

103^D CONGRESS
1ST SESSION

H. R. 3161

To make technical amendments necessitated by the enactment of the Older Americans Act Amendments of 1992, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 28, 1993

Mr. MARTINEZ (for himself and Ms. MOLINARI) introduced the following bill; which was referred jointly to the Committees on Education and Labor and Banking, Finance and Urban Affairs

A BILL

To make technical amendments necessitated by the enactment of the Older Americans Act Amendments of 1992, 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 Act
5 Technical Amendments of 1993”.

6 **SEC. 2. TECHNICAL AMENDMENTS TO THE OLDER AMERI-**
7 **CANS ACT OF 1965.**

8 The Older Americans Act of 1965 (42 U.S.C. 3001–
9 3058ee) is amended—

1 (1) in section 102(3) by inserting “of the Unit-
2 ed States” after “Virgin Islands”,

3 (2) in section 202(a)(18)—

4 (A) by striking “, and service providers,”,

5 and

6 (B) by inserting “, and service providers,”

7 after “on aging”,

8 (3) in section 202(a)(27)(C) by striking “1994”
9 and inserting “1995”,

10 (4) in section 203(a)(3) by striking “Federal”
11 the first place it appears,

12 (5) in section 206(g)—

13 (A) in paragraph (1) by striking “1994”
14 and inserting “1995”,

15 (B) in paragraph (2)(B) by striking
16 “1993” and inserting “1994”, and

17 (C) in paragraph (3) by striking “1994”
18 and inserting “1995”,

19 (6) in section 302 by striking paragraph (10),

20 (7) in section 305(b)(1) by striking “clause (1)
21 of subsection (a)” and inserting “subsection (a)(1)”,

22 (8) in section 307—

23 (A) in subsection (a)(24) by striking the
24 semicolon at the end and inserting a period,

25 and

1 (B) in subsection (b)(2) by striking “the
2 requirement described in clause (3)(B) of sub-
3 section (a)” and inserting “such requirement”,

4 (9) in section 310(a)(1) by striking “Disaster
5 Relief and Emergency Assistance Act” and inserting
6 “Robert T. Stafford Disaster Relief and Emergency
7 Assistance Act”,

8 (10) in section 314(a) by striking “(a) PRO-
9 MOTION.—”,

10 (11) in section 321(a)(15) by striking “clause
11 (16) of section 307(a)” and inserting “chapter 3 of
12 subtitle A of title VII and section 307(a)(16)”,

13 (12) in section 402(b) by striking “Alcohol,
14 Drug Abuse, and Mental Health Administration”
15 and inserting “Substance Abuse and Mental Health
16 Services Administration”,

17 (13) in the first sentence of section 421(a) by
18 striking “purposes” the last place it appears and in-
19 serting “objectives”,

20 (14) in section 510 by striking “section 203 of
21 such Act (29 U.S.C. 1603)” and inserting “sections
22 203 and 204(d)(5)(A) of such Act (29 U.S.C. 1603,
23 1604(d)(5)(A))”, and

1 (15) in subsections (c) and (d) of section 614
2 by striking “Commission” and inserting “Assistant
3 Secretary”.

4 **SEC. 3. ASSISTANT SECRETARY FOR AGING.**

5 (a) AMENDMENTS TO THE OLDER AMERICANS ACT
6 OF 1965.—The Older Americans Act of 1965 (42 U.S.C.
7 3001–3058ee) is amended—

8 (1) by amending section 102(2) to read as fol-
9 lows:

10 “(2) The term ‘Assistant Secretary’ means the
11 Assistant Secretary for Aging.”,

12 (2) in section 201—

13 (A) in subsection (a) by striking “a Com-
14 missioner on” and inserting “an Assistant Sec-
15 retary for”,

16 (B) in subsection (c)—

17 (i) in paragraph (2) by striking “an
18 Associate Commissioner on” and inserting
19 “a Director of the Office for”, and

20 (ii) in paragraph (3) by striking “As-
21 sociate Commissioner on” and inserting
22 “Director of the Office for”,

23 (C) in subsection (d)—

24 (i) by striking “an Associate Commis-
25 sioner for Ombudsman Programs” and in-

1 serting “a Director of the Office of Long-
2 Term Care Ombudsman Programs”, and

3 (ii) by striking “Associate Commis-
4 sioner” each place it appears and inserting
5 “Director”, and

