

110TH CONGRESS
2D SESSION

S. 3480

To amend the National and Community Service Act of 1990 to establish Encore Service Programs, Encore Fellowship Programs, and Silver Scholarship Programs, and for other purposes.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 11, 2008

Mr. DODD (for himself, Mr. COCHRAN, and Mr. KENNEDY) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To amend the National and Community Service Act of 1990 to establish Encore Service Programs, Encore Fellowship Programs, and Silver Scholarship Programs, 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 “Encore Service Act
5 of 2008”.

6 **SEC. 2. FINDINGS.**

7 Congress finds the following:

1 (1) Programs funded under the National and
2 Community Service Act of 1990 have the potential
3 to dramatically increase the number of individuals
4 age 50 or older engaged in national service, applying
5 decades of experience to solving community prob-
6 lems.

7 (2) The potential pool of older individuals who
8 could provide national service is enormous and rap-
9 idly growing. The population of people age 50 or
10 older, which today is more than 94,000,000 individ-
11 uals, is expected to grow by over 22 percent in the
12 next 10 years, to almost 115,000,000 individuals.

13 (3) Studies show that over half of the
14 78,000,000 individuals considered part of the Baby
15 Boomer generation, those turning 50 between 1996
16 and 2014, are interested in providing meaningful
17 service to their communities.

18 (4) Research further shows that older individ-
19 uals are not adequately connected to national service
20 or work opportunities in the public sector.

21 (5) For some individuals age 50 or older, par-
22 ticipation in national service can serve as an impor-
23 tant pathway and transition experience, leading
24 them into second careers in the public or nonprofit
25 sector.

1 (6) Today’s Retired and Senior Volunteer Pro-
2 gram (RSVP) helps baby boomers anxious to make
3 use of their education, skills, and expertise to pro-
4 tect seniors against fraud, work on a national falls
5 prevention campaign, and volunteer to green the
6 economy. Research shows that individuals enrolled in
7 the program volunteer more hours of service per
8 year than those not in the program.

9 (7) The National Senior Volunteer Corps pro-
10 grams, which are national service programs that cur-
11 rently engage older individuals, have deployed mil-
12 lions of individuals in the United States in service to
13 their communities but are currently at capacity and
14 in need of resources to grow.

15 **SEC. 3. REFERENCES.**

16 Except as otherwise expressly provided, wherever in
17 this Act an amendment or repeal is expressed in terms
18 of an amendment to, or repeal of, a section or other provi-
19 sion, the reference shall be considered to be made to a
20 section or other provision of the National and Community
21 Service Act of 1990 (42 U.S.C. 12501 et seq.).

1 **TITLE I—ENCORE SERVICE**
2 **PROGRAM**

3 **SEC. 101. DEFINITIONS.**

4 Section 101 (42 U.S.C. 12511) is amended by adding
5 at the end the following:

6 “(30) ENCORE SERVICE PROGRAM.—The term
7 ‘Encore Service Program’ means a national service
8 program authorized under section 122(a)(15).

9 “(31) ENCORE SERVICE PARTICIPANT.—The
10 term ‘Encore Service Participant’ means an indi-
11 vidual age 50 or older who is a participant in an ap-
12 proved Encore Service Program.”.

13 **SEC. 102. ELIGIBILITY.**

14 Section 122(a) (42 U.S.C. 12572(a)) is amended—

15 (1) by redesignating paragraph (15) as para-
16 graph (16); and

17 (2) by inserting after paragraph (14) the fol-
18 lowing:

19 “(15) A service program that engages only indi-
20 viduals age 50 or older, or individuals age 50 or
21 older and other individuals in intergenerational serv-
22 ice activities, serving in service positions to address
23 a specific community need.”.

24 **SEC. 103. PRIORITY.**

25 Section 122 (42 U.S.C. 12572) is amended—

1 (1) in subsection (b), by adding at the end the
2 following:

3 “(5) ENCOURAGEMENT OF ENCORE SERVICE
4 PROGRAMS.—The Corporation shall encourage na-
5 tional service programs, in appropriate cases, to es-
6 tablish, using evidence-based approaches, Encore
7 Service Programs, and to apply for assistance under
8 subsection (a) for such programs.”; and

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

10 “(d) PRIORITY FOR CERTAIN ENCORE SERVICE PRO-
11 GRAMS.—In establishing priorities regarding the types of
12 national service programs to be assisted under subsection
13 (b) or (d) of section 129, the Corporation shall give pri-
14 ority to an Encore Service Program that has—

15 “(1) proven success in engaging, or detailed
16 plans to begin engaging, individuals who are age 50
17 or older in service;

18 “(2) a strong focus on pre-service and in-service
19 training for participants in order to obtain measur-
20 able results that meet the needs of the community
21 served; and

22 “(3) a thorough evaluation of benefits to both
23 the participants and the community.

