

173-2-02

Designation of new area agencies on aging.

- (A) Except as otherwise provided in paragraph (B) of this rule, the department may designate any of the following types of agencies as an AAA if it can meet the requirements outlined in paragraph (C) of this rule:
- (1) An established office of aging which is operating within the PSA for which designation as an AAA is sought;
 - (2) An office or agency of a unit of general purpose local government, which is designated to function only for the purpose of serving as an AAA by the chief elected official of such unit;
 - (3) An office or agency designated by the appropriate chief elected officials of any combination of units of general purpose local government to act only on behalf of such combination for such purpose;
 - (4) A public or nonprofit private agency located within the PSA to be served by the AAA, or any separate organizational unit within such agency which will engage only in the planning or provision of services within the PSA.
- (B) When designating a new AAA, the department shall give a right of first refusal to a unit of general purpose local government that can meet the requirements in paragraphs (A) and (C) of this rule if its geographical boundaries are reasonably contiguous with the those of the PSA. In the event that no unit of general purpose local government expresses an interest in being designated an AAA, or is qualified to be designated as such, the department shall give preference to an established office on aging that can meet the requirements of paragraph (C) of this rule.
- (C) Any entity proposed for designation as a new AAA must provide assurances, determined adequate by the department, that the agency will have the ability to develop an area plan and carry out, directly or through contractual or other arrangements, a program in accordance with the plan within the PSA. In addition, the agency must agree to comply with all applicable state or federal laws, rules, policies, or agreements governing the programs and funds administered by the AAA through grants from, or contracts with, the department.

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CERTIFIED ELECTRONICALLY

Certification

10/14/2004

Date

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