decisions regarding ad-
11 mission of individuals to such facilities.”;

12 and

13 (D) in paragraph (5)(B)(vi), by striking
14 “support” and inserting “actively encourage
15 and assist in”;

16 (2) in subsection (b)—

17 (A) in paragraph (1)—

18 (i) in subparagraph (A), by striking
19 “access” and inserting “private and
20 unimpeded access”;

21 (ii) in subparagraph (B)(i)—

22 (I) in the matter preceding sub-
23 clause (I), by striking “the medical
24 and social records of a” and inserting
25 “all records concerning a”; and

1 (II) in subclause (II), by striking
2 “to consent” and inserting “to com-
3 municate consent”;

4 (iii) by redesignating subparagraphs
5 (C) and (D) as subparagraphs (E) and
6 (F), respectively; and

7 (iv) by inserting after subparagraph
8 (B) the following:

9 “(C) such access as is necessary to advo-
10 cate for a resident’s desired outcome to the ex-
11 tent that the resident can express the outcome
12 desired, even if the resident is unable to com-
13 municate consent;

14 “(D) access to the records of a resident
15 who is unable to communicate consent in a case
16 in which—

17 “(i) the access is necessary to inves-
18 tigate and resolve a complaint described in
19 subsection (a)(3);

20 “(ii) a legal guardian of the resident
21 refuses to give permission for the access;

22 “(iii) a representative of the Office
23 has reasonable cause to believe that the
24 guardian is not acting in the best interests
25 of the resident by refusing;

1 “(iv) the resident has no other known
2 legal representative; and

3 “(v) the representative of the Office
4 obtains the approval of the Ombudsman;”;
5 and

6 (B) by adding at the end the following:

7 “(3) HEALTH OVERSIGHT AGENCY.—For pur-
8 poses of section 264(c) of the Health Insurance
9 Portability and Accountability Act of 1996 (includ-
10 ing regulations issued under that section) (42 U.S.C.
11 1320d–2 note), the Ombudsman and a representa-
12 tive of the Office shall be considered a ‘health over-
13 sight agency,’ so that release of residents’ individ-
14 ually identifiable health information to the Ombuds-
15 man or representative is not precluded in cases in
16 which the requirements of clause (i) or (ii) of para-
17 graph (1)(B), or the requirements of paragraph
18 (1)(D) are otherwise met.”;

19 (3) in subsection (c)(2)(D), by striking “section
20 202(a)(21)” and inserting “section 202(a)(18)”;

21 (4) in subsection (d)—

22 (A) in paragraph (1), by striking “files”
23 and inserting “information”; and

24 (B) in paragraph (2)—

1 (i) in subparagraph (A), by striking
2 “files and records” each place such term
3 appears and inserting “information”; and

4 (ii) in subparagraph (B), by striking
5 “files or records” and inserting “informa-
6 tion”;

7 (5) in subsection (f)(3)—

8 (A) in subparagraph (C), by striking “fa-
9 cility; and” and inserting “facility or a related
10 organization, and has not been employed by
11 such a facility or organization within 2 years
12 before the date of the determination involved;”;

13 (B) in subparagraph (D), by striking
14 “and” at the end; and

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

16 “(E) does not have management responsi-
17 bility for, or operate under the supervision of,
18 an agency with responsibility for adult protec-
19 tive services; and

20 “(F) does not serve as a guardian or in
21 another fiduciary capacity for residents of long-
22 term care facilities in an official capacity (as
23 opposed to serving as a guardian or fiduciary,
24 for a family member, in a personal capacity);
25 and”;

1 (6) in subsection (h)—

2 (A) in paragraph (4), by striking all that
3 precedes “procedures” and inserting the fol-
4 lowing:

5 “(4) strengthen and update”;

6 (B) by redesignating paragraphs (4)
7 through (9) as paragraphs (5) through (10), re-
8 spectively;

9 (C) by inserting after paragraph (3) the
10 following:

11 “(4) ensure that the Ombudsman or a designee
12 attends training provided by the Administration
13 through the National Ombudsman Resource Center
14 established in section 202(a)(18);”;

