

104TH CONGRESS  
2D SESSION

# S. 1972

To amend the Older Americans Act of 1965 to improve the provisions relating to Indians, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

JULY 18, 1996

Mr. MCCAIN (for himself, Mr. INOUE, and Mr. STEVENS) introduced the following bill; which was read twice and referred to the Committee on Indian Affairs

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## A BILL

To amend the Older Americans Act of 1965 to improve the provisions relating to Indians, and for other purposes.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Older Americans In-  
5 dian Technical Amendments Act”.

6 **SEC. 2. INDIAN EMPLOYMENT; DEFINITION OF INDIAN RES-**  
7 **ERVATION.**

8 Section 502(b)(1)(B) of such Act (42 U.S.C.  
9 3056(b)(1)(B)) is amended to read as follows:

1           “(B)(i) will provide employment for eligible in-  
2           dividuals in the community in which such individuals  
3           reside, or in nearby communities; or

4           “(ii) if such project is carried out by a tribal or-  
5           ganization that enters into an agreement under sub-  
6           section (b) or receives assistance from a State that  
7           enters into such an agreement, will provide employ-  
8           ment for such individuals who are Indians residing  
9           on an Indian reservation, as the term is defined in  
10          section 2601(2) of the Energy Policy Act of 1992  
11          (25 U.S.C. 3501(2)).”.

12 **SEC. 3. POPULATION STATISTICS DEVELOPMENT.**

13          Section 614(b) of such Act (42 U.S.C. 3057e(b)) is  
14          amended by striking “certification” and inserting “ap-  
15          proval”.

16 **SEC. 4. REPORTING REQUIREMENTS.**

17          Section 614(c) of such Act (42 U.S.C. 3057e(c)) is  
18          amended—

19                 (1) by inserting “(1)” after “(c)”; and

20                 (2) by adding at the end the following new  
21          paragraph:

22          “(2) The Assistant Secretary shall provide waivers  
23          and exemptions of the reporting requirements of sub-  
24          section (a)(3) for applicants that serve Indian populations  
25          in geographically isolated areas, or applicants that serve

1 small Indian populations, where the small scale of the  
2 project, the nature of the applicant, or other factors make  
3 the reporting requirements unreasonable under the cir-  
4 cumstances. The Assistant Secretary shall consult with  
5 such applicants in establishing appropriate waivers and  
6 exemptions.”.

7 **SEC. 5. EXPENDITURE OF FUNDS FOR NUTRITION SERV-**  
8 **ICES.**

9 Section 614(c) of such Act (42 U.S.C. 3057e(c)), as  
10 amended by section 4, is further amended by adding at  
11 the end the following new paragraph:

12 “(3) In determining whether an application complies  
13 with the requirements of subsection (a)(8), the Assistant  
14 Secretary shall provide maximum flexibility to an appli-  
15 cant who seeks to take into account subsistence needs,  
16 local customs, and other characteristics that are appro-  
17 priate to the unique cultural, regional, and geographic  
18 needs of the Indian populations to be served.”.

19 **SEC. 6. COORDINATION OF SERVICES.**

20 Section 614(c) of such Act (42 U.S.C. 3057e(c)), as  
21 amended by section 5, is further amended by adding at  
22 the end the following new paragraph:

23 “(4) In determining whether an application complies  
24 with the requirements of subsection (a)(12), the Assistant  
25 Secretary shall require only that an applicant provide an

1 appropriate narrative description of the geographical area  
2 to be served and an assurance that procedures will be  
3 adopted to ensure against duplicate services being pro-  
4 vided to the same recipients.”.

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