24 “(e) CONSULTATION.—In awarding assistance or ap-
25 proved national service positions for Encore Service Pro-

1 grams, the Corporation shall consult with organizations
 2 and individuals with extensive experience in developing
 3 and administering robust national service programs that
 4 are producing measurable results and outstanding experi-
 5 ences for participants.

6 “(f) SENSE OF CONGRESS.—It is the sense of Con-
 7 gress that, by 2018, 25 percent of individuals partici-
 8 pating in national service programs specified in this sub-
 9 title should be older individuals who are age 50 or older.”.

10 **SEC. 104. TERMS OF SERVICE.**

11 Section 139(b) (42 U.S.C. 12593(b)) is amended by
 12 adding at the end the following:

13 “(4) TERMS OF SERVICE FOR ENCORE SERVICE
 14 PROGRAMS.—

15 “(A) IN GENERAL.—Notwithstanding any
 16 other provision of this title, an individual age
 17 50 or older performing national service in an
 18 approved national service position in an Encore
 19 Service Program shall agree to participate in
 20 the program for a term of service described in
 21 one of clauses (i) through (v) of subparagraph
 22 (B).

23 “(B) TERMS OF SERVICE.—

24 “(i) FULL-TIME SERVICE.—If such an
 25 individual is performing full-time service,

1 the individual shall agree to participate in
2 the program for the term described in
3 paragraph (1).

4 “(ii) HALF-TIME SERVICE.—If such
5 an individual is performing half-time serv-
6 ice, the individual shall agree to participate
7 in the program for not less than 900 hours
8 during a period of not more than 1 year or
9 not more than 2 years, as indicated in the
10 approved application for the program.

11 “(iii) REDUCED HALF-TIME SERV-
12 ICE.—If such an individual is performing
13 reduced half-time service, the individual
14 shall agree to participate in the program
15 for not less than 675 hours during a pe-
16 riod of not more than 1 year.

17 “(iv) QUARTER-TIME SERVICE.—If
18 such an individual is performing quarter-
19 time service, the individual shall agree to
20 participate in the program for not less
21 than 450 hours during a period of not
22 more than 1 year.

23 “(v) MINIMUM TIME SERVICE.—If
24 such an individual is performing minimum
25 time service, the individual shall agree to

1 participate in the program for not less
2 than 300 hours during a period of not
3 more than 1 year.”.

4 **SEC. 105. LIVING ALLOWANCE.**

5 Section 140(h) (42 U.S.C. 12594(h)) is amended by
6 adding at the end the following: “In the case of an indi-
7 vidual who began the individual’s first term of service in
8 a national service program under this subtitle after the
9 individual attained the age of 50, and who is or has been
10 an Encore Service Participant, the individual may not re-
11 ceive, through such assistance or funds, an aggregate
12 amount that is more than twice the maximum amount
13 available under subsections (a), (d), and (e) for a term
14 of full-time service described in section 139(b)(1).”.

15 **SEC. 106. EDUCATIONAL AWARD LIMIT AND TERM OF**
16 **TRANSFERRED AWARDS.**

17 (a) EDUCATIONAL AWARD LIMIT.—Section 146 (42
18 U.S.C. 12602) is amended by striking subsection (c) and
19 inserting the following:

20 “(c) LIMITATION ON RECEIPT OF NATIONAL SERV-
21 ICE EDUCATIONAL AWARDS.—An individual may not re-
22 ceive, through national service educational awards, an ag-
23 gregate amount that is more than the value of two such
24 awards for terms of full-time service described in section
25 139(b)(1).”.

1 (b) TERM FOR TRANSFERRED EDUCATIONAL
2 AWARDS.—Section 146(d) of the National and Commu-
3 nity Service Act of 1990 (42 U.S.C. 12602) is amended
4 by adding at the end the following:

5 “(3) TERM FOR TRANSFERRED EDUCATIONAL
6 AWARDS.—For purposes of applying paragraphs (1)
7 and (2)(A) to an individual who is eligible to receive
8 an educational award as a designated individual (as
9 defined in section 148(f)(4)), references to a seven-
10 year period shall be considered to be references to a
11 20-year period that begins on the date the individual
12 who transferred the educational award to the des-
13 ignated individual completed the term of service in
14 the approved national service position that is the
15 basis of the award.”.

