

Editorial Notes**AMENDMENTS**

1993—Pub. L. 103-171 substituted “Assistant Secretary” for “Commissioner” wherever appearing.

1992—Subsec. (a)(3). Pub. L. 102-375, § 603, inserted before semicolon at end “and with the activities carried out under subchapter III in the same geographical area”.

Subsec. (a)(7). Pub. L. 102-375, § 102(b)(4), substituted “information and assistance” for “information and referral”.

Statutory Notes and Related Subsidiaries**EFFECTIVE DATE OF 1992 AMENDMENT**

Amendment by section 603 of Pub. L. 102-375 inapplicable to fiscal year 1992, see section 905(b)(5) of Pub. L. 102-375, set out as a note under section 3001 of this title.

EFFECTIVE DATE

Section effective Oct. 1, 1987, except not applicable with respect to any area plan submitted under section 3026(a) of this title or any State plan submitted under section 3027(a) of this title and approved for any fiscal year beginning before Nov. 29, 1987, see section 701(a), (b) of Pub. L. 100-175, set out as an Effective Date of 1987 Amendment note under section 3001 of this title.

§ 3057j-1. Distribution of funds among organizations

Subject to the availability of appropriations to carry out this part, the amount of the grant (if any) made under this part to an organization for fiscal year 1992 and for each subsequent fiscal year shall be not less than the amount of the grant made under this part to the organization for fiscal year 1991.

(Pub. L. 89-73, title VI, § 624A, as added Pub. L. 102-375, title VI, § 604, Sept. 30, 1992, 106 Stat. 1270.)

§ 3057k. “Native Hawaiian” defined

For the purpose of this part, the term “Native Hawaiian” means any individual any of whose ancestors were natives of the area which consists of the Hawaiian Islands prior to 1778.

(Pub. L. 89-73, title VI, § 625, as added Pub. L. 100-175, title I, § 171, Nov. 29, 1987, 101 Stat. 963.)

Statutory Notes and Related Subsidiaries**EFFECTIVE DATE**

Section effective Oct. 1, 1987, except not applicable with respect to any area plan submitted under section 3026(a) of this title or any State plan submitted under section 3027(a) of this title and approved for any fiscal year beginning before Nov. 29, 1987, see section 701(a), (b) of Pub. L. 100-175, set out as an Effective Date of 1987 Amendment note under section 3001 of this title.

PART C—NATIVE AMERICAN CAREGIVER SUPPORT PROGRAM**Editorial Notes****PRIOR PROVISIONS**

A prior part C, consisting of sections 3057l to 3057n of this title, was redesignated part D of this subchapter.

§ 3057k-11. Program**(a) In general**

The Assistant Secretary shall carry out a program for making grants to tribal organizations

with applications approved under parts A and B, to pay for the Federal share of carrying out tribal programs, to enable the tribal organizations to provide multifaceted systems of the support services described in section 3030s-1 of this title for caregivers described in section 3030s-1 of this title.

(b) Requirements

In providing services under subsection (a), a tribal organization shall meet the requirements specified for an area agency on aging and for a State in the provisions of subsections (c), (d), and (f) of section 3030s-1 of this title and of section 3030s-2 of this title. For purposes of this subsection, references in such provisions to a State program shall be considered to be references to a tribal program under this part.

(Pub. L. 89-73, title VI, § 631, as added Pub. L. 106-501, title VI, § 604(3), Nov. 13, 2000, 114 Stat. 2288; amended Pub. L. 116-131, title II, § 217(d), Mar. 25, 2020, 134 Stat. 262.)

Editorial Notes**PRIOR PROVISIONS**

A prior section 631 of Pub. L. 89-73 was renumbered section 641 and is classified to section 3057l of this title.

AMENDMENTS

2020—Subsec. (b). Pub. L. 116-131 substituted “(c), (d), and (f)” for “(c), (d), and (e)”.

PART D—SUPPORTIVE SERVICES FOR HEALTHY AGING AND INDEPENDENCE**Editorial Notes****PRIOR PROVISIONS**

A prior part D, consisting of sections 3057l to 3057o of this title, was redesignated part E of this subchapter.

§ 3057k-21. Program**(a) In general**

The Assistant Secretary may carry out a competitive demonstration program for making grants to tribal organizations or organizations serving Native Hawaiians with applications approved under parts A and B, to pay for the Federal share of carrying out programs, to enable the organizations described in this subsection to build their capacity to provide a wider range of in-home and community supportive services to enable older individuals to maintain their health and independence and to avoid long-term care facility placement.

(b) Supportive services**(1) In general**

Subject to paragraph (2), supportive services described in subsection (a) may include any of the activities described in section 3030d(a) of this title.

(2) Priority

The Assistant Secretary, in making grants under this section, shall give priority to organizations that will use the grant funds for supportive services described in subsection (a) that are for in-home assistance, transportation, information and referral, case manage-

ment, health and wellness programs, legal services, family caregiver support services, and other services that directly support the independence of the older individuals served.

(3) Rule of construction

Nothing in this section shall be construed or interpreted to prohibit the provision of supportive services under part A or B.

(Pub. L. 89-73, title VI, §636, as added Pub. L. 116-131, title V, §501(3), Mar. 25, 2020, 134 Stat. 268.)

PART E—GENERAL PROVISIONS

Editorial Notes

CODIFICATION

Pub. L. 116-131, title V, §501(2), Mar. 25, 2020, 134 Stat. 267, redesignated part D of this subchapter as part E.

§ 3057l. Administration

In establishing regulations for the purpose of part A the Assistant Secretary shall consult with the Secretary of the Interior.

