

LEGISLATIVE BILL 58

Approved by the Governor February 25, 1991

Introduced by Smith, 33; Wesely, 26

AN ACT relating to the Department on Aging; to amend sections 71-6054, 81-101, 81-2201 to 81-2204, 81-2207 to 81-2210, 81-2212 to 81-2214, 81-2217, 81-2218 to 81-2224, 81-2227, and 81-2228, Reissue Revised Statutes of Nebraska, 1943; to define and redefine terms; to provide and change provisions relating to the powers and duties of the Department on Aging and area agencies on aging as prescribed; to change provisions relating to qualifications of chief executive officers of area agencies on aging as prescribed; to authorize access to and provide for the confidentiality of certain records; to authorize the development of an intrastate funding formula; to harmonize references to the federal Older Americans Act; to harmonize provisions; and to repeal the original sections.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 71-6054, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-6054. (1)(a) The board shall issue a license to an applicant who submits (i) satisfactory evidence of completion of an associate degree or its equivalent in long-term care administration, allied health, or human services, including completion of one two-credit-hour course in each of the following areas: General administration; social gerontology; health problems of the aged; patient services and care; health and social service delivery systems; and a seminar on contemporary developments in aging, including the Older Americans Act, as now or hereafter amended, (ii) completion of an administrator-in-training program under a certified preceptor, and (iii) evidence of successful passage of the National Association of Boards of Examiners for Nursing Home Administration written examination and a state examination that covers applicable state statutes and rules and regulations adopted and promulgated by the department as approved by the board, except that two years of successful

experience as an administrator of a domiciliary or residential care facility of at least one hundred residents, immediately preceding application for licensure, may be considered equivalent to the requirements prescribed in subdivision (ii) of this subdivision. The board shall evaluate the experience of an applicant requesting the substitution of the requirements listed in subdivision (ii) of this subdivision with two years of experience and shall obtain the affidavit of at least two licensed nursing home administrators in Nebraska testifying that the applicant is of good moral character and in good standing as an administrator of a domiciliary or residential care facility. In no case shall the board accept such substitution if the domiciliary or residential care facility while under the direction and administration of the applicant had its license suspended, denied, or revoked. The board shall license administrators in accordance with sections 71-6053 to 71-6068 and standards, rules, and regulations adopted and promulgated by the board pursuant to such sections. The license shall not be transferable or assignable, and each administrator shall be full time and responsible for the operation of only one licensed facility.

(b) Notwithstanding the provisions of sections 71-6053 to 71-6068, the board shall issue a license as a nursing home administrator to an applicant who will function as the administrator of a facility caring primarily for persons with head injuries and associated disorders who submits satisfactory evidence that he or she (i) has at least two years of experience working with persons with head injuries or severe physical disabilities, at least one of which was spent in an administrative capacity, (ii) is (A) a psychologist with at least a master's degree in psychology from an accredited college or university and has specialized training or one year of experience working with persons with traumatic head injury or severe physical disability, (B) a physician licensed under the Uniform Licensing Law to practice medicine and surgery or psychiatry and has specialized training or one year of experience working with persons with traumatic head injury or severe physical disability, (C) an educator with at least a master's degree in education from an accredited college or university and has specialized training or one year of experience working with persons with traumatic head injury or severe physical disability, or (D) certified as a social worker under the Uniform Licensing Law and has at least three years

of social work experience and specialized training or one or more years of experience working with persons who have experienced traumatic head injury or are severely physically disabled, and (iii) is of good moral character.

A license issued pursuant to this subdivision shall be issued without examination and without the requirement of completion of an administrator-in-training program. Such license may be renewed without the completion of any continuing education requirements.

(2) If an applicant for an initial license files an application for licensure within ninety days prior to the biennial renewal date of the license, the applicant may either:

(a) Request that the department delay the processing of the application and the issuance of the license until the biennial renewal date and pay only the fee for initial licensure; or

(b) Request that a license which will be valid until the next subsequent renewal date be issued immediately and pay the fee for initial licensure and an additional fee of one-fourth of the biennial fee.

