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Older Americans Act: Overview and Funding

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Introduction

The Older Americans Act (OAA) supports a wide range of social services and programs for individuals aged 60 years or older. These include supportive services, congregate nutrition services (i.e., meals served at group sites such as senior centers, community centers, schools, churches, or senior housing complexes), home-delivered nutrition services, family caregiver support, community service employment, the Long-Term Care Ombudsman Program, and services to prevent the abuse, neglect, and exploitation of older persons. Except for Title V, Community Service Employment for Older Americans (CSEOA), all programs are administered by the Administration on Aging (AOA) in the Administration for Community Living (ACL) within the Department of Health and Human Services (HHS). Title V is administered by the Department of Labor's (DOL's) Employment and Training Administration.

The OAA has been reauthorized and amended numerous times since it was first enacted in 1965. In the 114th Congress, both the House and the Senate considered bipartisan legislation that would reauthorize the OAA for a three-year period. On April 19, 2016, President Barack Obama signed P.L. 114-144 (S. 192), the Older Americans Act Reauthorization Act of 2016. P.L. 114-144 authorizes appropriations for OAA programs for FY2017 to FY2019.[1] Prior to enactment of P.L. 114-144, the Older Americans Act Reauthorization of 2016, the last OAA reauthorization occurred in 2006, when the Older Americans Act Amendments of 2006 (P.L. 109-365) was enacted, extending the act's authorizations of appropriations through FY2011. Authorizations of appropriations for most OAA programs expired on September 30, 2011; however, OAA-authorized activities continued to receive funding for FY2012 through FY2016.

The following provides an overview of the Older Americans Act. It briefly describes the act's titles, highlighting selected provisions followed by FY2019 appropriations and a funding history.

Older Americans Act: Current Law

The OAA statutory language contains seven titles, which are summarized in this section, highlighting selected activities. Funding for most OAA programs is provided in annual HHS appropriations; OAA Title V is part of annual DOL appropriations. The next section provides information on FY2019 appropriations and the act's funding history.[2] **Appendix A** provides detailed OAA program budget authority for FY2010 through FY2019.

Title I. Declaration of Objectives; Definitions

Title I of the OAA sets out broad social policy objectives oriented toward improving the lives of all older Americans, including adequate income in retirement, the best possible physical and mental health, opportunity for employment, and comprehensive long-term care services, among other things. Also, Title I provides definitions for various terms under the act. Title I does not authorize appropriations.

[1] For more information on the OAA 2016 reauthorization see CRS Report R44485, *Older Americans Act: 2016 Reauthorization*.

[2] The funding amounts described in this report are in budget authority.

Title II. Administration on Aging

Title II establishes the Administration on Aging (AOA) as the chief federal agency advocating for older persons and sets out the responsibilities of AOA and the Assistant Secretary for Aging. The Assistant Secretary is appointed by the President with the advice and consent of the Senate. Title II also establishes State Units on Aging (SUAs), who serve as the state agency primarily responsible for planning and policy development as well as administration of OAA activities. In addition, the act authorizes the Assistant Secretary to make grants to eligible tribal organizations for social and nutrition services to older Native Americans.

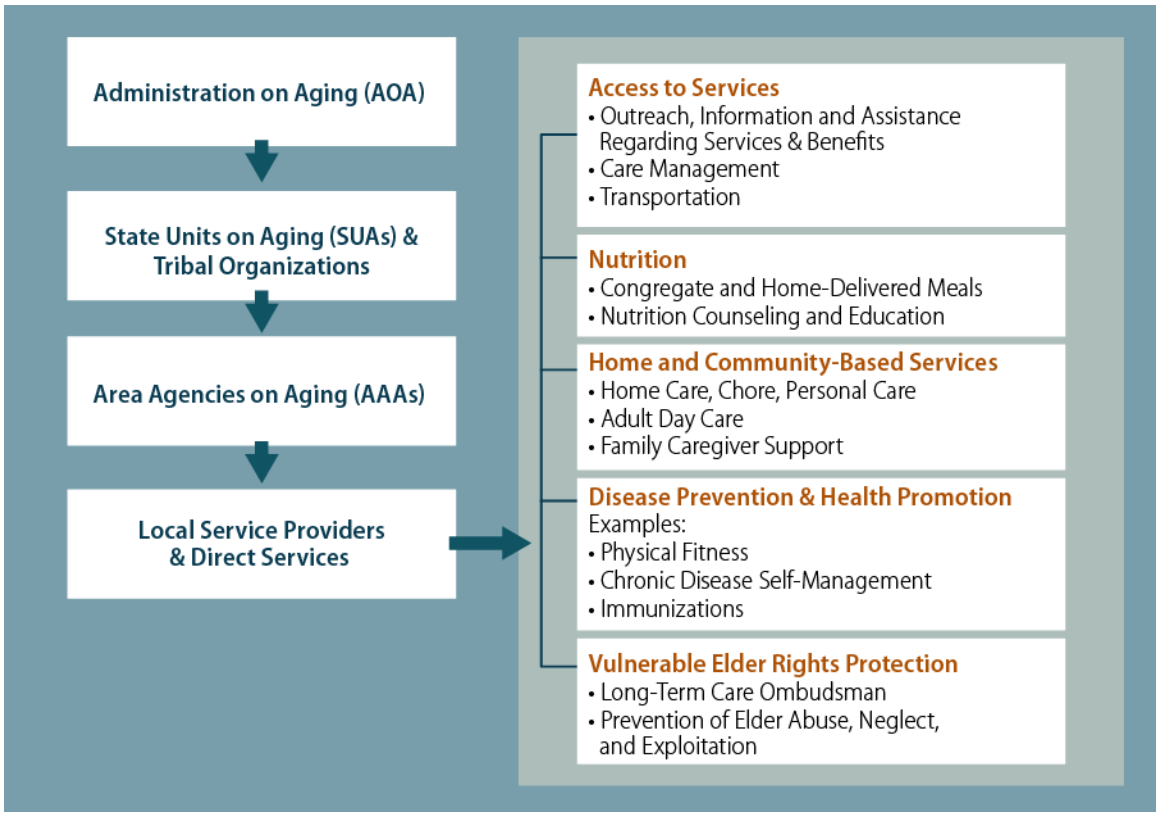
Title II also establishes Area Agencies on Aging (AAAs), which operate within a planning and service area (PSA) designated by the SUA. AAAs serve as local entities who, either directly or through contract with local service providers (LSPs), oversee a comprehensive and coordinated service system for the delivery of social, nutrition, and long-term services and supports to older individuals. AAAs are required to be public or private nonprofit organizations. According to a 2016 survey of AAAs across the country, the majority of AAAs were public organizations (55% public versus 39% private nonprofit, and 5% other).[3] Collectively, these 56 SUAs, 622 AAAs and over 250 tribal and Native Hawaiian organizations, and tens of thousands of aging and social service providers in local communities comprise the Aging Network (see **Figure 1**).[4] With respect to the distribution of federal funding, AOA allocates federal funds authorized under OAA statutory funding formulas to SUAs and tribal organizations. SUAs, in turn, award these funds to AAAs based on an intrastate funding formula developed in accordance with AOA guidelines and approved by the Assistant Secretary.