6 (D) by striking “Commissioner” each place
7 it appears and inserting “Assistant Secretary”,
8 (3) in section 202—

9 (A) in the heading by striking “COMMIS-
10 SIONER” and inserting “ASSISTANT SEC-
11 RETARY”,

12 (B) in subsection (a)(21)(A) by striking
13 “Associate Commissioner for Ombudsman Pro-
14 grams” and inserting “Director of the Office of
15 Long-Term Care Ombudsman Programs”,

16 (C) in subsection (e)(1)(A)(iv) by striking
17 “Associate Commissioner on” and inserting
18 “Director of the Office for”, and

19 (D) by striking “Commissioner” each place
20 it appears and inserting “Assistant Secretary”,
21 (4) in sections 212 and 429E—

22 (A) by striking “Associate Commissioner
23 on” and inserting “Director of the Office for”,
24 and

1 (B) by striking “Commissioner” each place
2 it appears and inserting “Assistant Secretary”,
3 (5) in section 307—

4 (A) in subsections (d) and (e) by striking
5 “Commissioner’s” each place it appears and in-
6 serting “Assistant Secretary’s”, and

7 (B) by striking “Commissioner” each place
8 it appears and inserting “Assistant Secretary”,
9 (6) in section 311(a)(4)(B) by striking “Com-
10 missioner” and inserting “Assistant Secretary for
11 Aging”,

12 (7) in section 427—

13 (A) in subsection (a) by striking “Commis-
14 sioner” and inserting “Assistant Secretary”,
15 and

16 (B) in subsection (b) by striking “Commis-
17 sioner on Aging” each place is appears and in-
18 serting “Assistant Secretary”,

19 (8) in sections 503(a) and 505(a) by striking
20 “Commissioner” and inserting “Assistant Secretary
21 for Aging”,

22 (9) in section 712—

23 (A) in subsection (h)(4)(A) by striking
24 “Associate Commissioner for Ombudsman Pro-

1 grams” and inserting “Director of the Office of
2 Long-Term Care Ombudsman Programs”, and

3 (B) by striking “Commissioner” each place
4 it appears and inserting “Assistant Secretary”,
5 (10) in section 751—

6 (A) in subsection (a) by striking “Associ-
7 ate Commissioner on” and inserting “Director
8 of the Office for”, and

9 (B) in subsection (b) by striking “Commis-
10 sioner” each place it appears and inserting “As-
11 sistant Secretary”, and

12 (11) by striking “Commissioner” each place it
13 appears, and inserting “Assistant Secretary”, in sec-
14 tions 203(a), 203A, 204(d), 205, 207, 211, 214,
15 215(b)(2), 301, 304, 305, 306, 307, 308, 309(a),
16 310, 312, 313(a), 321, 331, 336, 337, 338(a),
17 338A, 338B, 341, 351, 361, 381, 402, 411, 412,
18 421, 422, 423, 424, 425(a), 428, 429, 429A, 429B,
19 429C, 429D, 429E, 429F, 429G, 429H, 429I,
20 429J, 431, 432, 433, 505(b), 613, 614, 614A, 624,
21 631, 632, 701, 703, and 705(a)(7)(D), 713,
22 741(a)(4)(G), 763, and 764(a).

23 (b) AMENDMENTS TO OTHER LAW.—(1) Section
24 5315 of title 5 of the United States Code is amended in

1 the item relating to Assistant Secretaries of Health and
2 Human Services by striking “(5)” and inserting “(6)”.

3 (2) Section 9(b) of the National Foundation on the
4 Arts and the Humanities Act of 1965 (20 U.S.C. 958(b))
5 is amended by striking “Commissioner on Aging” and in-
6 serting “Assistant Secretary for Aging”.

7 (3) Sections 911(a)(8) and 921(a)(2) of the Alz-
8 heimers’ Disease and Related Dementias Services Re-
9 search Act of 1983 (42 U.S.C. 11211(a)(8), 11221(a)(2))
10 are amended by striking “Commissioner on Aging” and
11 inserting “Assistant Secretary for Aging”.

12 (4) Section 17(o)(3)(A) of the National School Lunch
13 Act (42 U.S.C. 1766(o)(3)(A)) is amended by striking
14 “Commissioner on Aging” and inserting “Assistant Sec-
15 retary for Aging”.