(3) Licenses may be denied, suspended, refused renewal, or revoked by the board for due cause which shall include: (a) Fraud in procuring a license; (b) immoral, unprofessional, or dishonorable conduct; (c) habitual intoxication or addiction to the use of drugs; (d) distribution of intoxicating liquors or drugs for other than lawful purposes; (e) conviction of a felony; (f) physical or mental incapacity to perform professional duties; (g) violation of any provision of sections 71-6053 to 71-6068 or standards, rules, and regulations adopted and promulgated thereunder or of any law or standards, rules, and regulations adopted and promulgated by the department relating to the proper administration and management of a home for the aged or infirm or nursing home; (h) commission of any of the acts or offenses set forth in sections 71-147 and 71-148; and (i) failure to pay the required fees. Except in cases of failure to pay the required fees, no license shall be denied, suspended, refused renewal, or revoked except after due notice and opportunity for a hearing. Any denial, suspension, refusal of renewal, or revocation of such license may be appealed, and the appeal shall be in accordance with the Administrative Procedure Act. A person whose license has been revoked, suspended, or limited may petition the board for reinstatement in the manner provided by sections

71-161.04 to 71-161.06.

Sec. 2. That section 81-101, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-101. The civil administration of the laws of the state is vested in the Governor. For the purpose of aiding the Governor in the execution and administration of the laws, the executive and administrative work shall be divided into the following departments: (1) Department of Agriculture; (2) Department of Labor; (3) Department of Health; (4) Department of Roads; (5) Department of Water Resources; (6) Department of Banking and Finance; (7) Department of Insurance; (8) Department of Motor Vehicles; (9) Department of Social Services; (10) Department of Public Institutions; (11) Department of Administrative Services; (12) Department of Economic Development; (13) Department of Correctional Services; and (14) Nebraska State Patrol; and (15) Department on Aging.

Sec. 3. That section 81-2201, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-2201. Sections 81-2201 to 81-2228 and sections 11 to 13, 16, 17, and 27 of this act shall be known and may be cited as the Nebraska Community Aging Services Act.

Sec. 4. That section 81-2202, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-2202. The Legislature of the State of Nebraska hereby finds and declares:

(1) That in many urban and rural areas of the state numerous older Nebraskans individuals are without access to community aging services which strengthen and support a self-reliant, independent family home life in times of personal crisis or advanced age;

(2) That this deficiency in program coverage causes many older persons individuals to forfeit their independent living arrangements for more dependent and sometimes inappropriate institutional living;

(3) That this deficiency has resulted in disproportionate expenditures of both private and public funds for institutionally based care for the state's older citizens individuals;

(4) That the known future increase in the number and proportion of the state's aged population older individuals will require increased use of the natural care system of family, friends, and neighbors; and of older people's the strengths and experience of

older individuals for their own self-sufficiency;

(5) That older persons individuals are healthier, happier, and better served living in their own homes and neighborhoods; that support and care is best given by family, friends, or neighbors; that community-based aging services through senior centers and local organizations can serve, supplement, and bolster family living; and that greater state and other public expenditures for inappropriate care can be avoided by investment in preventive community aging services;

(6) That older citizens individuals of this state are entitled to the same opportunities as others for full enjoyment of and maximum participation in their communities' civic, social, and employment activities and in the personal choice and management of their own lives; and

(7) That it is in the public interest that community aging services which support the continued independence and self-sufficiency of older Nebraskans individuals be available in all areas of the state.

Sec. 5. That section 81-2203, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-2203. Sections 81-2201 to 81-2228 are The Nebraska Community Aging Services Act is intended to (1) define the state's long-term care policy and program for its older citizens individuals in all areas of the state, (2) define and recognize a system for planning, administering, and delivering such program, (3) provide for the coordination and integration of all community activities and services into a comprehensive, coordinated program, and (4) provide authority for state funding of such program.

Sec. 6. That section 81-2204, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-2204. For purposes of sections 81-2201 to 81-2228 the Nebraska Community Aging Services Act, unless the context otherwise requires, the definitions found in sections 81-2205 to 81-2211 and sections 11 to 13 of this act shall be used.