Discretionary funding authorized under Title II goes toward program administration and Aging and Disability Resource Centers (ADRCs), described in greater detail below, as well as other authorized activities that support the Aging Network and Elder Rights activities (see textbox entitled "OAA Title II: Aging Network and Elder Rights Support Activities"). Program administration funding for all Administration for Community Living (ACL) programs, which includes those authorized by the OAA, is funded at $41.1 million in FY2019.

[3] National Association of Area Agencies on Aging, *National Survey of Area Agencies on Aging: Serving America's Older Adults, 2017 Report*, https://www.n4a.org/Files/2017%20AAA%20Survey%20Report/AAANationalSurvey_web.pdf#page=24.

[4] Ibid., the 56 State Units on Aging include the 50 states, 5 U.S. territories, and the District of Columbia.

Figure 1. The Aging Network



Source: Prepared by the Congressional Research Service.

Aging and Disability Resource Centers

The aim of Aging and Disability Resource Centers (ADRCs) is to create "one-stop shop" single entry points for information about the range of public and private long-term services and supports (LTSS) available to consumers. ADRCs may provide options counseling regarding public and private LTSS, and provide access to public programs such as Medicaid and Department of Veterans Affairs programs. ADRCs may also provide discharge planning and care transition services to help individuals remain in their own homes after a hospitalization, rehabilitation, or skilled nursing facility visit. There are over 500 ADRC sites nationwide, operating in 50 states, two territories, and the District of Columbia.[5] Discretionary funding to ADRCs is $8.1 million in FY2019.[6]

[5] U.S. Department of Health and Human Services, Administration for Community Living, Administration on Aging, *FY2015 Report to Congress: Older Americans Act*, January 12, 2017, p. 7, https://www.acl.gov/sites/default/files/about-acl/2017-03/FY15OAAReportCongress_2017-1-24.docx. U.S. Department of Health and Human Services, Administration for Community Living, Administration on Aging, *Aging and Disability Resource Centers in a No Wrong Door System*, https://www.acl.gov/sites/default/files/news%202017-03/ADRC_NWD2014.pdf. ADRCs may be located through the Eldercare Locator directory http://www.eldercare.gov.

[6] Beginning in FY2009, Congress provided mandatory funding under the Medicare Improvements for Patients and Providers Act (MIPPA, P.L. 110-275; 42 U.S.C. 1395b-3 note) for Medicare enrollment assistance to Aging Disability Resource Centers (ADRCs), as well as Area Agencies on Aging (AAAs), State Health Insurance and Assistance Programs (SHIPs), and the National Center for Benefits Outreach and Enrollment. ADRCs received $5 million in mandatory funding for FY2019.

Senior Medicare Patrol Program

Also authorized under Titles II and IV (Sections 201, 201, and 411) of the OAA is the Senior Medicare Patrol (SMP) Program, which funds projects that educate older Americans and their families to recognize and report Medicare and Medicaid fraud. Beginning in FY2016, discretionary funding under ACL's budget authority is no longer provided for SMP. Instead, appropriations language since FY2016 has funded SMP activities under discretionary appropriations from the Centers for Medicare and Medicaid Services (CMS) Health Care Fraud and Abuse Control (HCFAC) account. This account distributes funding to various antifraud activities from the Medicare Trust Fund at the joint discretion of the HHS Secretary and Attorney General, and distributes certain discretionary appropriations at the discretion of Congress.[7] The Department of Defense and Labor, Health and Human Services, and Education Appropriations Act, 2019, and Continuing Appropriations Act, 2019 (P.L. 115-245), instructs the HHS Secretary to provide not less than $17.6 million from HCFAC to SMP in FY2019.[8]

OAA Title II: Aging Network and Elder Rights Support Activities

The following OAA programs and activities receive discretionary funding under OAA Title II:

Aging Network Support Activities

- *The National Eldercare Locator and Engagement* program assists individuals, through a nationwide toll-free phone number and website, in identifying community resources for older persons (http://www.eldercare.gov, or 1-800-677-1116). It also supports model programs in senior civic engagement and volunteer engagement (FY2019 funding is $2.0 million).
- *The Pension Counseling and Information Program* provides funds to six regional counseling projects that help older Americans learn about and receive the retirement benefits to which they are entitled. This program also supports the National Education and Resource Center on Women and Retirement Planning, which provides workshops and information on financial education and retirement planning for women (FY2019 funding is $1.9 million).

Elder Rights Support Activities

- *The National Center on Elder Abuse* provides information to the public and professionals regarding elder abuse prevention activities, and provides training and technical assistance to state elder abuse agencies and to community-based organizations (https://ncea.acl.gov, FY2019 funding is $765,152).
- *The National Long-Term Care Ombudsman Resource Center* provides training and technical assistance to state and local long-term care ombudsmen (http://www.ltcombudsman.org, FY2019 funding is $516,407).

Source: Personal communication with G. Steven Hagy, director, ACL Office of Budget and Finance, October 22, 2018; U.S. Department of Health and Human Services, Administration for Community Living, *Fiscal Year 2019 Justification of Estimates for Appropriations Committees*, pp. 82-83 and 142-143.

Note: ACL reported combined program funding for the National Eldercare Locator and civic engagement under *National Eldercare Locator and Engagement*; however, civic engagement activities are authorized under OAA Title IV, Section 417, and included under Title II activities for simplicity.

[7] The Consolidated Appropriations Act, 2018 (P.L. 115-141), Division H, Title II, instructed the HHS Secretary to provide not less than $17.6 million from HCFAC to SMP in FY2018. According to the ACL FY2018 Operating Plan, FY2018 SMP Funding was $18.0 million, Administration for Community Living, *Operating Plan for FY 2018*, https://www.acl.gov/sites/default/files/about-acl/2018-09/FY%202018%20ACL%20Operating%20Plan%20remediated.pdf.

[8] P.L. 115-245, Division B, Title II.