16 (c) REFERENCES.—Any reference to the Commis-
17 sioner on Aging in any order, rule, guideline, contract,
18 grant, suit, or proceeding that is pending, enforceable, or
19 in effect on the date of the enactment of this Act shall
20 be deemed to be a reference to the Assistant Secretary
21 for Aging.

1 **SEC. 4. MATTERS RELATING TO THE OLDER AMERICANS**
2 **ACT AMENDMENTS OF 1992.**

3 (a) TECHNICAL AMENDMENTS.—The Older Ameri-
4 cans Act Amendments of 1992 (Public Law 102–375; 106
5 Stat. 1195–1310) is amended—

6 (1) in section 202(g) by striking “1993” each
7 place it appears and inserting “1994”, and

8 (2) in section 211 by striking “1994” and in-
9 serting “1995”.

10 (b) DELAYED APPLICABILITY OF CERTAIN AMEND-
11 MENTS.—The amendments made by—

12 (1) sections 303(a)(2), 303(a)(3), 304 (exclud-
13 ing subsection (a)(2)), 305, 306, 307, and 317, and

14 (2) title VII,

15 of the Older Americans Act Amendments of 1992 (Public
16 Law 102–375; 106 Stat. 1221 et seq.) shall not apply with
17 respect to fiscal year 1993.

18 **SEC. 5. TECHNICAL AMENDMENTS TO THE NATIVE AMER-**
19 **ICAN PROGRAMS ACT OF 1974.**

20 The Native American Programs Act of 1974 (42
21 U.S.C. 2991–2992d) is amended—

22 (1) in section 802 by striking “Alaskan” and
23 inserting “Alaska”, and

24 (2) in the first sentence of section 803(a) by
25 striking “nonreservation areas” and inserting “areas

1 that are not Indian reservations or Alaska Native
2 villages”,

3 (3) in section 803A—

4 (A) in subsections (b), (c), and (d) by
5 striking “to which a grant is awarded under
6 subsection (a)(1)” each place it appears, and

7 (B) in subsection (f)(1) by striking “for
8 fiscal years 1988, 1989, and 1990 the aggre-
9 gate amount \$3,000,000 for all such fiscal
10 years” and inserting “for each of the fiscal
11 years 1992, 1993, and 1994, \$1,000,000”,

12 (4) in section 806(a)(2) by striking “Alaskan”
13 and inserting “Alaska”,

14 (5) in section 815—

15 (A) in paragraph (2) by striking “Alas-
16 kan” and inserting “Alaska”, and

17 (B) in paragraph (4) by adding a semi-
18 colon at the end, and

19 (6) in section 816—

20 (A) in subsections (a) and (b) by inserting
21 a comma after “803A” each place it appears,

22 (B) in subsection (c) by striking “are” and
23 inserting “is”,

1 (C) in subsection (e) by striking “fiscal
2 years 1992 and 1993” and inserting “fiscal
3 year 1994”, and

4 (D) by redesignating subsections (e) and
5 (f) as subsections (d) and (e), respectively.

6 **SEC. 6. AMENDMENTS REGARDING THE WHITE HOUSE CON-**
7 **FERENCE ON AGING.**

8 Title II of the Older Americans Amendments of 1987
9 (42 U.S.C. 3001 note) is amended—

10 (1) in section 202(a) by striking “December 31,
11 1994” and inserting “May 31, 1995”,

12 (2) in section 203(b)—

13 (A) in paragraph (1) by striking “sub-
14 section (a)(2)” and inserting “subsection
15 (a)(3)”, and

16 (B) in paragraph (3) by striking “sub-
17 section (a)(5)” and inserting “subsection
18 (a)(6)”,

19 (3) in section 204—

20 (A) in subsection (a)—

21 (i) in paragraph (1) by striking “90
22 days after the enactment of the Older
23 Americans Act Amendments of 1992” and
24 inserting “December 31, 1993”, and

1 (ii) in paragraph (2)(B) by striking
2 “60 days” and inserting “90 days”,

3 (B) in subsection (b) by moving the left
4 margin of paragraph (2) 2 ems to the right so
5 as to align such margin with the left margin of
6 paragraph (1), and

7 (C) in subsection (d) by striking “pre-
8 scribed rate for GS-18 under section 5332”
9 and inserting “equivalent of the maximum rate
10 of pay payable under section 5376”,

11 (4) in section 206(5) by inserting “of the
12 United States” after “Virgin Islands”, and

13 (5) in section 207—

14 (A) in subsection (a)(1) by striking
15 “1994” and inserting “1996”, and

16 (B) in subsection (b)—

17 (i) in paragraphs (1) and (2) by strik-
18 ing “June 30, 1995” each place it appears
19 and inserting “December 30, 1995”, and

20 (ii) in paragraph (3) by striking
21 “1994” and inserting “1995”.