Sec. 7. That section 81-2207, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-2207. Director shall mean the Director on Aging appointed by the Governor, with the advice and consent of the Legislature, or such officer of the agency as he or she may designate to carry out in whole

or in part the administration of ~~sections 81-2201 to 81-2228~~ the Nebraska Community Aging Services Act.

Sec. 8. That section 81-2208, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-2208. Area agency on aging shall mean the agency formed or eligible pursuant to ~~sections 81-2201 to 81-2228~~ the Nebraska Community Aging Services Act which is designated by the department as responsible for the administration of the area program plan in each planning-and-service area.

Sec. 9. That section 81-2209, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-2209. Area program plan shall mean the document submitted to the department by an area agency on aging in order to receive funds under ~~sections 81-2201 to 81-2228~~ the Nebraska Community Aging Services Act and under the Older Americans Act, as amended as now or hereafter amended, which details the area agency's agency on aging's plan for a comprehensive, coordinated program of community aging services for such area. The area program plan shall be designed to address the needs of older individuals with the greatest economic need and the greatest social need.

Sec. 10. That section 81-2210, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-2210. Community aging services shall mean those activities and services which fulfill the goals of ~~sections 81-2201 to 81-2228~~ and the Nebraska Community Aging Services Act, which are necessary to promote, restore, or support senior citizen self-sufficiency and independence for older individuals, and which include (1) congregate activities, including, but not limited to, senior centers, group meals, volunteerism, adult day care, and recreation, and (2) individual services, which may include, but shall not be limited to, specialized transportation, meals-on-wheels, home handyman services, home health care services, legal services, and counseling related that relate to problems of aging or encouraging encourage access to aging services.

Sec. 11. Greatest economic need shall mean the need resulting from an income level at or below the poverty level as established by the Office of Management and Budget.

Sec. 12. Greatest social need shall mean the need caused by noneconomic factors, including physical and mental disabilities, language barriers, and

cultural, social, or geographic isolation including that caused by racial or ethnic status, which restricts an individual's ability to perform normal daily tasks, which threatens such individual's capacity to live independently, or which interferes with the exercise of rights and privileges.

Sec. 13. Older individual shall mean any individual who is sixty years of age or older, the spouse of an individual who is sixty years of age or older, or, for purposes of employment services, any individual who is fifty-five years of age or older.

Sec. 14. That section 81-2212, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-2212. In addition to duties enumerated in section 68-1104, the committee shall advise the Department on Aging department regarding:

(1) The state plan on aging as developed and prepared by the Department on Aging department;

(2) Policies adopted by the department;

(3) The needs of the state's older population individuals;

(4) The development of the state plan and en policies which affect the state's older Nebraskans individuals;

(5) Such rules, regulations, and standards as may be adopted by the department; and

(6) A community aging services budget for submission to the Legislature by the department.

The committee shall also act as a panel for the hearing and resolution of any appeal requested by an area agency on aging should the department disapprove the area plan and budget, or amendments as submitted.

Sec. 15. That section 81-2213, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-2213. There is hereby created the Department on Aging, which shall have the following powers and duties:

(1) To develop, approve, and submit to the Governor an annual a two-year, three-year, or four-year state plan on aging, as determined by the department, for purposes of administering grant funds allocated to the state under the Older Americans Act, as amended as now or hereafter amended, or administering state funds allocated to the Nebraska Community Aging Services Act;

(2) To cooperate with similar departments, commissions, or councils in the federal government and in other states;

(3) To adopt and promulgate rules, regulations, and bylaws governing its procedure and activities, and as necessary to carry out the policies of the department and the policies prescribed by the Administration on Aging pursuant to the Older Americans Act, as now or hereafter amended;

(4) To create committees to aid in the discharge of its powers and duties;

(5) To cooperate with and assist other state and local governmental agencies and officials on matters relating to services for the aging older individuals;

(6) To divide the state into planning-and-service areas as provided in section 71-5002 for mental health regions, except that Regions III and V may each be divided into two planning-and-service areas with boundaries as established by the Department on Aging department for planning-and-service areas in existence in those regions on July 1, 1982;