15 (D) in paragraph (7)(A), as redesignated
16 by subparagraph (B) of this paragraph, by
17 striking “subtitle C of the” and inserting “sub-
18 title C of title I of the”; and

19 (E) in paragraph (10), as redesignated by
20 subparagraph (B) of this paragraph, by striking
21 “(6), or (7)” and inserting “(7), or (8)”; and
22 (7) by adding at the end the following:

23 “(k) ENSURING EFFECTIVE PROGRAMS AND RESI-
24 DENTS’ RIGHTS.—The State agency shall ensure the Of-
25 fice—

1 “(1) provides long-term care facility residents
2 with private and unimpeded access to the Office, in-
3 cluding access to all records concerning the resident;
4 and

5 “(2) allows all long-term care facility residents
6 to receive services from the Office.”.

7 **SEC. 708. PREVENTION OF ELDER ABUSE, NEGLECT, AND**
8 **EXPLOITATION.**

9 Section 721(b) of the Older Americans Act of 1965
10 (42 U.S.C. 3058i(b)) is amended—

11 (1) in paragraph (2), by striking the semicolon
12 and inserting the following: “, including education
13 and outreach to professionals including postal car-
14 riers, employees of financial institutions, firefighters,
15 meter readers, and other community professionals
16 who are in a position to observe an older individual
17 on a daily or regular basis;”;

18 (2) in paragraph (4), by inserting before the
19 semicolon the following: “and submit data on the
20 prevalence of elder abuse, neglect, and exploitation
21 for the appropriate database of the Administration
22 or another database specified by the Assistant Sec-
23 retary”;

24 (3) by redesignating paragraphs (8) through
25 (12) as paragraphs (9) through (13), respectively;

1 (4) by inserting after paragraph (7) the fol-
2 lowing:

3 “(8) conducting appropriate training to ensure
4 cultural sensitivity in the provision of elder rights
5 services, including training in cultural issues associ-
6 ated with abuse;”;

7 (5) in subparagraph (C) of paragraph (10), as
8 redesignated by paragraph (3) of this section—

9 (A) in clause (ii), by inserting “, such as
10 forensic accountants,” after “such personnel”;
11 and

12 (B) in clause (v), by striking the comma at
13 the end and inserting “, including programs
14 and arrangements that will safeguard victims’
15 or potential victims’ finances, such as daily
16 money management programs and
17 conservatorships;”;

18 (6) in paragraph (12), as redesignated by para-
19 graph (3) of this section—

20 (A) in subparagraph (D), by striking
21 “and” at the end; and

22 (B) by adding at the end the following:

23 “(F) supporting and studying innovative
24 practices in local communities, to develop part-

1 nerships across disciplines for the prevention,
2 investigation, and prosecution of exploitation;”;
3 (7) in paragraph (13), as redesignated by para-
4 graph (3) of this section—

5 (A) in subparagraph (B), by striking “or”
6 at the end;

7 (B) in subparagraph (C), by striking the
8 period at the end and inserting “; or”; and

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

10 “(D) older individuals who are Holocaust
11 survivors; and”;

12 (8) by adding at the end the following:

13 “(14) developing a State Home Care Consumer
14 Bill of Rights and Plan for Enforcement (as de-
15 scribed in section 705) to protect home care con-
16 sumers (as defined in section 736) from abuse, ne-
17 glect, and exploitation.”.

18 **SEC. 709. STATE LEGAL ASSISTANCE DEVELOPMENT.**

19 Section 731 of the Older Americans Act of 1965 (42
20 U.S.C. 3058j) is amended by striking “A State agency”
21 and all that follows through “to ensure—” and inserting
22 the following:

23 “(a) STATE LEGAL SERVICES DEVELOPER.—A State
24 agency shall provide the services of an individual who shall
25 be known as a State legal services developer, who shall

1 promote, and may facilitate, the development and oper-
 2 ation of an integrated legal assistance delivery system for
 3 the State. To the maximum extent practicable, the indi-
 4 vidual selected to serve as the developer shall—

5 “(1) agree to serve as the developer on a full-
 6 time basis;

7 “(2) have a law degree from an accredited law
 8 school or have been admitted to practice law in any
 9 jurisdiction in the United States; and

10 “(3) possess other knowledge, skills, training,
 11 and education that reflect a comprehensive under-
 12 standing of legal services for older individuals.