1 **SEC. 7. AMENDMENTS TO THE COMMUNITY SERVICES**
2 **BLOCK GRANT ACT.**

3 (a) DISCRETIONARY AUTHORITY.—Section 681(a)(2)
4 of the Community Services Block Grant Act (42 U.S.C.
5 9910(a)(2)) is amended—

6 (1) in subparagraph (D) by striking “(includ-
7 ing” and all that follows through “facilities”, and in-
8 serting “, including rental housing for low-income
9 individuals”,

10 (2) by redesignating subparagraphs (E) and
11 (F) as subparagraphs (F) and (G), respectively, and

12 (3) by inserting after subparagraph (D) the fol-
13 lowing:

14 “(E) technical assistance and training pro-
15 grams regarding the planning and development
16 of community facilities (in selecting entities to
17 carry out such programs, the Secretary shall
18 give priority to organizations described in sub-
19 paragraph (D));”.

20 (b) ANNUAL REPORT.—Section 682 of the Commu-
21 nity Services Block Grant Act (42 U.S.C. 9911) is amend-
22 ed—

23 (1) in subsection (a)—

24 (A) in paragraph (1)—

25 (i) by striking “contract with” and in-
26 serting “making a grant to”,

1 (ii) by striking “this subtitle” and in-
2 serting “section 674”, and

3 (iii) by striking subparagraphs (A)
4 and (B) and inserting the following:

5 “(A) the uses of the Community Services Block
6 Grant to the States that are related to the purposes
7 of the subtitle;

8 “(B) The number of entities eligible for funds
9 under this subtitle, the number of low-income per-
10 sons served under this subtitle, and that amount of
11 information concerning the demographics of the low-
12 income populations served by such eligible entities as
13 is determined to be feasible.

14 “(C) Any additional information that the Sec-
15 retary considers to be appropriate to carry out this
16 subtitle, except that the Secretary may not require
17 a State to provide such additional information until
18 the expiration of the 1-year period beginning on the
19 date on which the Secretary notifies such State that
20 such additional information will be required to be
21 provided.”,

22 (B) in paragraphs (2) by striking “, by
23 contract,”, and

24 (C) by amending paragraph (3) to read as
25 follows:

1 “(3)(A) In selecting an entity to prepare a report
2 under this subsection, the Secretary shall give a preference
3 to any nonprofit entity that has demonstrated the ability
4 to secure the voluntary cooperation of grantees under this
5 subtitle in designing and implementing national Commu-
6 nity Block Grant information systems.

7 “(B) The Secretary shall award a grant under this
8 subsection not later than 180 days after the first day of
9 the first fiscal year beginning after the year for which the
10 report is being prepared.”, and

11 (2) in subsection (b) by striking “Not later”
12 and all that follows through “prepared, the”, and in-
13 serting “The”.

14 (c) TECHNICAL AMENDMENTS.—The Community
15 Services Block Grant Act (42 U.S.C. 9901–9912) is
16 amended—

17 (1) in section 673(4) by inserting “of the
18 United States” after “Virgin Islands”,

19 (2) in section 674(a)—

20 (A) in paragraphs (1)(B) and (2)(A)(ii) by
21 striking “681(c)” each place it appears and in-
22 serting “681(d)”, and

23 (B) in paragraph (3) by inserting “of the
24 United States” after “Virgin Islands”,

1 (3) in section 680(a) by striking “681(c)” and
2 inserting “681(d)”, and

3 (4) in section 681A by striking “Statewide”
4 and inserting “statewide”.

5 **SEC. 8. TECHNICAL AMENDMENTS WITH RESPECT TO**
6 **CHILD CARE.**

7 Section 8 of Public Law 102–586 is amended by
8 striking “Child Care and Development Block Grant Act
9 Amendments of 1992” each place it appears and inserting
10 “Child Care and Development Block Grant Act of 1990”.

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