(7) To establish minimum standards for program operations and to adopt and promulgate rules and regulations for the performance of area agencies on aging and for the operation of any services provided by such area agencies on aging which are funded in whole or in part under the provisions of sections 81-2201 to 81-2228 the Nebraska Community Aging Services Act or the Older Americans Act, as now or hereafter amended;

(8) To require the submission of a one-year and a five-year area plan and budget by each area agency on aging or agency seeking designation as an area agency on aging. Such plans and budgets shall be submitted by July 1 of each year in accordance with the uniform area plan format and other instructions issued by the department;

(9) To review and approve a one-year and a five-year area plan and budget for the support of each area agency on aging and the provision of eligible activities and services as defined in section 81-2222;

(10) To adopt and submit to the Legislature a community aging services budget;

(11) To review the performance of each area agency, on aging and, based on the department-approved area plan and budget, and to designate or withdraw the determine the continued designation or the withdrawal of the designation of an area agency on aging receiving or requesting resources through the state or under sections 81-2201 to 81-2228 the Nebraska Community Aging Services Act or the Older Americans Act, as now or hereafter amended. After consultation with the director of the

area agency on aging and the governing unit of the area agency on aging, the department may withdraw a designation when it can be shown that federal or state laws, rules, or regulations have not been complied with, state or federal funds are not being expended for the purposes for which they were intended, or older individuals are not receiving appropriate services within available resources. Withdrawal of a designation may be appealed to the director. Upon a final decision to withdraw withdrawal of a designation, the department may temporarily perform all or part of the functions and responsibilities of the area agency on aging, may designate another agency to perform such functions and responsibilities identified by the department until the designation of a new area agency on aging, and, when deemed necessary, may temporarily deliver services to assure continuity;

(12) To conduct continuing studies and analyses of the problems faced by the elderly older individuals within the state and develop such recommendations for administrative or legislative action as appear necessary;

(13) To develop grants and plans, enter into contracts, accept gifts, grants, and federal funds, and do all things necessary and proper to discharge these powers and duties;

(14) To accept and administer any other programs or resources delegated, designated, assigned, or awarded to the department from public or private sources;

(15) To report and make recommendations to the Governor and the Legislature on the activities of the department and the committee and improvements or additional resources needed to promote the general welfare of the aging older individuals in Nebraska. Each member of the Legislature shall receive a copy of the report. By October 1, 1991, the department shall submit to the Legislature a report outlining the current status of priority and funding within the area agencies on aging with regard to older individuals with the greatest economic need and the greatest social need; and

(16) Such other powers and duties necessary to effectively implement ~~sections 81-2201 to 81-2228~~ the Nebraska Community Aging Services Act.

Each member of the Legislature shall receive a copy of the report required by subdivision (15) of this section by making a request for it to the director.

Sec. 16. Notwithstanding any other provision of law regarding confidentiality of records, for

purposes of carrying out the duties of the long-term care ombudsman as specified in the rules and regulations promulgated by the Department on Aging, the long-term care ombudsman shall have access to any records of the Department of Health, the Department of Public Institutions, and the Department of Social Services relating to any patient, resident, or complainant who has given written consent to the long-term care ombudsman to review his or her records or to any records of the facility regarding such patient, resident, or complainant who has given such written consent. When a patient, resident, or complainant is unable to consent to a review of his or her records and he or she does not have a legal representative, the long-term care ombudsman shall have access to the records relevant to the case of the specific patient, resident, or complainant under investigation by the long-term care ombudsman. Such information shall be used for no other purpose and shall be kept confidential by the Department on Aging unless otherwise authorized by law.

Sec. 17. No record of any person receiving any services funded through the department and no information of a sensitive or confidential nature may be disclosed or released to any other party without the written consent of the person or his or her legal representative unless the disclosure is required for the furtherance of purposes directly associated with the person's plan for services, is required by court order, or is necessary for program monitoring by authorized federal, state, or local monitoring agencies, including the department and the Legislature, or for purposes of the Adult Protective Services Act.