Title III. Grants for State and Community Programs on Aging

Title III authorizes grants to 56 SUAs and 629 AAAs to act as advocates on behalf of, and to coordinate programs for, older persons. Title III accounts for 72.9% of the OAA's total FY2019 funding ($1.498 billion out of $2.055 billion). States receive separate allotments of funds based on a statutory funding formula for supportive services and centers, family caregiver support, congregate nutrition, home-delivered nutrition, the nutrition services incentive grant program, and disease prevention and health promotion services.[9] The OAA allows states some flexibility to transfer funds among Title III programs. For example, in FY2015, the most recent year for which data are available, states collectively transferred a net total of $97.4 million from congregate nutrition to either supportive services or home-delivered nutrition.[10]

Title III services are available to all persons aged 60 and older, but are targeted at those with the greatest economic or social need, particularly low-income and minority persons, older individuals with limited English proficiency, and older persons residing in rural areas. Means testing is prohibited. Participants are encouraged to make voluntary contributions for services they receive. States are allowed to implement cost-sharing policies for certain services based on a sliding-scale fee, but older persons must not be denied services due to failure to make cost-sharing payments. State, local, and private funding sources also supplement federal OAA funds for these services.

In 2016, the most recent year for which data are available, 11.3 million older persons were served by Title III programs.[11] Title III services included the provision of 145.2 million home-delivered meals; 79.2 million congregate meals; 23.7 million rides to medical appointments, grocery stores, and other activities; 40.7 million hours of personal care, homemaker, and chore services; and 10.6 million hours of adult day care/adult day health services in 2016.[12]

Title IV. Activities for Health, Independence, and Longevity

Title IV of the OAA authorizes the Assistant Secretary for Aging to award funds for training, research, and demonstration projects in the field of aging. Over the years, Title IV has supported a wide range of research and demonstration projects, including those related to income, health, housing, retirement, and long-term services and supports, as well as projects on career preparation and continuing education for personnel in the field of aging. Title IV activities receive $37.0 million in discretionary funding for FY2019. Funding provided under Title IV goes toward various activities that are designed to support health, independence, and longevity of older individuals (see textbox entitled "OAA Title IV: Activities for Health, Independence, and Longevity").[13] FY2018 appropriations language accepted ACL's proposal to consolidate the

[9] State allotments for Title III programs are listed at HHS, ACL, *State and Tribal Funding Allocations*, https://www.acl.gov/node/124.

[10] U.S. Department of Health and Human Services, Administration for Community Living, Administration on Aging, *FY2015 Report to Congress: Older Americans Act*, pp. 17-18, https://www.acl.gov/sites/default/files/about-acl/2017-03/FY15OAAReportCongress_2017-1-24.docx.

[11] U.S. Department of Health and Human Services, Administration for Community Living, *AGing Integrated Database (AGID), State Program Reports, Data at a Glance*, https://agid.acl.gov/DataGlance/SPR/.

[12] Ibid.

[13] Title IV Section 411 also authorizes Falls Prevention activities. Funding for these activities for FY2018 were provided under mandatory funding for the Prevention and Public Health Fund. "Explanatory Statement Submitted by Mr. Frelinghuysen, Chairman of the House Committee on Appropriations, Regarding the House Amendment to the Senate Amendments on H.R. 1625," *Congressional Record*, vol. 164, no. 50, Book III (March 22, 2018), pp. H2705 and H2748.

funding of four Alzheimer's programs into one single program, entitled the Alzheimer's Disease Program: (1) Alzheimer's Disease Initiative – Specialized Supportive Services, (2) the Alzheimer's Disease Initiative – Communications Campaign, (3) Alzheimer's Disease Supportive Services, and (4) the National Alzheimer's Call Center.[14] Total funding is $23.5 million for FY2019, of which $8.8 million is discretionary budget authority included in this report and another $14.7 million is mandatory funding from the Prevention and Public Health Fund (PPHF).

[14] The Alzheimer's Disease Initiative Programs are authorized under OAA Section 411 and Section 4002 of the Patient Protection and Affordable Care Act; funding for these programs is provided from the PPHF. The Alzheimer's Disease Supportive Services Program is authorized under Section 398 of the Public Health Services Act and prior year funding was provided under the Alzheimer's Disease Supportive Services Program line-item appropriation. The National Alzheimer's Call Center is authorized under OAA Section 411 and prior year funding was provided under OAA Title IV Aging Network Support Activities.

OAA Title IV: Activities for Health, Independence, and Longevity

The following OAA programs and activities receive discretionary funding under Title IV authorities:

Aging Network Support Activities

- *National Resource Centers on Native American Elders* provide research and technical information on health, long-term services and supports, elder abuse, mental health, and other issues relevant to older Native Americans (FY2019 funding is $654,540).
- *National Minority Aging Organizations Technical Assistance Centers* provide culturally and linguistically appropriate information on health promotion and disease prevention for Asian-Pacific American, Native American, Hispanic, and African-American older individuals, and older lesbian, gay, bisexual, and transgender (LGBT) persons (FY2019 funding is $1.2 million).
- *Program Performance and Technical Assistance* supports the development of outcome measures and performance measurement tools to assess the results of OAA programs (FY2019 funding is $1.7 million).
- *Holocaust Survivor's Assistance* provides supportive services for aging Holocaust survivors living in the United States (FY2019 funding is $5.0 million).
- *Care Corps Demonstration Grants* support public agencies and nonprofits in placing volunteers to provide nonmedical care to help family caregivers, seniors, and individuals with disabilities to maintain independence (FY2019 funding is $5.0 million).[15]

Elder Rights Support Activities

- *Legal Assistance and Supports* funds two different activities. First, Model Approaches help states integrate Adult Protective Services into broader state legal service delivery networks. Second, Legal Assistance and Support grants fund services to professionals and advocates working in legal, elder rights, and aging and disability services to further develop resources available to older individuals with social or economic needs (FY2019 funding is $2.6 million).
- *Elder Justice/Adult Protective Services* (APS) provides funding for demonstration grants to states to enhance their APS Systems, technical assistance to states with regard to the national APS data collection effort, and research in the areas of elder abuse, neglect, and exploitation (FY2019 funding is $12.0 million).

Alzheimer's Disease Program

- The FY2018 explanatory statement directed ACL to "expand support for evidence-based interventions funded in fiscal year 2017 and to test cutting edge approaches that will serve persons with Alzheimer's disease, related dementias, and their family caregivers." It also includes funding for the National Alzheimer's Call Center (FY2019 funding $8.8 million).

Source: Personal communication with G. Steven Hagy, director, ACL Office of Budget and Finance, October 22, 2018; U.S. Department of Health and Human Services, Administration for Community Living, *Fiscal Year 2019 Justification of Estimates for Appropriations Committees*, pp. 81-86, 103-106 and 141-147; "Explanatory Statement Submitted by Mr. Frelinghuysen, Chairman of the House Committee on Appropriations, Regarding the House Amendment to the Senate Amendments on H.R. 1625," Congressional Record, vol. 164, no. 50, Book III (March 22, 2018), p. H2704; H.Rept. 115-952, pp. 540, 588.

