

119TH CONGRESS
2D SESSION

S. _____

To amend the Older Americans Act of 1965 to establish the Office of
LGBTQI Inclusion and a rural outreach grant program, and for other
purposes.

IN THE SENATE OF THE UNITED STATES

Mr. MARKEY introduced the following bill; which was read twice and referred
to the Committee on _____

A BILL

To amend the Older Americans Act of 1965 to establish
the Office of LGBTQI Inclusion and a rural outreach
grant program, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Elder Pride Act”.

5 **SEC. 2. DEFINITIONS.**

6 (a) IN GENERAL.—Section 102 of the Older Ameri-
7 cans Act of 1965 (42 U.S.C. 3002) is amended—

8 (1) in paragraph (24)—

1 (A) in subparagraph (B), by striking
2 “and” at the end;

3 (B) in subparagraph (C)(ii), by striking
4 the period and inserting a semicolon; and

5 (C) by adding at the end the following:

6 “(D) status as an LGBTQI individual; and

7 “(E) status as an individual with HIV.”;

8 (2) by redesignating paragraphs (26) through
9 (33), paragraphs (34) and (35), and paragraphs
10 (36) through (56) as paragraphs (27) through (34),
11 paragraphs (36) and (37), and paragraphs (39)
12 through (59), respectively;

13 (3) by inserting after paragraph (25) the fol-
14 lowing:

15 “(26) The term ‘HIV’ means human immuno-
16 deficiency virus.”;

17 (4) by inserting after paragraph (34) (as so re-
18 designated) the following:

19 “(35) The term ‘LGBTQI’ means lesbian, gay,
20 bisexual, transgender, queer, or intersex.”; and

21 (5) by inserting after paragraph (37) (as so re-
22 designated) the following:

23 “(38) The term ‘minority’, with respect to an
24 individual, includes a lesbian, gay, bisexual,
25 transgender, queer, or intersex individual.”.

1 (b) CONFORMING AMENDMENT.—Section
2 215(e)(1)(J) of the Older Americans Act of 1965 (42
3 U.S.C. 3020e–1(e)(1)(J)) is amended by striking “minority
4 ties” and inserting “minority individuals”.

5 **SEC. 3. OFFICE OF LGBTQI INCLUSION.**

6 Section 201 of the Older Americans Act of 1965 (42
7 U.S.C. 3011) is amended—

8 (1) in subsection (d)(3)(J), by inserting before
9 the semicolon the following: “, including the effective-
10 tiveness of such services in meeting the needs of
11 LGBTQI older individuals”; and

12 (2) by adding at the end the following:

13 “(h)(1) There is established in the Administration an
14 Office of LGBTQI Inclusion (referred to in this subsection
15 as the ‘Office’).

16 “(2)(A) The Office shall be headed by a Director of
17 LGBTQI Inclusion (referred to in this subsection as the
18 ‘Director’), who shall be appointed by the Secretary.

19 “(B) The Office shall include an Assistant Director
20 of LGBTQI Policy (referred to in this subsection as the
21 ‘Assistant Director’) who shall be appointed by the Direc-
22 tor to assist the Director in carrying out this subsection,
23 including by carrying out the activities under paragraph
24 (4).

25 “(3) The Director shall—

1 “(B) support, conduct, and arrange for re-
2 search in the field of LGBTQI aging with a special
3 emphasis on gathering statistics on LGBTQI older
4 individuals;

5 “(C) collect and disseminate information related
6 to challenges experienced by LGBTQI older individ-
7 uals; and

8 “(D) recommend policies and priorities bene-
9 ficial to LGBTQI older individuals and promote the
10 implementation and adoption of culturally competent
11 care and services for such individuals.

12 “(5) Not later than 5 years after the date of enact-
13 ment of the Elder Pride Act, and every 5 years thereafter,
14 the Director shall submit to Congress a report describing
15 the activities carried out under this subsection during the
16 preceding 5 years.”.

17 **SEC. 4. RURAL OUTREACH GRANT PROGRAM.**

18 Part A of title IV of the Older Americans Act of 1965
19 (42 U.S.C. 3032 et seq.) is amended by adding at the end
20 the following:

21 **“SEC. 423. RURAL OUTREACH GRANT PROGRAM.**

22 “(a) DEFINITIONS.—In this section:

23 “(1) ELIGIBLE ENTITY.—The term ‘eligible en-
24 tity’ means—

25 “(A) a State;

1 “(B) an Indian tribe or tribal organization;

2 or

3 “(C) an agency, nonprofit organization, or

4 institution (including an area agency on aging,

5 or a multipurpose senior center, in a rural area)

6 that—

7 “(i) focuses on serving the needs of

8 older individuals, LGBTQI individuals,

9 LGBTQI older individuals, or individuals

10 of another protected class; or

11 “(ii) focuses on providing sexual

12 health services to all older individuals, in-

13 cluding services for older individuals with

14 HIV.

15 “(2) PROTECTED CLASS.—The term ‘protected

16 class’ means a group of individuals sharing a com-

17 mon characteristic or identity who are legally pro-

18 tected against discrimination.

