



## INFORMATION MEMORANDUM

**SUA-20-IM-08**  
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**07/01/2019**

**TO:** Subrecipients of the State Unit on Aging

**FROM:** Cynthia Brammeier, Administrator, State Unit on Aging

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**SUBJECT:** OAA Title III-E Caregivers

**CONTENT:** This is guidance regarding the two different types of caregivers recognized by the Older Americans Act Title III-E: Family Caregivers and Older Relative Caregivers.

### Family Caregivers

Family Caregivers are adult family members, or other individuals, who are informal providers of in-home and community care to an older individual or to an individual with Alzheimer's disease or a related disorder with neurological and organic brain dysfunction. **See OAA Sec. 302(3)**

This means that the caregiver is caring for an older individual who is age 60 or over or for an individual who may be under 60, with Alzheimer's disease or a related disorder.

### Older Relative Caregivers

**Caregivers age 55 or older who are caring for a child (age 18 or under) and:**

- (A) lives with the child, is the informal provider of in-home and community care to, and is the primary caregiver for the child;
- (B) is the grandparent, step grandparent, or other relative (other than the parent) by blood, marriage, or adoption, of the child;
- (C) is the primary caregiver of the child because the biological or adoptive parents are unable or unwilling to serve as the primary caregivers of the child; and
- (D) have a legal relationship to the child, as such legal custody or guardianship,

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or is raising the child informally. **See OAA Sec. 372 (a)(3)**

**Caregivers age 55 or older who are caring for an individual (age 18-59) with a disability as defined in section 3 of the Americans with Disabilities Act of 1990 and:**

- (A) lives with the individual, is the informal provider of in-home and community care to, and is the primary caregiver for the individual;
- (B) is the parent, grandparent, or other relative by blood, marriage, or adoption, of the individual with a disability. **See OAA Sec. 372 (a)(3)**

### **III-E Respite and Supportive Services Eligibility**

In order to be eligible for respite or supportive services, the care receiver must be unable to perform at least two activities of daily living without substantial human assistance or experience a cognitive impairment that requires substantial supervision because the individual behaves in a way that poses a serious health or safety hazard to the individual or to another individual. **See OAA Sec. 373(c)(1)(B) and Sec. 102 (22)(A) and (B).**

If you have questions, please contact Doug at 402-471-4797 or Ben at 402-471-4555 or Attn: Ben or Doug at [DHHS.aging@nebraska.gov](mailto:DHHS.aging@nebraska.gov).