Note: FY2019 funding for the Elder Justice Initiative may also be used for activities authorized under OAA Section 751 and the Elder Justice Act (§2042(a) of the Social Security Act).

Title V. Community Service Senior Opportunities Act

Title V, Community Service Senior Opportunities Act, also known as Community Service Employment for Older Americans (CSEOA) or the Senior Community Service Employment Program (SCSEP), has as its purpose the promotion of useful part-time opportunities in community service activities for unemployed low-income[16] persons who are 55 years or older and who have poor employment prospects. The Title V program is administered by DOL's Employment and Training Administration; it is the only OAA program not administered by HHS

[15] The description of Care Corps is based on H.Rept. 115-862, pp. 110-111; H.Rept. 115-952, p. 540.

[16] Participants' incomes must be no greater than 125% of the federal poverty guidelines, 20 C.F.R. §641.500.

under ACL. For FY2019, Title V represents 19.5% of OAA discretionary funding ($400.0 million out of $2.055 billion). DOL allocates Title V funds for grants based on a statutory funding formula to state agencies in all 50 states, the District of Columbia, Puerto Rico, and the U.S. territories, and to national organizations. There is a 10% nonfederal match requirement for Title V grant activities.

SCSEP participants are placed in part-time positions working in a variety of community service activities, such as day care centers, senior centers, schools, and hospitals.[17] Participants work part-time and receive on-the-job experience and skills. The program operates on a program year (PY) basis from July 1 through June 30.[18] For PY2016 (ending June 30, 2017), the CSEOA program supported 44,678 job slots, serving 60,002 participants.[19] In FY2017, CSEOA had a cost of $7,339 per participant.[20] Enrollees are paid no less than the highest of the federal minimum wage, the state or local minimum wage, or the prevailing wage paid by the same employer for similar public occupations. In addition to wages, enrollees receive training, physical examinations, personal and job-related counseling, transportation for employment purposes (under certain circumstances), and placement assistance into unsubsidized jobs.

The OAA Reauthorization Act of 2016 made certain changes to SCSEP core performance indicators to more closely align such indicators to those of WIOA. The act required the Secretary of Labor to implement the new indicators by December 31, 2017. DOL published an Interim Final Rule (IFR) on December 1, 2017, and began collecting data.[21] The data on these new indicators will continue to be collected in PY2018 and be used as baseline data to establish targets for future years, subject to continued appropriations.[22] A final rule was published on July 30, 2018, which became effective August 29, 2018.[23] The final rule adopted the new indicators without change. Grantees are required to report performance information under the measures implemented in the IFR beginning in PY2018 (July 1, 2018).

Title VI. Grants for Services for Native Americans

Title VI authorizes funds for supportive and nutrition services to older Native Americans. Funds are awarded directly by ACL to Indian tribal organizations, Native Alaskan organizations, and nonprofit groups representing Native Hawaiians. To be eligible for funding, a tribal organization

[17] U.S. Department of Labor, *Senior Community Service Employment Program*, http://www.doleta.gov/Seniors/.

[18] Program Year 2018 allotments were announced in a series of letters and change documents available at U.S. Department of Labor, Training and Employment Guidance Letter No. 17-17, https://wdr.doleta.gov/directives/corr_doc.cfm?docn=8825. Per OAA Section 517(b), CSEOA is forward funded; for example, dollars appropriated in FY2018 (October 1, 2017 to September 30, 2018) are used for PY2018 (July 1, 2018 to June 30, 2019).

[19] There are more participants than job slots in a given program year; as participants leave the program, their job slots can be filled by new participants. Personal communication with Bryon Anderson, Senior Advisor, Office of Congressional and Intergovernmental Affairs, U.S. Department of Labor, July 12, 2018. Department of Labor Employment and Training Administration, *State Statutory Formula Funding, Community Service Employment for Older Americans, Dollars Tables, PY 2016*, https://www.doleta.gov/budget/statfund.cfm.

[20] U.S. Department of Labor, *Fiscal Year 2019 Congressional Budget Justification, Employment and Training Administration, Community Service Employment for Older Americans*, p. CSEOA-13, https://www.dol.gov/sites/dolgov/files/legacy-files/budget/2019/CBJ-2019-V1-05.pdf.

[21] Department of Labor, "Senior Community Service Employment Program; Performance Accountability," 82 *Federal Register* 56869, December 1, 2017.

[22] U.S. Department of Labor, *Fiscal Year 2019 Congressional Budget Justification, Employment and Training Administration, Community Service Employment for Older Americans*, p. CSEOA-13.

[23] Department of Labor, "Senior Community Service Employment Program; Performance Accountability," 83 *Federal Register* 36407, July 30, 2018.

must represent at least 50 Native Americans aged 60 and older. In FY2017, grants were awarded to 270 tribal organizations representing 400 Indian tribes and villages, including one organization serving Native Hawaiian elders.[24] The program provides services such as transportation, home-delivered and congregate nutrition services, information and referral, and a wide range of home care services. Title VI also authorizes caregiver support services to Native American elders. Respite, caregiver training, information and outreach, counseling, and support groups are among the services provided. For FY2019, these programs receive $44.3 million ($34.2 million for supportive and nutrition services, and $10.1 million for Native American family caregivers).

Title VII. Vulnerable Elder Rights Protection Activities

Title VII authorizes the Long-Term Care (LTC) Ombudsman Program as well as Elder Abuse, Neglect, and Exploitation Prevention Programs. For FY2019, these programs are funded at a total of $21.7 million.[25] The majority of Title VII funding ($16.9 million, or 78%, in FY2019) is directed at the LTC Ombudsman Program, which investigates and resolves complaints of residents in nursing facilities, board and care facilities, and other adult care homes. In FY2016, ombudsmen handled more than 199,000 resident complaints and provided almost 520,000 consultations to individuals and long-term care facilities.[26]

FY2019 Appropriations Overview

The Department of Defense and Labor, Health and Human Services, and Education Appropriations Act, 2019 and Continuing Appropriations Act, 2019 (P.L. 115-245), provided discretionary appropriations for OAA programs, projects, and activities under ACL's Aging and Disability Services Programs budget authority and the Department of Labor budget authority at an estimated total of $2.055 billion for FY2019, which is $17.1 million (0.8%) more than FY2018 levels.[27] **Figure 2** shows the distribution of FY2019 OAA discretionary amounts by title, with program-level detail for Title III State and Community Programs on Aging. Title III programs received the largest proportion of OAA funding, with 72.9% of funding appropriated to nutrition, supportive services, family caregivers, and health promotion activities. About one-fifth of OAA funding (19.5%) is allocated to Title V, the CSEOA Program. The remaining funds are allocated to AOA-administered activities under Titles II (2.6%) and IV (1.8%), grants to Native Americans under Title VI (2.2%), and vulnerable elder rights protection activities under Title VII (1.1%).