Sec. 18. That section 81-2214, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-2214. The chief executive officer of the Department on Aging ~~department~~ shall be the Director on Aging, who shall be appointed by and serve at the pleasure of the Governor. The director shall administer the affairs of the department and shall employ such assistants, professional staff, and other employees as may be deemed necessary by the director to effectively carry out ~~sections 81-2201 to 81-2228~~ the Nebraska Community Aging Services Act and the powers and duties of the department.

Sec. 19. That section 81-2217, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-2217. Before designating an area agency on

aging for a planning-and-service area, the department shall:

(1) Provide written notice to the county government in the planning-and-service area of the pending designation no less than sixty days before taking action;

(2) Conduct an onsite assessment to determine whether the agency which is being considered for designation as an area agency on aging has the capacity and authority to perform all the functions of an area agency on aging specified by ~~sections 81-2201 to 81-2228~~ the Nebraska Community Aging Services Act; and

(3) Consider the views of the units of general-purpose local government within the planning-and-service area.

Sec. 20. That section 81-2218, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-2218. The governing unit of the designated area agency on aging shall:

(1) In accordance with ~~the provisions of~~ section 81-2219, employ a qualified administrator to serve as the chief executive officer for the administration of the agency and employ adequate staff for carrying out the area program plan;

(2) Approve and submit a ~~one- one-year~~ and a five-year area plan and budget to the department by July 1 of each year. The plan shall comply with the requirements of the Nebraska Community Aging Services Act and the Older Americans Act, as now or hereafter amended;

(3) Approve such contracts and agreements as are necessary to carry out the functions of the agency; and

(4) Establish and consult with an area advisory council on needs, services, and policies affecting older ~~persons~~ individuals in the area. The advisory council for the area agency on aging shall establish bylaws which specify the role and functions of the council, number of members, selection of members, term of membership, and frequency of meetings.

Sec. 21. That section 81-2219, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-2219. ~~(1) The Department on Aging shall establish minimum qualifications of education, training, and experience for the chief executive officers of the area agencies on aging-~~

~~(2) Each area agency on aging governing unit~~

shall establish minimum qualifications of education, training, and experience for its chief executive officer and written policies and procedures for the selection, appointment, and annual performance rating of its chief executive officer and staff.

Sec. 22. That section 81-2220, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-2220. An area agency on aging shall:

(1) Monitor, evaluate, and comment on policies, programs, hearings, and community actions which affect older ~~persons~~ individuals;

(2) Conduct public hearings, studies, and assessments on the needs of older ~~persons~~ individuals living in the planning-and-service area;

(3) Represent the interests of older ~~persons~~ individuals to public officials and to public and private agencies or organizations;

(4) Cooperate, coordinate, and plan with other agencies, organizations, or individuals to promote benefits and opportunities for older ~~persons~~ individuals consistent with the goals of ~~sections 81-2201 to 81-2220 the Nebraska Community Aging Services Act and the Older Americans Act, as now or hereafter amended; and~~

(5) Develop a ~~one-~~ one-year and a five-year area plan and budget for a comprehensive, coordinated program of community aging services needed by older ~~persons~~ individuals of the area and consistent with the requirements of the Nebraska Community Aging Services Act and the Older Americans Act, as now or hereafter amended;

(6) Monitor and evaluate the activities of service providers to ensure that the services being provided comply with the terms of the grant or contract. When a provider is found to be in breach of the terms of its grant or contract, the area agency on aging shall enforce the terms of the grant or contract;

(7) Comply with rules, regulations, and requirements of the department which have been developed in consultation with the area agencies on aging for client and fiscal information and provide to the department information necessary for federal and state reporting, program evaluation, program management, fiscal control, and research needs; and

(8) Provide technical assistance to service providers as needed, prepare written monitoring reports, and provide written reports of onsite assessments of all service providers funded by the area agency on aging according to the rules and regulations promulgated by

the department.

Sec. 23. That section 81-2221, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-2221. The ~~one-~~ one-year and the five-year area plan and budget shall contain at least the following:

(1) Provisions required by ~~sections 81-2201 to 81-2228~~ the Nebraska Community Aging Services Act and the Older Americans Act, as amended as now or hereafter amended; and

(2) A detailed statement of the manner in which the area agency on aging develops, administers, and supports the comprehensive, coordinated program of community aging services throughout the area.