13 “(b) OTHER PERSONNEL.—In addition to the State
 14 legal services developer, the State agency shall provide the
 15 services of other personnel, sufficient to ensure—”.

16 **SEC. 710. STATE HOME CARE OMBUDSMAN PROGRAMS.**

17 Subtitle A of title VII of the Older Americans Act
 18 of 1965 (42 U.S.C. 3058 et seq.) is amended by adding
 19 at the end the following:

20 **“CHAPTER 5—STATE HOME CARE**
 21 **OMBUDSMAN PROGRAMS**

22 **“SEC. 736. DEFINITIONS.**

23 “In this chapter:

24 “(1) HOME CARE CONSUMER.—The term ‘home
 25 care consumer’ means a person who receives services

1 in the person’s home or community, which may in-
2 clude home care services provided through this Act,
3 the Medicare program under title XVIII of the So-
4 cial Security Act (42 U.S.C. 1395 et seq.), the Med-
5 icaid program under title XIX of the Social Security
6 Act (42 U.S.C. 1396 et seq.), or another public or
7 private funding source.

8 “(2) HOME CARE OMBUDSMAN PROGRAM.—The
9 term ‘home care ombudsman program’ means a
10 State Home Care Ombudsman Program described in
11 section 737(a)(1).

12 “(3) HOME CARE SERVICES.—The term ‘home
13 care services’ means home and community-based
14 services, including personal care services designed to
15 assist an individual in the activities of daily living
16 such as bathing, exercising, personal grooming, and
17 getting in and out of bed.

18 **“SEC. 737. PROGRAM.**

19 “(a) ESTABLISHMENT.—

20 “(1) IN GENERAL.—In order to be eligible to
21 receive a grant under section 703(d) from funds ap-
22 propriated under section 702A and made available to
23 carry out this chapter, a State agency shall, in ac-
24 cordance with this section, agree to carry out a

1 State Home Care Ombudsman Program within the
2 Office of the State Long-Term Care Ombudsman.

3 “(2) HOME CARE OMBUDSMAN PROGRAM.—The
4 home care ombudsman program shall be carried out
5 by the State Long-Term Care Ombudsman. The
6 Ombudsman and other entities carrying out the
7 home care ombudsman program shall have authori-
8 ties, requirements, and functions with respect to
9 that program, and home care services provided and
10 home care consumers served under that program,
11 that are equivalent (as determined by the Secretary)
12 to the authorities, requirements, and functions the
13 Ombudsman and other entities have in carrying out
14 the State Long-Term Care Ombudsman Program
15 under chapter 2, and long-term care provided and
16 long-term care consumers served under that pro-
17 gram.

18 “(b) MAINTENANCE OF EFFORT.—A State, in using
19 the funds made available for a fiscal year through a grant
20 received under section 703(d), shall maintain the expendi-
21 tures of the State for home care ombudsman services at
22 a level that is not less than the level of such expenditures
23 maintained by the State for the preceding fiscal year.

24 “(c) EVALUATION.—The Assistant Secretary shall—

1 “(1) in conjunction with the Director of the Of-
2 fice of Long-Term Care Ombudsman Programs and
3 the heads of other entities determined to be nec-
4 essary by the Assistant Secretary, collect from the
5 States and analyze data from the home care om-
6 budsman programs relating to complaints and condi-
7 tions concerning home care services and home care
8 consumers and within 1 year after receipt of the
9 data, submit a report to Congress outlining best
10 practices for carrying out a home care ombudsman
11 program; and

12 “(2) make the report available to States.”.

13 **TITLE VIII—GERIATRICS AND**
14 **GERONTOLOGY**

15 **SEC. 801. PRIMARY HEALTH SERVICES.**

16 Section 331(a)(3)(D) of the Public Health Service
17 Act (42 U.S.C. 254d(a)(3)(D)) is amended by inserting
18 “geriatrics, gerontology,” after “pediatrics,”.