Several OAA programs saw increases in funding for FY2019 compared with FY2018-enacted levels. Title III programs received a $5.0 million increase in funding for congregate nutrition services and home-delivered nutrition services each, and an additional $0.60 million was

[24] U.S. Department of Health and Human Services, Administration for Community Living, *Fiscal Year 2019 Justification of Estimates for Appropriations Committees*, p. 76.

[25] State allocation tables are at ACL, *State and Tribal Funding Allocations*, https://www.acl.gov/node/124.

[26] U.S. Department of Health and Human Services, Administration for Community Living, *Fiscal Year 2019 Justification of Estimates for Appropriations Committees*, pp. 123-124.

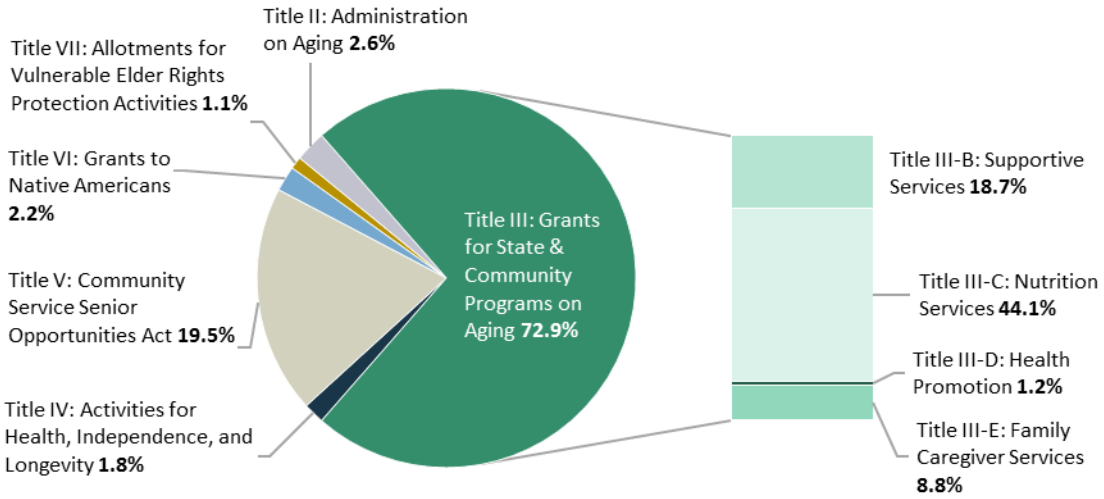
[27] Program Administration funding reflects administration costs for ACL-administered programs authorized under OAA as well as the Developmental Disabilities Assistance and Bill of Rights Act (DD Act), the Help America Vote Act (HAVA), the Assistive Technology (AT) Act, the Rehabilitation Act, the Public Health Services Act (PHSA), the Elder Justice Act (EJA), and the Medicare Improvements for Patients and Providers Act (MIPPA). (U.S. Department of Health and Human Services, Administration for Community Living, *Fiscal Year 2019 Justification of Estimates for Appropriations Committees*, p. 251.) In addition, the Falls Prevention Program and Alzheimer's Disease Program, both authorized under OAA Title IV, receive mandatory funding under the Public Health Prevention Fund (PPHF). The Senior Medicare Patrol Program also receives mandatory HCFAC account funding. These mandatory amounts are not reflected in the estimated OAA total.

appropriated for the National Family Caregiver Support Program. An additional $5.0 million was provided for Title IV Aging Network Support Activities for new Care Corps Demonstration Grants. Title VI grants to Native Americans received an increase of $1.5 million for supportive and nutrition and caregiver services.

Title V, the CSEOA program, saw no change in funding compared to the FY2018 level of $400.0 million.

Figure 2. Older Americans Act, FY2019 Discretionary Appropriations

(funding as a percentage of total OAA funding, $2.055 billion)



Source: H.Rept. 115-952, pp. 71, 107-108, 540-541, 551, 587-590; personal communication with G. Steven Hagy, director, ACL Office of Budget and Finance, October 22, 2018.

Note: Sums may not total due to rounding.

OAA Funding History

Overall, annual OAA discretionary funding has declined over the 10-year period from FY2010 to FY2019 (not adjusted for inflation). Since FY2010, total OAA funding levels have remained below the FY2010 level when discretionary funding was at its highest amount of $2.328 billion (see **Figure 3**). For FY2010, a one-time special appropriation provided additional funding to the CSEOA Program to serve low-income seniors affected by the recession.

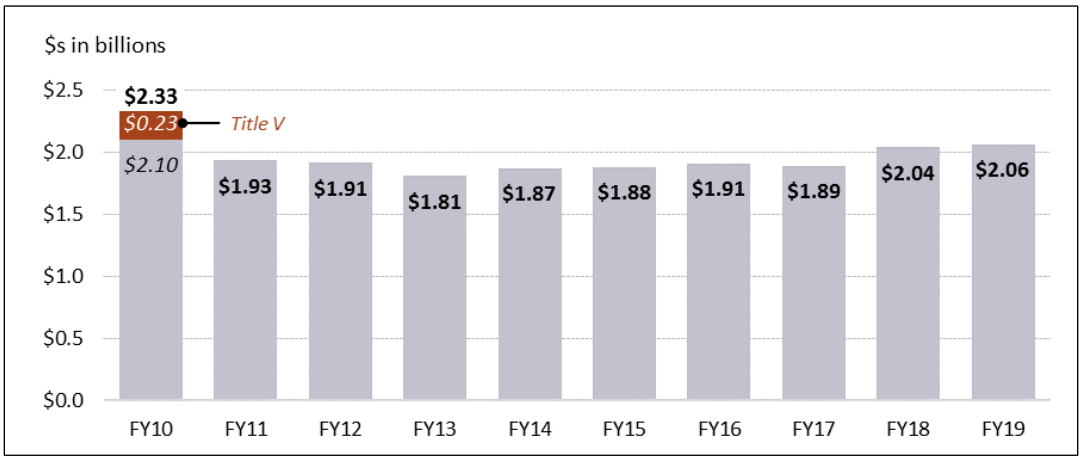
Total discretionary funding for OAA programs declined in FY2011 through FY2013, with FY2013 funding of $1.807 billion falling below the FY2007 level of $1.855 (not shown). Most of the 5.5% reduction from FY2012 to FY2013 is attributable to sequestration.[28]

[28] The Budget Control Act of 2011 (BCA; P.L. 112-25) tasked a Joint Select Committee on Deficit Reduction with developing a deficit reduction plan for Congress and the President to enact by January 15, 2012. The failure of Congress and the President to enact deficit reduction legislation by that date triggered an automatic spending reduction process that included sequestration. This sequestration affected OAA programs through a 5% reduction in nonexempt nondefense discretionary funding in FY2013. In addition, the Consolidated and Further Continuing Appropriations Act, 2013 (P.L. 113-6), which generally funded discretionary HHS and Department of Labor (DOL) programs for FY2013 at their FY2012 levels, also included an across-the-board rescission of 0.2% per Section 3004.

