

(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.)

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.

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.)

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.

§ 2996l. 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

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- 3002. Definitions.
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 - (b) Appointment of Assistant Secretary.
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 - (d) Office of Long-Term Care Ombudsman Programs.
- 3012. Functions of Assistant Secretary.
 - (a) Duties and functions of Administration.
 - (b) Policy alternatives in long-term care.
 - (c) Encouragement by Assistant Secretary of program and activity by voluntary social services group.
 - (d) National Center on Elder Abuse.
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- 3013. Federal agency cooperation.
- 3013a. Consultation with State agencies, area agencies on aging, and Native American grant recipients.
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- 3015. Gifts and donations.
 - (a) Gifts and donations.
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 - (c) Ethics guidelines.
- 3016. Authority of Assistant Secretary.
 - (a) Consultative services and technical assistance; short-term training and technical instruction; research and demonstrations; preparation and dissemination of informational materials; staff and technical assistance to Federal Council on the Aging; designation of full-time nutrition professional as administrator of nutrition services.
 - (b) Utilization of services and facilities of Federal and other public or nonprofit agencies; advance or reimbursement payments for such use.
 - (c) Authorization of appropriations.
- 3017. Evaluation of programs.
 - (a) Authority of Secretary; scope of evaluation; persons conducting evaluation.
 - (b) General standards.
 - (c) Opinions of program and project participants; comparison of effectiveness of related programs; consultation with organizations concerned with older individuals.

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| Sec. | | Sec. | |
| | (d) Annual summaries and analyses of evaluation; demonstration projects; transmittal to Congress; dissemination to Federal, State, and local agencies and private organizations; accessibility to public. | | (b) Planning and service area designated; Indian reservations; redesignation; adjustment of State allotment; review by Assistant Secretary; additional planning and service areas; right to first refusal to units of local government; procedures and review of boundaries. |
| | (e) Federal property. | | (c) Eligible State area agencies; development of area; preferred area agency on aging designees. |
| | (f) Availability to Secretary of information from executive agencies. | | (d) Publication for review and comment; contents. |
| | (g) Funds. | | |
| 3018. | Reports to Congress. | | |
| | (a) Annual report. | 3026. | Area plans. |
| | (b) Report on ombudsman program. | | (a) Preparation and development by area agency on aging; requirements. |
| | (c) Outreach activities; report on evaluations to be included in annual report. | | (b) Waiver of requirements. |
| 3019. | Joint funding of projects. | | (c) Transportation services; funds. |
| 3020. | Advance funding. | | (d) Confidentiality of information relating to legal assistance. |
| 3020a. | Application of other laws; costs of projects under this chapter not treated as income or benefits under other laws. | | (e) Withholding of area funds. |
| 3020b. | Reduction of paperwork. | 3027. | State plans. |
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| 3020e. | Nutrition education. | | (c) Notice and hearing prior to disapproval. |
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| | (f) Criteria. | | (c) Availability of funds under this section to provide services under parts B and C. |
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| | (h) Pension assistance hotline and intragency coordination. | 3029. | Payments of grants or contracts. |
| | (i) Report to Congress. | | (a) Advances or reimbursement; installments; assistance in development of State plan. |
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| 3020f. | Authorization of appropriations. | | (c) Reduction of State allotment. |
| | (a) In general. | 3030. | Disaster relief reimbursements. |
| | (b) Eldercare Locator Service. | | (a) Application; limitations. |
| | (c) Pension counseling and information programs. | | (b) Setting aside of funds by Assistant Secretary. |
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| | | 3030a. | Nutrition services incentive program. |
| | | | (a) Purpose. |
| | | | (b) Allotment and provision and payment. |
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| | | | (d) Option to obtain commodities from Secretary of Agriculture. |

SUBCHAPTER III—GRANTS FOR STATE AND
COMMUNITY PROGRAMS ON AGING

PART A—GENERAL PROVISIONS

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| 3021. | Purpose and program. | | |
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| | (a) In general. | | (a) Application; limitations. |
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| | (d) Costs of administration, ombudsman program, demonstration projects, supportive services, senior centers and nutrition services; payment and determination of non-Federal share. | 3030a. | Nutrition services incentive program. |
| | | | (a) Purpose. |
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