



## PROGRAM INSTRUCTION

**SUA-20-PI-10**

**07/01/2019**

**Rescinds: SUA-19-PI-10**

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

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

**BY:** Doug Bauch, Program Manager, State Unit on Aging

**SUBJECT:** Clarification on Direct Service Waiver Requirements

**CONTENT:** The Older Americans Act (OAA) intent is that the State Unit on Aging and Area Agencies on Aging serve as catalysts in their communities for services, and not serve as direct service providers. A Direct Service Waiver is required for an Area Agency on Aging to provide OAA services directly when using OAA funds.

There are exemptions to the waiver requirement in OAA section 307.

According to OAA 307(a)(8)(C), OAA Information and Assistance and Outreach services are exceptions, and an AAA may directly provide these two services without a waiver.

In addition, according to OAA 307(a)(8)(B), an AAA currently offering the state funded Care Management program, can provide III-B Case Management without a waiver.

Services that do not use any OAA funds, such as state funded Care Management and ADRC programs, are also exempt from the OAA requirements.

Further review was conducted within OAA 311, 312, 321, 330, 361, 371, and 712.

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

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