For FY2014 through FY2016, total OAA funding increased slightly each year from the FY2013 level, which was the lowest level of OAA funding over the 10-year period. FY2017 saw a slight funding decrease, with total OAA funding at 1.4% less than FY2016; most of the decrease is due to a 7.9% reduction to Title V CSEOA funding in FY2017. In FY2018, total OAA funding increased by $150.2 million, or 8.0%, which is the largest increase in funding over the same 10-year period. For FY2019, total OAA funding increased by $17.1 million, or 0.8%. (Amounts in this discussion are not adjusted for inflation.) For programs and activities funded by OAA title over this time period, see **Appendix A**.

Figure 3. Total Discretionary Funding for Older Americans Act Programs, FY2010-FY2019

($ billions)



Source: Prepared by CRS based on appropriations legislation, committee reports, explanatory statements, and agency operating plans. Amounts are nominal dollars (not adjusted for inflation).

Note: The FY2010 Title V funding level included $225 million that, according to the DOL, "was intended as a one-time provision related to current economic conditions. The additional funding was provided as a short-term program expansion to support temporary job opportunities for low-income elderly individuals while the nation recovers from the economic downturn." (DOL, FY2011 Congressional Budget Justification, Employment and Training Administration, Community Service Employment for Older Americans (CSEOA), p. CSEOA-2).

Appendix A. Older Americans Act Programs: FY2010-FY2019 Funding

Table A-1 shows the discretionary budget authority history for OAA programs for FY2010 through FY2019. Amounts are not adjusted for inflation. The table includes several nonadd lines—in italicized font with funding amounts in parentheses—for specific programs within a larger budget account (i.e., Nutrition Services).

Amounts shown in **Table A-1** also account for the following:

- Across-the-board reductions though rescissions and the discretionary spending sequestration in FY2013. These include the following:
  - FY2011 amounts reflect the 0.2% across-the-board rescission required by §1119.
  - The FY2012 Consolidated Appropriations Act (P.L. 112-74), Division F, §527, applied a 0.189% across-the-board rescission to most Labor-HHS-Education accounts, including OAA accounts.
  - FY2013 amounts reflect sequestration pursuant to the Budget Control Act of 2011 (P.L. 112-25) and the American Taxpayer Relief Act of 2012 (ATRA; P.L. 112-240) and the across-the-board rescission of 0.2% required by the Consolidated and Further Continuing Appropriations Act, 2013 (P.L. 113-6, §3004), and transfers.
- For FY2011, funding for OAA programs was provided through full-year continuing appropriations. This gave the agency some flexibility in allocating funds across programs for these years. To the extent feasible, CRS determined the amounts in these years for each program based on agency budget documents and operating plans.

Table A-1. Discretionary Budget Authority for the Older Americans Act (OAA) Programs: FY2010-FY2019
($ in millions)

OAA Programs	FY2010[a]	FY2011	FY2012	FY2013	FY2014[b]	FY2015	FY2016	FY2017	FY2018	FY2019
Title II: Administration on Aging	**$64.252**	**$40.075**	**$43.160**	**$40.741**	**$50.007**	**$50.007**	**$51.359**	**$51.359**	**$54.360**	**$54.360**
Program administration	19.976	19.939	23.063	21.771	30.035[c]	30.035	40.063	40.063	41.063	41.063
Aging network support activities	44.276	2.891[d]	2.886	2.274	3.661[e]	3.661	3.896[f]	3.896	3.896	3.896
Senior Medicare Patrol	—	9.420[g]	9.402	8.875	8.910	8.910	0[h]	0[h]	0[h]	0[h]
Aging and Disability Resource Centers	—	6.469[g]	6.457	6.095	6.119	6.119	6.119	6.119	8.119	8.119
Elder rights support activities	—	1.355[i]	1.352	1.277	1.282	1.282	1.281	1.281	1.282	1.282
Title III: Grants for State and Community Programs on Aging	**$1,362.866**	**$1,360.342**	**$1,357.770**	**$1,281.470**	**$1,327.815**	**$1,327.815**	**$1,352.911**	**$1,358.411**	**$1,487.261**	**$1,497.861**
Supportive services and centers	368.290	367.611	366.916	347.724	347.724	347.724	347.724	350.224	385.074	385.074
Family caregivers[i]	154.197	153.912	153.621	145.586	145.586	145.586	150.586	150.586	180.586	181.186
Disease prevention/health promotion	21.026	20.984	20.944	19.849	19.848	19.848	19.848	19.848	24.848	24.848
Nutrition services	819.353	817.835	816.289	768.311	814.657	814.657	834.753	837.753	896.753	906.753
Congregate meals (nonadd)	*440.718*	*439.901*	*439.070*	*416.104*	*438.191*	*438.191*	*448.342*	*450.342*	*490.342*	*495.342*
Home-delivered meals (nonadd)	*217.644*	*217.241*	*216.830*	*205.489*	*216.397*	*216.397*	*226.342*	*227.342*	*246.342*	*251.342*
Nutrition services incentive grants (nonadd)	*160.991*	*160.693*	*160.389*	*146.718*	*160.069*	*160.069*	*160.069*	*160.069*	*160.069*	*160.069*
Title IV: Activities for Health, Independence, and Longevity	**$19.020**	**$27.102**	**$7.723**	**$7.291**	**$6.392**	**$12.892**	**$16.658**	**$18.658**	**$31.957**	**$36.957**
Program Innovations	19.020	19.069	0.000	0.000	0.000	0.000	0.000	0.000	0.000	0.000
Elder rights support activities	—	2.741k	2.736	2.582	2.592	6.592[k]	10.593	12.593	14.592	14.592
Aging network support activities	—	5.292[l]	4.988	4.708	3.800[e]	6.300[m]	6.065[f]	6.065	8.565	13.565
Alzheimer's Disease Program	—	—	—	—	—	—	—	—	8.800[n]	8.800

