

may be necessary for fiscal year 1977. There are authorized to be appropriated for the purpose of carrying out the activities of the Corporation \$205,000,000 for the fiscal year 1978, and such sums as may be necessary for each of the two succeeding fiscal years. The first appropriation may be made available to the Corporation at any time after six or more members of the Board have been appointed and qualified. Appropriations for that purpose shall be made for not more than two fiscal years, and shall be paid to the Corporation in annual installments at the beginning of each fiscal year in such amounts as may be specified in Acts of Congress making appropriations.

(b) Availability of funds

Funds appropriated pursuant to this section shall remain available until expended.

(c) Non-Federal funds

Non-Federal funds received by the Corporation, and funds received by any recipient from a source other than the Corporation, shall be accounted for and reported as receipts and disbursements separate and distinct from Federal funds; but any funds so received for the provision of legal assistance shall not be expended by recipients for any purpose prohibited by this subchapter, except that this provision shall not be construed to prevent recipients from receiving other public funds or tribal funds (including foundation funds benefiting Indians or Indian tribes) and expending them in accordance with the purposes for which they are provided, or to prevent contracting or making other arrangements with private attorneys, private law firms, or other State or local entities of attorneys, or with legal aid societies having separate public defender programs, for the provision of legal assistance to eligible clients under this subchapter.

(d) Limitations on grant or contract authority

Not more than 10 percent of the amounts appropriated pursuant to subsection (a) of this section for any fiscal year shall be available for grants or contracts under section 2996e(a)(3) of this title in any such year.

(Pub. L. 88-452, title X, §1010, as added Pub. L. 93-355, §2, July 25, 1974, 88 Stat. 388; amended Pub. L. 95-222, §§5(c), 15, Dec. 28, 1977, 91 Stat. 1619, 1623.)

Editorial Notes

AMENDMENTS

1977—Subsec. (a). Pub. L. 95-222, §15, inserted provisions authorizing appropriations for fiscal year 1978 and two succeeding fiscal years, and substituted provisions requiring appropriations to be made for not more than two fiscal years and payments in annual installments at beginning of each fiscal year in appropriated amounts, for provisions requiring appropriations to be for not more than two fiscal years, and, if for more than one year, in payments in annual installments at beginning of each fiscal year in appropriated amounts.

Subsec. (d). Pub. L. 95-222, §5(c), added subsec. (d).

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 1977 AMENDMENT

Amendment by section 5(c) of Pub. L. 95-222 effective Dec. 28, 1977, see section 17(b) of Pub. L. 95-222, set out as a note under section 2996 of this title.

Pub. L. 95-222, §17(a)(2), Dec. 28, 1977, 91 Stat. 1624, provided that: "The amendment made by section 15 of this Act [amending this section] shall be effective with respect to fiscal years beginning after September 30, 1977."

§ 2996j. Special limitations

The Corporation shall prescribe procedures to insure that—

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

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

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

Editorial Notes

AMENDMENTS

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

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 1977 AMENDMENT

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

§ 2996k. Coordination

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

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

Executive Documents

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

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

By virtue of the authority vested in me by Section 1012 of the Economic Opportunity Act of 1964, as amended by the Legal Services Corporation Act of 1974

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

GERALD R. FORD.

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

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

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

CHAPTER 35—PROGRAMS FOR OLDER AMERICANS

SUBCHAPTER I—DECLARATION OF OBJECTIVES AND DEFINITIONS

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

SUBCHAPTER II—ADMINISTRATION ON AGING

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

SUBCHAPTER III—GRANTS FOR STATE AND COMMUNITY PROGRAMS ON AGING

PART A—GENERAL PROVISIONS

- 3021. Purpose and program.
- 3022. Definitions.
- 3023. Authorization of appropriations; uses of funds.
- 3024. Allotment to States.
- 3025. Designation of State agencies.
- 3026. Area plans.
- 3027. State plans.
- 3028. Cost of administration of State plans.
- 3029. Payments of grants or contracts.

- Sec. 3030. Disaster relief reimbursements.
- 3030a. Nutrition services incentive program.
- 3030b. Recapture of payments made for multipurpose senior centers.
- 3030c. Audit; request for information.
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PART B—SUPPORTIVE SERVICES

- 3030d. Grants for supportive services.

PART C—NUTRITION SERVICES

- 3030d-21. Purposes.
- SUBPART I—CONGREGATE NUTRITION SERVICES
- 3030e. Grants for establishment and operation of nutrition projects.

SUBPART II—HOME DELIVERED NUTRITION SERVICES

- 3030f. Program authorized.
- 3030g. Criteria.

SUBPART III—GENERAL PROVISIONS

- 3030g-21. Nutrition.
- 3030g-22. Payment requirement.
- 3030g-23. Nutrition services impact study.

PART D—EVIDENCE-BASED DISEASE PREVENTION AND HEALTH PROMOTION SERVICES

- 3030m. Program authorized.
- 3030n. Distribution to area agencies on aging.

PART E—NATIONAL FAMILY CAREGIVER SUPPORT PROGRAM

- 3030s. Definitions.
- 3030s-1. Program authorized.
- 3030s-2. Maintenance of effort.

SUBCHAPTER IV—ACTIVITIES FOR HEALTH, INDEPENDENCE, AND LONGEVITY

- 3031. Purposes.

PART A—GRANT PROGRAMS

- 3032. Program authorized.
- 3032a. Career preparation for the field of aging.
- 3032b. Older individuals' protection from violence projects.
- 3032c. Health care service demonstration projects in rural areas.
- 3032d. Repealed.
- 3032e. Technical assistance and innovation to improve transportation for older individuals.
- 3032f. Demonstration, support, and research projects for multigenerational and civic engagement activities.
- 3032g. Native American programs.
- 3032h. Repealed.
- 3032i. Demonstration and support projects for legal assistance for older individuals.
- 3032j. Repealed.
- 3032k. Community innovations for aging in place.

PART B—GENERAL PROVISIONS

- 3033. Payment of grants.
- 3033a. Responsibilities of Assistant Secretary.

SUBCHAPTER V—MULTIPURPOSE SENIOR CENTERS

PART A—ACQUISITION, ALTERATION, OR RENOVATION OF MULTIPURPOSE SENIOR CENTERS

- 3041 to 3041f. Repealed.

PART B—INITIAL STAFFING OF MULTIPURPOSE SENIOR CENTERS

- 3042. Repealed.