19 “(3) RURAL AREA.—The term ‘rural area’

20 means an area that is not designated by the United

21 States Census Bureau as an urbanized area or

22 urban cluster.

23 “(b) AUTHORITY FOR GRANTS.—The Assistant Sec-

24 retary, acting through the Director of LGBTQI Inclusion,

1 may make grants to eligible entities to carry out activities
2 described in subsection (d) that are designed—

3 “(1) to create a cooperative and lasting part-
4 nership between—

5 “(A) LGBTQI older individuals, or older
6 individuals of a protected class, residing in
7 rural areas; and

8 “(B) the eligible entity receiving the grant;

9 “(2) to meet the needs of the individuals de-
10 scribed in paragraph (1)(A); and

11 “(3) to provide comprehensive sexual health
12 services to all older individuals residing in the rural
13 areas served by the grant.

14 “(c) APPLICATIONS.—

15 “(1) IN GENERAL.—An eligible entity seeking a
16 grant under this section shall submit an application
17 to the Assistant Secretary at such time, in such
18 manner, and containing such information as the As-
19 sistant Secretary may reasonably require, including
20 the contents described in paragraph (2).

21 “(2) CONTENTS.—An application for a grant
22 under this section shall contain—

23 “(A) a description of the proposed activi-
24 ties to be supported by the grant;

1 “(B) a description of the size and charac-
2 teristics of the population in the rural area to
3 be served by such proposed activities;

4 “(C) a description of the public and private
5 resources expected to be made available in con-
6 nection with such activities;

7 “(D) a demonstrated intent to partner
8 with local organizations in rural areas in car-
9 rying out such activities;

10 “(E) evidence in a form acceptable to the
11 Assistant Secretary that such activities will
12 meet urgent needs that are not met by available
13 public and private sources; and

14 “(F) such other information or certifi-
15 cations that the Assistant Secretary determines
16 necessary to achieve the purposes described in
17 paragraphs (1) through (3) of subsection (b).

18 “(d) USE OF FUNDS.—An eligible entity may use
19 funds made available by a grant under this section to
20 carry out activities that include initiatives that—

21 “(1) engage in education and training relating
22 to community outreach to LGBTQI older individ-
23 uals, or older individuals of a protected class, resid-
24 ing in rural areas;

1 “(2) reduce isolation and improve access to care
2 for LGBTQI older individuals, or older individuals
3 of a protected class, residing in rural areas by build-
4 ing relationships between such individuals and the
5 local community;

6 “(3) foster relationships between local service
7 providers and LGBTQI older individuals, or older
8 individuals of a protected class, residing in rural
9 areas;

10 “(4) improve cultural competency with respect
11 to LGBTQI individuals, and older individuals of a
12 protected class, among organizations and personnel
13 providing services to older individuals residing in
14 rural areas;

15 “(5) expand the use of nondiscrimination poli-
16 cies that—

17 “(A) prohibit discrimination on the basis
18 of sexual orientation, gender identity, or sex
19 characteristics (including intersex traits); and

20 “(B) create community spaces that are in-
21 clusive to LGBTQI older individuals and older
22 individuals of a protected class; and

23 “(6) focus on providing sexual health services to
24 older individuals residing in rural areas, including
25 services for older individuals with HIV.

1 “(e) SUPPLEMENT NOT SUPPLANT.—As a condition
2 of receiving funds under this section, an eligible entity
3 shall agree to use such funds only to supplement the level
4 of State or local funds that would, in the absence of the
5 receipt of funds under this section, be made available for
6 related LGBTQI services.

7 “(f) STANDARDS AND GUIDELINES.—The Assistant
8 Secretary shall establish standards and guidelines for ac-
9 tivities supported by grants under this section. Such
10 standards and guidelines shall permit an eligible entity re-
11 ceiving such grant to refine or adapt the standards and
12 guidelines for an individual project if the refinement or
13 adaptation is made necessary by a local circumstance.

14 “(g) COORDINATION WITH LOCAL ENTITIES.—

15 “(1) COOPERATION.—An eligible entity that re-
16 ceives a grant under this section shall, in carrying
17 out activities supported by the grant, agree to co-
18 operate and coordinate with—

19 “(A) the agencies of the relevant State and
20 local governments responsible for providing
21 services to LGBTQI older individuals, or older
22 individuals of a protected class, in the area
23 served by such activities; and

24 “(B) other public and private organizations
25 and agencies providing services to LGBTQI

1 older individuals, or older individuals of a pro-
2 tected class, in such area.

3 “(2) PRIORITIZATION.—An eligible entity re-
4 ceiving a grant under this section shall prioritize co-
5 operating and coordinating with public and private
6 organizations and agencies that primarily serve pop-
7 ulations of older individuals with the greatest social
8 need.

9 “(h) REPORTS.—Not later than 1 year after the date
10 of enactment of the Elder Pride Act, and annually there-
11 after, the Assistant Secretary shall submit to Congress
12 and make available to the public a report that describes
13 the activities carried out under this section during the pre-
14 ceding 2-year period.

15 “(i) AUTHORIZATION OF APPROPRIATIONS.—There is
16 to be authorized to be appropriated to carry out this sec-
17 tion \$5,000,000 for each of fiscal years 2027 through
18 2031.”.