The department may require minimum service levels for the area and establish minimum standards for activities under the plan which carry out the requirements of the Nebraska Community Aging Services Act and the Older Americans Act, as now or hereafter amended.

Sec. 24. That section 81-2222, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-2222. Activities and services eligible for funding under ~~sections 81-2201 to 81-2228~~ the Nebraska Community Aging Services Act and an approved plan are:

(1) Those agency functions and services necessary to carry out the agency's responsibilities under ~~sections 81-2201 to 81-2228~~ the act and in its plan, including, but not limited to, administration, management, information, referral, counseling, program evaluation, needs assessment, research, training, program development, outreach, coordination, advocacy, planning, technical assistance, contracting, and promotion; and

(2) Those community aging services necessary to promote, restore, or support ~~senior citizen self-sufficiency for older individuals~~, including (a) congregate activities which (i) are (i) organized and provided on a group basis and delivered in or through a senior service center, (ii) have as their purpose to serve older ~~persons~~ individuals as a group, and (iii) carry out the goals of ~~sections 81-2201 to 81-2228~~, the act and (b) individual services which (i) are (i) organized and provided on a one-to-one basis in home or through a senior service center, (ii) have as their purpose to serve an individual or family need, and (iii) carry out the goals of ~~sections 81-2201 to 81-2228~~ the

act.

Sec. 25. That section 81-2223, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-2223. Within an area plan, the determination of eligibility of persons older individuals to benefit from community aging services shall be as follows:

(1) For congregate activities, the determination shall be left to the area agency on aging, taking into account (a) the area's community and older citizens' needs, resources, and standards of communities and older individuals in the area and (b) the recommendations of the area advisory council; and

(2) For individual services, the determination shall be by (a) an assessment of an individual's or family's circumstances; and (b) the development of a service plan.

Sec. 26. That section 81-2224, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-2224. Effective July 1, 1982, the The department shall reimburse each designated area agency on aging for seventy-five percent of the actual cost of providing eligible activities and services, as defined in section 81-2222. Such reimbursement shall be made from (1) state funds appropriated by the Legislature and (2) federal funds allocated to the department, including federal funds allocated under the Older Americans Act, as amended as now or hereafter amended. The payments shall be made by the department on or before the twentieth day of each month. If state funds appropriated or federal funds allocated are insufficient to finance the department-approved plan and budget for each designated area agency on aging, the reimbursement to each area agency on aging shall be proportionately reduced. If an area agency on aging chooses to exceed the budget approved by the department, costs in excess of the approved budget shall not be reimbursed by the department.

Sec. 27. (1) The department, after consultation with the area agencies on aging, shall develop and use an intrastate funding formula for the allocation to area agencies on aging of state and federal funds awarded pursuant to the Nebraska Community Aging Services Act and the Older Americans Act, as now or hereafter amended.

(2) The area agencies on aging shall comply with the intrastate funding formula determined by the

department.

Sec. 28. That section 81-2227, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-2227. Based upon the department-approved plan and budget for each designated area agency on aging, the department shall submit a budget request to the Department of Administrative Services no later than September 15 of each year for the funds required to achieve the objectives of ~~sections 81-2201 to 81-2228~~ the Nebraska Community Aging Services Act. Such request shall include all federal funds available to the department for reimbursement to area agencies on aging.

Sec. 29. That section 81-2228, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-2228. Any area agency on aging receiving state funds pursuant to ~~sections 81-2201 to 81-2228~~ the Nebraska Community Aging Services Act shall maintain, as a minimum in its area plan budget, the same level of funds expended from local tax sources as was expended in the area plan budget for the year ending June 30, 1981.

Sec. 30. That original sections 71-6054, 81-101, 81-2201 to 81-2204, 81-2207 to 81-2210, 81-2212 to 81-2214, 81-2217, 81-2218 to 81-2224, 81-2227, and 81-2228, Reissue Revised Statutes of Nebraska, 1943, are repealed.