OAA Programs	FY2010[a]	FY2011	FY2012	FY2013	FY2014[b]	FY2015	FY2016	FY2017	FY2018	FY2019
Title V: Community Service Senior Opportunities Act	**$825.425[c]**	**$449.100**	**$448.251**	**$424.805**	**$434.371**	**$434.371**	**$434.371**	**$400.000**	**$400.000**	**$400.000**
Title VI: Grants to Native Americans	**$34.092**	**$34.029**	**$33.965**	**$32.188**	**$32.189**	**$32.189**	**$38.689**	**$38.764**	**$42.764**	**$44.264**
Supportive and nutrition services	27.704	27.653	27.601	26.157	26.158	26.158	31.158	31.208	33.208	34.208
Native American caregivers	6.388	6.376	6.364	6.031	6.031	6.031	7.531	7.556	9.556	10.056
Title VII: Allotments for Vulnerable Elder Rights Protection Activities	**$21.880**	**$21.839**	**$21.797**	**$20.658**	**$20.658**	**$20.658**	**$20.658**	**$20.658**	**$21.658**	**$21.658**
Long-term care ombudsman program	16.825	16.793	16.761	15.885	15.885	15.885	15.885	15.885	16.885	16.885
Elder abuse prevention	5.055	5.046	5.036	4.773	4.773	4.773	4.773	4.773	4.773	4.773
TOTAL Older Americans Act Programs	**$2,327.535**	**$1,932.487**	**$1,912.666**	**$1,807.153**	**$1,871.432**	**$1,877.932**	**$1,914.646**	**$1,887.850**	**$2,038.000**	**$2,055.100**

Source: FY2009 to FY2019 Labor-Health and Human Services (HHS)-Education Appropriations acts and accompanying report and explanatory statement language available at the CRS appropriations status table; various HHS, Administration on Aging (AOA), Administration for Community Living (ACL), and Department of Labor (DOL) budget documents, including budget justifications (FY2013 and FY2017), and operating plans for FY2010 through FY2013; personal communication with G. Steven Hagy, director, AOA/ACL Office of Budget and Finance, 2011 to 2018, and personal communication with Michael Bernier, HHS Budget Office, 2012.

Notes:

a. FY2010 amounts reflect both appropriations and transferred funds, including the HHS Secretary's transfer of $224,298 from AOA to assist states with AIDS Drug Assistance Programs (ADAP). This was part of $25 million that the Secretary reallocated and transferred in total from various HHS agencies to assist state ADAP programs with wait lists and cost containment.

b. FY2014 numbers reflect appropriated amounts before transfers. Per P.L. 113-76, Division H, Title II §206, the Administration had limited authority to transfer funds among HHS accounts. Under this authority, $3.857 million was transferred out of OAA programs: $3.466 million from the Nutrition Services Incentives Program; $233,000 from ACL Program Administration; $55,000 from Aging network support activities; $52,000 from ADRCs; $29,000 from Elder Rights Support Activities; and $22,000 from Senior Medicare Patrol. (Personal communication with G. Steven Hagy, Director, Office of Budget and Finance, ACL, April 2, 2015).

c. Starting with FY2014, amounts reflect program administration costs for aging and disability services programs administered by ACL, not just aging services programs administered by AOA as in prior years. Prior to FY2014, amounts reflected under program administration included AOA administration of most OAA programs and several programs under non-OAA authorities (e.g., Public Health Service Act [PHSA] and the Medicare Improvements for Patients and Providers Act [MIPPA]).

d. Several activities that were previously included under Aging network support activities are listed under separate line items starting in FY2011. These activities include the Senior Medicare Patrol Program, ADRCs, and the National Center on Elder Abuse and the National Long-Term Care Ombudsman Resource Center (both under Elder rights support activities). Starting in FY2011, Title II Aging network support activities include only the National Eldercare Locator and the Pension Counseling and Information Program.

e. Starting in FY2014, Budget documents provide funds for the National Eldercare Locator (authorized under Title II) and Multigenerational Civic Engagement (authorized under Title IV) together under a new "National Eldercare Locator and Engagement" line item. For simplicity, this table includes this funding under Title II Aging network support activities.

f. Starting in FY2016, Budget documents provide funds for the Resource Center on Women and Retirement Planning (authorized under Title IV) and the Pension Counseling and Information Program (authorized under Title II) together under a new "Pension Counseling and Retirement Information" line item. For simplicity, this table includes this funding under Title II Aging network support activities.

g. Prior to FY2011, Title II funds to Senior Medicare Patrol and ADRCs were included in the total for Aging network support activities. In addition to discretionary funding, the Senior Medicare Patrol Program receives mandatory Health Care Fraud and Abuse Control (HCFAC) account funds under the Centers for Medicare and Medicaid Services (CMS). In addition to ADRC discretionary funding under Title II, §2405 of the Patient Protection and Affordable Care Act (ACA, P.L. 111-148, as amended) provided mandatory appropriations for ADRCs of $10.0 million for each year from FY2010 to FY2014.

h. In FY2016, the Consolidated Appropriations Act, 2016 (P.L. 114-113), changed the source of discretionary funding for the Senior Medicare Patrol program from that funded under ACL appropriations to CMS HCFAC appropriations. The Consolidated Appropriations Act, 2017 (P.L. 115-31), the Consolidated Appropriations Act, 2018 (P.L. 115-141) and the Department of Defense and Labor, Health and Human Services, and Education Appropriations Act, 2019 and Continuing Appropriations Act, 2019 (P.L. 115-245), continued this practice. The FY2016 and FY2017 appropriations laws did not specify a specific amount for these activities. The FY2018 appropriations law required the HHS Secretary to provide not less than $17.621 million from HCFAC for the Senior Medicare Patrol program. The FY2019 appropriations law also required the HHS Secretary to provide not less than $17.621 million from HCFAC for the Senior Medicare Patrol program.

i. Elder rights support activities include the National Center on Elder Abuse and the National Long-Term Care Ombudsman Resource Center (both authorized under Title II), and Model Approaches to Statewide Legal Assistance and National Legal Assistance and Support Projects (both authorized under Title IV). Prior to FY2011, funding for these programs was included in totals for Aging network support activities and Program Innovations.

j. Funding for Native American family caregiving is shown in Title VI.

k. Starting in FY2015, Elder rights support activities also include Elder Justice/Adult Protective Services (APS) funding. For simplicity, this table counts funding for Elder Justice/APS under Title IV elder rights support activities; however, these funds may also be used for activities authorized under OAA Section 751 and the Elder Justice Act (§2042(a) of the Social Security Act).