16 **SEC. 107. DETERMINATION OF THE AMOUNT OF THE NA-**
17 **TIONAL SERVICE EDUCATIONAL AWARD.**

18 Section 147 (42 U.S.C. 12603) is amended by adding
19 at the end the following:

20 “(d) AWARD FOR ENCORE SERVICE PARTICI-
21 PANTS.—An individual who is an Encore Service Partici-
22 pant and who successfully completes the term of service
23 described in section 139(b)(4) that is specified in the indi-
24 vidual’s agreement under such section, shall be provided
25 with a national service educational award in an amount

1 that bears the same relation to the amount of a full-time
2 national service educational award as the number of hours
3 of service provided in the position under the agreement
4 bears to the number of hours of service required to be
5 provided under section 139(b)(1) to receive a full-time na-
6 tional service educational award.”.

7 **SEC. 108. TRANSFER OF THE AWARDS.**

8 Section 148 (42 U.S.C. 12604) is amended—

9 (1) by redesignating subsections (f) and (g) as
10 subsections (g) and (h), respectively; and

11 (2) by inserting after subsection (e) the fol-
12 lowing:

13 “(f) **TRANSFER OF EDUCATIONAL AWARDS.**—

14 “(1) **IN GENERAL.**—An individual who is eligi-
15 ble to receive a national service educational award
16 under a program described in paragraph (2) may
17 transfer the award to a designated individual, and
18 subsections (b), (c), (d), and (e) shall apply to the
19 designated individual in lieu of the individual who is
20 eligible to receive the national service educational
21 award, except that—

22 “(A) amounts refunded to the account
23 under subsection (c)(5) on behalf of a des-
24 ignated individual may be used by the Corpora-
25 tion to fund additional placements in the na-

1 tional service program in which the eligible indi-
2 vidual who transferred the national service edu-
3 cational award participated for such award; and

4 “(B) a borrower of a qualified student loan
5 (as defined in subsection (b)(6)) shall be eligible
6 to have the Corporation pay, on behalf of the
7 borrower, the interest that accrues during a pe-
8 riod for which the borrower has obtained for-
9 bearance in accordance with subsection (e), if
10 the eligible individual successfully completes the
11 eligible individual’s required term of service for
12 a national service educational award and trans-
13 fers the award to the borrower as a designated
14 individual.

15 “(2) CONDITIONS FOR TRANSFER.—A national
16 service educational award may be transferred under
17 this subsection if—

18 “(A) the educational award is for service in
19 a national service program that is an Encore
20 Service Program; and

21 “(B) the eligible individual began the indi-
22 vidual’s first term of service in the Encore
23 Service Program after the individual attained
24 the age of 50.

1 “(3) DEFINITION OF A DESIGNATED INDI-
2 VIDUAL.—In this subsection, the term ‘designated
3 individual’ is an individual—

4 “(A) whom an individual who is eligible to
5 receive a national service educational award
6 under a program described in paragraph (2)
7 designates to receive the educational award; and

8 “(B) who meets the eligibility requirements
9 of paragraphs (3) and (4) of subsection (a),
10 and subsection (e), of section 146.”.

11 **SEC. 109. CORPORATION REQUIREMENTS.**

12 (a) PLANNING FOR IMPLEMENTATION.—The Cor-
13 poration shall examine national service programs carried
14 out under subtitle C of title I of the National and Commu-
15 nity Service Act of 1990 (42 U.S.C. 12571 et seq.) and
16 identify and address the barriers to engaging individuals
17 age 50 or older, in order to carry out the objectives of
18 section 122(d)(1) of that Act (42 U.S.C. 12572(d)(1)), in-
19 cluding examining—

20 (1) how the programs are marketed to individ-
21 uals age 50 or older versus young adults;

22 (2) the extent to which the living allowance de-
23 scribed in section 140 of that Act (42 U.S.C. 12594)
24 is a factor;

1 (3) the extent to which the educational award
2 described in subtitle D of that Act (42 U.S.C. 12601
3 et seq.) is a factor;

4 (4) the correlation between the extent of the
5 pre-service and in-service training provided and the
6 perceived investment by the participants;

7 (5) the correlation between the extent of the
8 pre-service and in-service training provided and pro-
9 gram impact;

10 (6) the extent to which job transition resources
11 and training are provided; and

12 (7) the outreach efforts required to carry out
13 the objectives of section 122(d)(1) of that Act.