(Pub. L. 89-73, title VI, §641, formerly §631, as added Pub. L. 100-175, title I, §171, Nov. 29, 1987, 101 Stat. 963; amended Pub. L. 103-171, §3(a)(13), Dec. 2, 1993, 107 Stat. 1990; renumbered §641, Pub. L. 106-501, title VI, §604(2), Nov. 13, 2000, 114 Stat. 2288.)

Editorial Notes

AMENDMENTS

1993—Pub. L. 103-171 substituted “Assistant Secretary” for “Commissioner”.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE

Section effective Oct. 1, 1987, except not applicable with respect to any area plan submitted under section 3026(a) of this title or any State plan submitted under section 3027(a) of this title and approved for any fiscal year beginning before Nov. 29, 1987, see section 701(a), (b) of Pub. L. 100-175, set out as an Effective Date of 1987 Amendment note under section 3001 of this title.

§ 3057m. Payments

Payments may be made under this subchapter (after necessary adjustments, in the case of grants, on account of previously made overpayments or underpayments) in advance or by way of reimbursement in such installments and on such conditions, as the Assistant Secretary may determine.

(Pub. L. 89-73, title VI, §642, formerly §632, as added Pub. L. 100-175, title I, §171, Nov. 29, 1987, 101 Stat. 963; amended Pub. L. 103-171, §3(a)(13), Dec. 2, 1993, 107 Stat. 1990; renumbered §642, Pub. L. 106-501, title VI, §604(2), Nov. 13, 2000, 114 Stat. 2288.)

Editorial Notes

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Statutory Notes and Related Subsidiaries

EFFECTIVE DATE

Section effective Oct. 1, 1987, except not applicable with respect to any area plan submitted under section

3026(a) of this title or any State plan submitted under section 3027(a) of this title and approved for any fiscal year beginning before Nov. 29, 1987, see section 701(a), (b) of Pub. L. 100-175, set out as an Effective Date of 1987 Amendment note under section 3001 of this title.

§ 3057n. Authorization of appropriations

There are authorized to be appropriated to carry out this subchapter—

(1) for parts A and B, \$37,102,560 for fiscal year 2020, \$39,298,714 for fiscal year 2021, \$41,626,636 for fiscal year 2022, \$44,094,235 for fiscal year 2023, and \$46,709,889 for fiscal year 2024; and

(2) for part C, \$10,759,920 for fiscal year 2020, \$11,405,515 for fiscal year 2021, \$12,089,846 for fiscal year 2022, \$12,815,237 for fiscal year 2023, and \$13,584,151 for fiscal year 2024.

(Pub. L. 89-73, title VI, §643, formerly §633, as added Pub. L. 100-175, title I, §171, Nov. 29, 1987, 101 Stat. 963; amended Pub. L. 102-375, title VI, §605, Sept. 30, 1992, 106 Stat. 1270; renumbered §643 and amended Pub. L. 106-501, title VI, §§603, 604(2), Nov. 13, 2000, 114 Stat. 2288; Pub. L. 109-365, title VI, §602, Oct. 17, 2006, 120 Stat. 2590; Pub. L. 114-144, §7, Apr. 19, 2016, 130 Stat. 346; Pub. L. 116-131, title V, §501(1)(A), Mar. 25, 2020, 134 Stat. 267.)

Editorial Notes

AMENDMENTS

2020—Pub. L. 116-131 amended section generally. Prior to amendment, section related to authorization of appropriations for fiscal years 2017 to 2019.

2016—Par. (1). Pub. L. 114-144, §7(1), which directed substitution of “\$31,934,018 for fiscal year 2017, \$32,601,843 for fiscal year 2018, and \$33,269,670 for fiscal year 2019;” for “such sums” and all that followed through the semicolon, was executed by making the substitution for “such sums as may be necessary for fiscal year 2007, and such sums as may be necessary for subsequent fiscal years;” to reflect the probable intent of Congress.

Par. (2). Pub. L. 114-144, §7(2), which directed amendment of par. (2) by substituting “\$7,718,566 for fiscal year 2017, \$7,879,982 for fiscal year 2018, and \$8,041,398 for fiscal year 2019.” for “such sums” and all that followed through the period at the end, was executed by making the substitution for “\$6,500,000 for fiscal year 2007, \$6,800,000 for fiscal year 2008, \$7,200,000 for fiscal year 2009, \$7,500,000 for fiscal year 2010, and \$7,900,000 for fiscal year 2011.” to reflect the probable intent of Congress. The words “such sums” did not appear in text following the amendment by Pub. L. 109-365, §602(2).

2006—Par. (1). Pub. L. 109-365, §602(1), substituted “2007” for “2001”.

Par. (2). Pub. L. 109-365, §602(2), substituted “\$6,500,000 for fiscal year 2007, \$6,800,000 for fiscal year 2008, \$7,200,000 for fiscal year 2009, \$7,500,000 for fiscal year 2010, and \$7,900,000 for fiscal year 2011” for “\$5,000,000 for fiscal year 2001, and such sums as may be necessary for subsequent fiscal years”.

2000—Pub. L. 106-501, §603, amended section catchline and text generally, substituting provisions authorizing appropriations for fiscal year 2001 and subsequent years for provisions authorizing appropriations for fiscal years 1992 through 1995.

1992—Pub. L. 102-375 amended section generally, substituting provisions authorizing appropriations of \$30,000,000 for fiscal year 1992 and such sums as may be necessary for fiscal years 1993, 1994, and 1995, and designating 90 percent of such appropriations to carry out part A of this subchapter and 10 percent of such appropriations to carry out part B of this subchapter for provisions authorizing appropriations of \$13,400,000 for fis-