l. Title IV Aging network support activities include the National Alzheimer's Call Center; the National Education and Resource Center on Women and Retirement Planning; National Resource Centers on Native Americans; National Minority Aging Organizations and National Technical Assistance Resource Center; Multigenerational Civic Engagement; and Program Performance and Technical Assistance. In AOA budget documents prior to FY2012, funding for these programs was provided under Program Innovations. (In this report, for comparability, the FY2011-FY2013 columns reflect the categorizations in FY2012 and FY2013 appropriations documents.)

m. Starting in FY2015, Title IV Aging network support activities also includes Holocaust Survivors Assistance.

n. The Consolidated Appropriations Act, 2018 (P.L. 115-141), streamlined ACL's four Alzheimer's disease programs (Alzheimer's Disease Supportive Services, Alzheimer's Disease Initiative—Specialized Supportive Services, Alzheimer's Disease Initiative—Communications, and the National Alzheimer's Call Center previously funded under Aging Network Support Activities) into a single Alzheimer's Disease Program. For FY2018, in addition to $8.8 million in discretionary funds, the Alzheimer's Disease Program also received $14.7 million in mandatory funds from the Prevention and Public Health Fund (PPHF).

o. The FY2010 Title V funding level included $225 million that, according to the DOL, "was intended as a one-time provision related to current economic conditions. The additional funding was provided as a short-term program expansion to support temporary job opportunities for low-income elderly individuals while the nation recovers from the economic downturn." DOL, *FY2011 Congressional Budget Justification, Employment and Training Administration, Community Service Employment for Older Americans* (CSEOA), p. CSEOA-2.

Appendix B. Older Americans Act: Authorizations of Appropriations

Table B-1 provides authorizations of appropriations under the Older Americans Act, as amended by P.L. 114-144. Authorizations of appropriations are shown by OAA title and program or activity (Titles II through VII). No authorizations of appropriations are under Title I of the act.

Authorizations of appropriations for each fiscal year (FY2017 through FY2019) have been summed to show a total amount for each year (bottom of **Table B-1**). However, this total amount includes only those OAA authorizations of appropriations with a discrete amount specified in statute, which applies to almost all authorizations of appropriations. The one exception is under OAA Title VII, Subtitle B, Native American Organization and Elder Justice Provisions. OAA Section 751 authorizes to be appropriated "such sums as may be necessary" for Native American elder rights program and grants for state elder justice systems.

Table B-1 shows the authorizations of appropriations by OAA title and program or activity (first column). The second column describes any amendments or changes to statutory language under P.L. 114-144. The last three columns show the authorizations of appropriations amounts for each program or activity for FY2017, FY2018, and FY2019 with a total amount summed below for each fiscal year.

Table B-1. Authorizations of Appropriations for Older Americans Act (OAA) Programs

(as amended by P.L. 114-144)

	Change to OAA	Authorizations of Appropriations		
		For FY2017	For FY2018	For FY2019
Title II, Administration on Aging (AOA)				
Administration, Salaries, and Expenses of AOA	Amends §216(a) to authorize to be appropriated	$40,063,000	$40,063,000	$40,063,000
Eldercare Locator	Strikes §216(b) and replaces with §216(b)(1)-(4); in §216(b)(1), relating to the National Eldercare Locator Services, authorizes to be appropriated	$2,088,758	$2,132,440	$2,176,121
Pension Counseling and Information Program	Strikes §216(c) and replaces with §216(b)(2), relating to Pension Counseling and Information Programs, it authorizes to be appropriated	$1,904,275	$1,944,099	$1,983,922
Elder Rights Support Activities (Title II)	Adds a new §216(b)(3); it authorizes to be appropriated	$1,312,904	$1,340,361	$1,367,817
Aging and Disability Resource Centers	Adds a new §216(b)(4); it authorizes to be appropriated	$6,271,399	$6,402,551	$6,533,703
Title III, State and Community Programs on Aging				
Supportive Services and Centers	Amends §303(a) to authorize to be appropriated	$356,717,276	$364,456,847	$372,196,069
Congregate Nutrition Services	Amends §303(b)(1) to authorize to be appropriated	$459,937,586	$469,916,692	$479,895,348
Home-Delivered Nutrition Services	Amends §303(b)(2) to authorize to be appropriated	$232,195,942	$237,233,817	$242,271,465
Disease Prevention and Health Promotion	Amends §303(d) to authorize to be appropriated	$20,361,334	$20,803,107	$21,244,860
Family Caregiver Support	Amends §303(e) to authorize to be appropriated	$154,336,482	$157,564,066	$160,791,658
Nutrition Services Incentive Program	Amends §311(e) to authorize to be appropriated	$164,055,664	$167,486,502	$170,917,349
Title IV, Activities for Health, Independence, and Longevity				
Aging Network Support Activities	Amends §411(b) to authorize to be appropriated for aging network support activities	$6,216,054	$6,346,048	$6,476,043
Elder Rights Support Activities (Title IV)	Amends §411(b) to authorize to be appropriated for elder rights support activities	$10,856,828	$11,083,873	$11,310,919

	Change to OAA	Authorizations of Appropriations		
		For FY2017	For FY2018	For FY2019
Title V, Community Service Senior Opportunities Act				
Community Service Employment for Older Americans	Amends §517(a) to authorize to be appropriated	$445,189,405	$454,499,494	$463,809,605
Title VI, Grants for Native Americans				
Indian and Native Hawaiian Programs	Amends §643(1) to authorize to be appropriated	$31,934,018	$32,601,843	$33,269,670
Native American Caregiver Support Program	Amends §643(2) to authorize to be appropriated	$7,718,566	$7,879,982	$8,041,398
Title VII, Vulnerable Elder Rights Protection Activities				
Subtitle A—State Programs				
Long-Term Care Ombudsman Program (Chapter 2)	Amends §702(a) to authorize to be appropriated	$16,280,630	$16,621,101	$16,961,573
Elder Abuse, Neglect, and Exploitation Prevention Program (Chapter 3) and Legal Assistance Development Program (Chapter 4)	Amends §702(b) to authorize to be appropriated to carry out Chapters 3 and 4	$4,891,876	$4,994,178	$5,096,480
Subtitle B—Native American Organization and Elder Justice Provisions				
Native American Elder Rights Program and Grants for State Elder Justice Systems	No change to current law; §751(d) authorizes to be appropriated such sums as may be necessary (SSAN) for FY2007 and subsequent fiscal years	SSAN	SSAN	SSAN
Total Authorization of Appropriations[a]		**$1,962,331,997**	**$2,003,370,001**	**$2,044,407,000**

Sources: The Older Americans Act, as amended by The Older Americans Act Reauthorization Act of 2016 (P.L. 114-144).

a. The "Total Authorization of Appropriations" do not include an amount for OAA §751(d) under Subtitle B, Native American Organizations and Elder Justice Provisions.

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