14 (b) REPORTS TO CONGRESS.—

15 (1) REPORT ON IMPLEMENTATION.—Not later
16 than 90 days after the date of enactment of this
17 Act, the Corporation shall prepare and submit to
18 Congress a report on implementation of this subtitle,
19 including addressing barriers described in subsection
20 (a)(1) and any necessary recommendations on how
21 to enhance programming to carry out the objectives
22 of section 122(d)(1) of the National and Community
23 Service Act of 1990 (42 U.S.C. 12572(d)(1)).

24 (2) ANNUAL REPORTING.—The Corporation
25 shall include, in its annual report to Congress under

1 section 172(b) of the National and Community Serv-
2 ice Act of 1990 (42 U.S.C. 12632(b)), a detailed de-
3 scription of the Encore Service Programs that have
4 been carried out and the progress of the Corporation
5 in carrying out those objectives.

6 (c) DEFINITION.—In this section, the term “Encore
7 Service Programs” has the meaning given the term in sec-
8 tion 101 of the National and Community Service Act of
9 1990 (42 U.S.C. 12511).

10 **TITLE II—ENCORE FELLOWS**

11 **SEC. 201. DEFINITIONS.**

12 Section 101 (42 U.S.C. 12511), as amended by sec-
13 tion 101 of this Act, is further amended by adding at the
14 end the following:

15 “(32) ENCORE FELLOW.—The term ‘Encore
16 Fellow’ means an individual who is age 50 or older
17 and who is a participant in an approved Encore Fel-
18 lowship Program.

19 “(33) ENCORE FELLOWSHIP PROGRAM.—The
20 term ‘Encore Fellowship Program’ means a program
21 authorized under section 198E.”.

22 **SEC. 202. SUPPORT.**

23 (a) IN GENERAL.—Subtitle H (42 U.S.C. 12653 et
24 seq.) is amended by adding at the end the following:

1 **“SEC. 198E. ENCORE FELLOWSHIP PROGRAMS.**

2 “(a) STATEMENT OF PURPOSE.—The purpose of this
3 section is to provide for Encore Fellowship Programs, in
4 order to—

5 “(1) address the need for increased professional
6 capacity in public agencies and nonprofit private or-
7 ganizations that are engaged in meeting unmet
8 human, educational, environmental, or public safety
9 needs; and

10 “(2) address the need for compelling learning
11 and service opportunities to assist experienced indi-
12 viduals age 50 and older in shifting from their mid-
13 life careers to suitable and rewarding careers in the
14 public or nonprofit sector that benefit society and
15 provide continued income to the individuals.

16 “(b) ASSISTANCE AUTHORIZED.—

17 “(1) IN GENERAL.—The Corporation may make
18 grants under this section to eligible entities to pay
19 for the Federal share of the cost of carrying out En-
20 core Fellowship Programs.

21 “(2) PROGRAMS.—The Fellowship Programs
22 shall—

23 “(A) recruit individuals age 50 or older
24 who meet the requirements of subsection (f)(2)
25 to serve as Encore Fellows;

1 “(B) provide specialized preplacement
2 training and additional training for the Encore
3 Fellows;

4 “(C) provide other activities designed to
5 foster transitions to second careers in the public
6 or nonprofit sector by the Encore Fellows; and

7 “(D) place the Encore Fellows in profes-
8 sional positions with employers that will serve
9 as sponsoring organizations for the programs,
10 that meet the requirements of subsection (f)(1).

11 “(3) PERMISSIBLE SUBGRANTS.—The entities
12 may carry out the programs directly or through sub-
13 grants to other eligible entities.

14 “(c) ELIGIBLE ENTITIES.—To be eligible to receive
15 a grant under this section, an entity shall—

16 “(1) be a State Commission, or national non-
17 profit organization, with demonstrated experience in
18 establishing and carrying out a project to recruit,
19 train, and place participants or volunteers, and that
20 is qualified to receive assistance under section 121;

21 “(2) demonstrate the ability to disseminate in-
22 formation about the Encore Fellowship Program
23 that promotes the concept of mid-life transitions to
24 public or nonprofit sector work;

1 “(3) demonstrate the expertise and capacity to
2 provide meaningful management and leadership
3 training opportunities; and

4 “(4) demonstrate knowledge of public or non-
5 profit sector professional needs and capacity to help
6 meet the needs through an Encore Fellowship Pro-
7 gram.

