



JEB BUSH
GOVERNOR

TERRY F. WHITE
SECRETARY

MEMORANDUM

TO: AAA Directors **NOTICE #:** 122704-1-PC-DS

FROM: Susan Tucker
Deputy Secretary

DATE: December 27, 2004

SUBJECT: Notice of Policy Clarification: Relative to the provision of direct services by the Area Agencies on Aging

The purpose of this notice is to clarify the Department's policy relative to the provision of direct services by the Area Agencies on Aging, specifically as it relates to the functions of the Health and Wellness Coordinators.

Per 430.2053 (8) of the Florida Statutes, "The aging resource center may not be a provider of direct services other than information and referral services and screening." Additionally, the Older Americans Act, Section 307 (a) (8) (A), states "The plan shall provide that no supportive services, nutrition services, or in-home services will be directly provided by the State agency or an area agency on aging in the State, unless, in the judgment of the State agency—

- (i) provision of such services by the State agency or the area agency on aging is necessary to assure an adequate supply of such services;
- (ii) such services are directly related to such State Agency's or area agency on aging's administrative functions; or
- (iii) such services can be provided more economically, and with comparable quality, by such State agency or area agency on aging.

The Older Americans Act Title III regulations Section 1321.3 define direct services as: "Direct services, as used in this part, means any activity performed to provide services directly to an individual older person by the staff of a service provider, an area agency or a State agency in a single planning and service area."

Therefore it is the policy of the department, that Area Agencies on Aging, upon transitioning to an Aging Resource Center, may not provide any direct services (except information and referral and screening), under programs listed in Section 430.2053(11), F.S. Health and wellness functions, such as planning, fund raising, coordination, and advocacy, that are not of a direct service nature, can be paid with OAA administrative funds, but not with OAA Title IIIID allocations. The Area Agencies on Aging shall administer and oversee the OAA Title IIIID program in similar fashion as all other OAA Title III Programs.

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