8 “(d) APPLICATION.—To be eligible to receive a grant
9 under this section, an entity shall submit an application
10 to the Corporation at such time, in such manner, and con-
11 taining such information as the Corporation may require.

12 “(e) USE OF FUNDS.—An entity that receives a grant
13 (or, as applicable, a subgrant) under this section may use
14 the assistance made available through the grant (or
15 subgrant) to assist with the activities described in sub-
16 section (b)(2). The entity may use the assistance for the
17 allowances described in subsection (g).

18 “(f) SELECTION CRITERIA.—

19 “(1) SPONSORING ORGANIZATION.—The recipi-
20 ent of a grant under subsection (b) shall develop cri-
21 teria for the selection of sponsoring organizations,
22 who shall—

23 “(A) be public agencies or private non-
24 profit organizations;

1 “(B) be engaged in meeting unmet human,
2 educational, environmental, or public safety
3 needs;

4 “(C) demonstrate need and capacity for
5 the professional skills of Encore Fellows;

6 “(D) agree to sponsor Encore Fellows in
7 full-time professional positions for a period of
8 not less than 9 months and not more than 1
9 year;

10 “(E) demonstrate experience in estab-
11 lishing and implementing, or detailed plans to
12 begin establishing and implementing, meaning-
13 ful professional development opportunities; and

14 “(F) agree to collaborate on, and partici-
15 pate in, the provision of specialized preplace-
16 ment training and additional training for the
17 participants, and provision of other activities
18 designed to foster transitions to second careers
19 in the public or nonprofit sector by participants.

20 “(2) PARTICIPANTS.—The recipient of a grant
21 under subsection (b) shall develop criteria for the se-
22 lection of participants, who shall—

23 “(A) be individuals age 50 or older;

24 “(B) intend to engage in work that meets
25 unmet human, educational, environmental, or

1 public safety needs upon completion of their fel-
2 lowships;

3 “(C) demonstrate professional qualifica-
4 tions or experience; and

5 “(D) agree to participate in the Encore
6 Fellowship Program involved on a full-time
7 basis for not less than 9 months and not more
8 than 1 year.

9 “(g) PROVISION OF LIVING ALLOWANCE AND RE-
10 LATED MATTERS.—

11 “(1) LIVING ALLOWANCE.—An entity that re-
12 ceives a grant (or, as applicable, a subgrant) under
13 this section for an Encore Fellowship Program shall
14 provide to each Encore Fellow in the program a liv-
15 ing allowance for a fiscal year in an amount equal
16 to 200 percent of the average subsistence allowance
17 provided to VISTA volunteers under section 105 of
18 the Domestic Volunteer Service Act of 1973 (42
19 U.S.C. 4955) for that fiscal year.

20 “(2) PERMISSIBLE SALARY AND BENEFITS.—

21 “(A) IN GENERAL.—An Encore Fellow
22 may receive a salary in excess of the maximum
23 living allowance authorized in paragraph (1),
24 and employment benefits, subject to subpara-
25 graph (B).

1 “(B) PROVISION BY SPONSORING ORGANI-
2 ZATION.—The sponsoring organization shall
3 pay 100 percent of the amount of the salary
4 that exceeds the amount of the maximum living
5 allowance, and 100 percent of the cost of the
6 benefits.

7 “(3) INELIGIBILITY FOR NATIONAL SERVICE
8 EDUCATIONAL AWARD.—An Encore Fellow shall be
9 ineligible for a national service education award
10 under subtitle D.

11 “(h) MATCHING FUNDS REQUIREMENTS.—The Fed-
12 eral share of the cost of carrying out an Encore Fellowship
13 Program that receives assistance under this section,
14 whether the assistance is provided directly or as a
15 subgrant from the original recipient of the assistance, may
16 not exceed 70 percent of such cost. The provisions of sec-
17 tion 121(e)(2) shall apply to the program, for purpose of
18 providing for the remaining share of the cost.

19 “(i) LIMIT ON ADMINISTRATIVE COST.—Not more
20 than 6 percent of the amount of assistance provided to
21 the recipient of a grant (or subgrant) under this section
22 for a fiscal year may be used to pay for administrative
23 costs incurred by—

24 “(1) the recipient of the grant (or subgrant);
25 and

1 “(2) sponsoring organizations for Encore Fel-
2 lowship Programs carried out or supported by the
3 assistance.

4 “(j) EVALUATION.—The Corporation shall evaluate
5 the programs carried out under this section, and include
6 the results of the evaluations in the Corporation’s annual
7 report to Congress under section 172(b).”.

8 (b) AUTHORIZATION OF APPROPRIATIONS.—Section
9 501(a)(2) of the National and Community Service Act of
10 1990 (42 U.S.C. 12681(a)(2)) is amended—

11 (1) by inserting “(other than section 198E)”
12 after “H of title I” each place it appears; and

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

14 “(C) ENCORE FELLOWSHIP PROGRAMS.—
15 There are authorized to be appropriated to
16 carry out section 198E, \$20,000,000 for fiscal
17 year 2009 and such sums as may be necessary
18 for each succeeding fiscal year.”.

19 (c) TABLE OF CONTENTS.—The table of contents of
20 the National and Community Service Act of 1990 is
21 amended in the items relating to subtitle H of title I, by
22 adding at the end the following:

“Sec. 198E. Encore Fellowship Programs.”.

1 **TITLE III—SILVER SCHOLARS**

2 **SEC. 301. SILVER SCHOLARSHIP PROGRAMS.**

3 (a) IN GENERAL.—Subtitle H of title I (42 U.S.C.
4 12653 et seq.), as amended by section 202 of this Act,
5 is further amended by adding at the end the following:

6 **“SEC. 198F. SILVER SCHOLARSHIP PROGRAMS.**

7 “(a) ESTABLISHMENT.—The Corporation is author-
8 ized to award grants to eligible entities, to enable the enti-
9 ties to provide volunteers participating in service projects
10 in accordance with this section with scholarships that may
11 be used by the volunteers or by individuals designated by
12 the volunteers.

13 “(b) ELIGIBLE ENTITIES.—To be eligible to receive
14 a grant under this section, an entity shall be a public agen-
15 cy or private nonprofit organization with experience in ad-
16 ministering service programs, (including the programs de-
17 scribed in or administered under title II of the Domestic
18 Volunteer Service Act of 1973 (42 U.S.C. 5000 et seq.)).

19 “(c) APPLICATIONS.—To be eligible to receive a grant
20 under this section, an entity shall submit to the Corpora-
21 tion an application at such time, in such manner, and con-
22 taining such information as the Corporation may reason-
23 ably require.

1 “(d) CRITERIA AND PRIORITIES FOR GRANTS.—The
2 Corporation shall establish criteria and priorities for
3 awarding grants under this section.

4 “(e) REQUIREMENTS FOR SCHOLARSHIP.—An entity
5 that receives a grant under subsection (a) shall use the
6 funds made available through the grant to award a schol-
7 arship described in subsection (a) to recipients, each of
8 whom—

9 “(1) is, or has been designated for the scholar-
10 ship by, a volunteer who—

11 “(A) has performed not less than 500
12 hours of volunteer service, of a type specified by
13 the Corporation under subsection (f)(1), during
14 a 12-month period that is—

15 “(i) after the volunteer at issue has
16 attained age 55; and

17 “(ii) after the date of the enactment
18 of this section; or

19 “(B) has performed not less than 250
20 hours but less than 500 hours of volunteer serv-
21 ice of that type during such a 12-month period,
22 based on compelling personal circumstances;
23 and

1 “(2) has received, during the 5-year period pre-
2 ceding the date that the scholarship is awarded,
3 fewer than 2 scholarships under this section.

4 “(f) SERVICES, CRITERIA, AND PRIORITIES FOR
5 SCHOLARSHIPS.—The Corporation shall—

6 “(1) specify the types of volunteer service a vol-
7 unteer may engage in to meet term of service re-
8 quirements for a scholarship under this section,
9 which shall include—

10 “(A) tutoring or mentoring in a school,
11 after-school program, or other community-based
12 educational setting; and

13 “(B) assisting persons with special needs,
14 including persons who are homebound, to con-
15 tinue living independently; and

16 “(2) establish criteria and priorities for eligible
17 entities to use in awarding scholarships under this
18 section.

19 “(g) AMOUNT OF SCHOLARSHIP.—The entities shall
20 award the scholarships—

21 “(1) in an amount of not more than \$1,000; or

22 “(2) in a amount that is prorated based on the
23 individual’s hours of service, for an individual who
24 meets the requirements of subsection (e) with a term
25 of service described in subsection (e)(2)(B).

1 “(h) USE OF SCHOLARSHIPS.—A scholarship award-
2 ed under this section may be used—

3 “(1) by the volunteer or the person designated
4 by the volunteer, in accordance with subsection (e);

5 “(2) only for qualified tuition and related ex-
6 penses, as defined in section 117 of the Internal
7 Revenue Code of 1986, and only under such condi-
8 tions as are set forth by the Corporation through
9 regulation; and

10 “(3) not later than 20 years after the date of
11 the award of the scholarship, to allow time for ‘an
12 individual’ designated under subsection (e)(1) to use
13 the scholarship.

14 “(i) AUTHORIZATION OF APPROPRIATIONS.—Of the
15 funds appropriated to carry out this section—

16 “(1) not more than 15 percent shall be used for
17 administrative purposes by the Corporation;

18 “(2) not less than 50 percent shall be made
19 available for grants under subsection (a) and used to
20 award scholarships to volunteers who have met the
21 term of service requirements for the scholarships by
22 providing tutoring or mentoring described in sub-
23 section (f)(1)(A);

24 “(3) not less than 10 percent shall be made
25 available for such grants and used to award scholar-

1 ships to volunteers who have met the requirements
2 by providing assistance described in subsection
3 (f)(1)(B); and

4 “(4) not more than 10 percent shall be made
5 available for such grants and used for administrative
6 purposes by the eligible entities receiving the
7 grants.”.

8 (b) AUTHORIZATION OF APPROPRIATIONS.—Section
9 501(a)(2), as amended by section 202(b) of this Act, is
10 further amended—

11 (1) by striking “section 198E” each place it ap-
12 pears and inserting “sections 198E and 198F”; and

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

14 “(D) SILVER SCHOLARSHIP PROGRAM.—
15 There are authorized to be appropriated to
16 carry out section 198F, \$20,000,000 for the
17 first fiscal year beginning after the date of the
18 enactment of section 198F and such sums as
19 are necessary for each fiscal year thereafter.”.

20 (c) TABLE OF CONTENTS.—The table of contents of
21 the Act is further amended in the items relating to subtitle
22 H of title I, by adding at the end the following:

“Sec. 198F. Silver scholarship programs.”.

1 **TITLE IV—EXPANSION OF**
2 **SENIOR CORPS**

3 **SEC. 401. EXPANDED ELIGIBILITY CRITERIA.**

4 (a) FOSTER GRANDPARENT PROGRAM.—Section 211
5 of the Domestic Volunteer Service Act of 1973 (42 U.S.C.
6 5011) is amended—

7 (1) in subsection (a), by striking “sixty” and
8 inserting “55”; and

9 (2) in subsection (e)(1), by striking “125” and
10 inserting “200”.

11 (b) SENIOR COMPANION PROGRAM.—Section 213(a)
12 of the Domestic Volunteer Service Act of 1973 (42 U.S.C.
13 5013(a)) is amended by striking “60” and inserting “55”.

14 (c) GENERAL PROVISIONS.—Section 223 of the Do-
15 mestic Volunteer Service Act of 1973 (42 U.S.C. 5023)
16 is amended by striking “sixty” and inserting “55”.

17 **SEC. 402. AUTHORIZATION OF APPROPRIATIONS.**

18 Section 502 of the Domestic Volunteer Service Act
19 of 1973 (42 U.S.C. 5082) is amended—

20 (1) in subsection (a), by striking
21 “\$45,000,000” and all that follows and inserting
22 “\$136,700,000 for fiscal year 2009, and such sums
23 as may be necessary for each succeeding fiscal
24 year.”;

1 (2) in subsection (b), by striking
2 “\$85,000,000” and all that follows and inserting
3 “\$228,000,000 for each of fiscal year 2009, and
4 such sums as may be necessary for each succeeding
5 fiscal year.”; and

6 (3) in subsection (c), by striking “\$40,000,000”
7 and all that follows and inserting “\$92,000,000 for
8 each of fiscal year 2009, and such sums as may be
9 necessary for each succeeding fiscal year.”.

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