

111TH CONGRESS
2D SESSION

H. R. 5220

IN THE SENATE OF THE UNITED STATES

MAY 20, 2010

Received; read twice and referred to the Committee on Health, Education,
Labor, and Pensions

AN ACT

To reauthorize the Special Olympics Sport and Empowerment Act of 2004, to provide assistance to Best Buddies to support the expansion and development of mentoring 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,*

1 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

2 (a) SHORT TITLE.—This Act may be cited as the
3 “Eunice Kennedy Shriver Act”.

4 (b) TABLE OF CONTENTS.—The table of contents for
5 this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—REAUTHORIZATION OF SPECIAL OLYMPICS ACT

Sec. 101. Reauthorization.

TITLE II—BEST BUDDIES

Sec. 201. Findings and purpose.

Sec. 202. Assistance for Best Buddies.

Sec. 203. Application and annual report.

Sec. 204. Authorization of appropriations.

TITLE III—ESTABLISHMENT OF EUNICE KENNEDY SHRIVER
INSTITUTES FOR SPORT AND SOCIAL IMPACT

Sec. 301. Findings and purpose.

Sec. 302. Establishment of Institutes.

Sec. 303. Activities of Institutes.

Sec. 304. Authorization of appropriations.

6 **TITLE I—REAUTHORIZATION OF**
7 **SPECIAL OLYMPICS ACT**

8 **SEC. 101. REAUTHORIZATION.**

9 Sections 2 through 5 of the Special Olympics Sport
10 and Empowerment Act of 2004 (42 U.S.C. 15001 note)
11 are amended to read as follows:

12 **“SEC. 2. FINDINGS AND PURPOSE.**

13 “(a) FINDINGS.—Congress finds the following:

14 “(1) Special Olympics celebrates the possibili-
15 ties of a world where everybody matters, everybody
16 counts, and every person contributes.

1 “(2) The Government and the people of the
2 United States recognize the dignity and value the
3 giftedness of children and adults with intellectual
4 disabilities.

5 “(3) The Government and the people of the
6 United States recognize that children and adults
7 with intellectual disabilities experience significant
8 health disparities, including lack of access to pri-
9 mary care services and difficulties in accessing com-
10 munity-based prevention and treatment programs
11 for chronic diseases.

12 “(4) The Government and the people of the
13 United States are determined to end the isolation
14 and stigmatization of people with intellectual disabil-
15 ities, and to ensure that such people are assured of
16 equal opportunities for community participation, ac-
17 cess to appropriate health care, and inclusive edu-
18 cation, and to experience life in a nondiscriminatory
19 manner.

20 “(5) For more than 40 years, Special Olympics
21 has encouraged skill development, sharing, courage,
22 and confidence through year-round sports training
23 and athletic competition for children and adults with
24 intellectual disabilities.

1 “(6) Special Olympics provides year-round
2 sports training and competitive opportunities to
3 more than 3,000,000 athletes with intellectual dis-
4 abilities in 26 sports and plans to expand the bene-
5 fits of participation through sport to hundreds of
6 thousands of people with intellectual disabilities
7 within the United States and worldwide over the
8 next 5 years.

9 “(7) Research shows that participation in ac-
10 tivities involving both people with intellectual disabil-
11 ities and nondisabled people results in more positive
12 support for inclusion in society, including in schools.

13 “(8) Special Olympics has demonstrated its
14 ability to provide a major positive effect on the qual-
15 ity of life of people with intellectual disabilities, im-
16 proving their health and physical well-being, building
17 their confidence and self-esteem, and giving them a
18 voice to become active and productive members of
19 their communities.

20 “(9) In society as a whole, Special Olympics
21 has become a vehicle and platform for reducing prej-
22 udice, improving public health, promoting inclusion
23 efforts in schools and communities, and encouraging
24 society to value the contributions of all members.

1 “(10) The Government of the United States en-
2 thusiastically supports the Special Olympics move-
3 ment, recognizes its importance in improving the
4 lives of people with intellectual disabilities, and rec-
5 ognizes Special Olympics as a valued and important
6 component of the global community.

7 “(b) PURPOSE.—The purposes of this Act are to—

8 “(1) provide support to Special Olympics to in-
9 crease athlete participation in, and public awareness
10 about, the Special Olympics movement, including ef-
11 forts to promote broader community inclusion;

12 “(2) dispel negative stereotypes about people
13 with intellectual disabilities;

14 “(3) build community engagement through in-
15 volvement in sports; and

16 “(4) promote the extraordinary gifts and con-
17 tributions of people with intellectual disabilities.

18 **“SEC. 3. ASSISTANCE FOR SPECIAL OLYMPICS.**

19 “(a) EDUCATION ACTIVITIES.—The Secretary of
20 Education may award grants to, or enter into contracts
21 or cooperative agreements with, Special Olympics to carry
22 out each of the following:

23 “(1) Activities to promote the expansion of Spe-
24 cial Olympics, including activities to increase the full
25 participation of people with intellectual disabilities in

1 athletics, sports and recreation, and other inclusive
2 school and community activities with non-disabled
3 people.

4 “(2) The design and implementation of Special
5 Olympics education programs, including character
6 education and volunteer programs that support the
7 purposes of this Act, that can be integrated into
8 classroom instruction and are consistent with aca-
9 demic content standards.

10 “(b) INTERNATIONAL ACTIVITIES.—The Secretary of
11 State, acting through the Assistant Secretary of State for
12 Educational and Cultural Affairs, may award grants to,
13 or enter into contracts or cooperative agreements with,
14 Special Olympics to carry out each of the following:

15 “(1) Activities to increase the participation of
16 people with intellectual disabilities in Special Olym-
17 pics outside of the United States.

18 “(2) Activities to improve the awareness outside
19 of the United States of the abilities and unique con-
20 tributions that people with intellectual disabilities
21 can make to society.

22 “(c) HEALTHY ATHLETES.—

23 “(1) IN GENERAL.—The Secretary of Health
24 and Human Services may award grants to, or enter
25 into contracts or cooperative agreements with, Spe-

1 cial Olympics for the implementation of on-site
2 health assessments, screening for health problems,
3 health education, community-based prevention, data
4 collection, and referrals to direct health care serv-
5 ices.

6 “(2) COORDINATION.—Activities under para-
7 graph (1) shall be coordinated with appropriate
8 health care entities, including private health care
9 providers, entities carrying out local, State, Federal,
10 or international programs, and the Department of
11 Health and Human Services, as applicable.

12 “(d) LIMITATION.—Amounts appropriated to carry
13 out this section shall not be used for direct treatment of
14 diseases, medical conditions, or mental health conditions.
15 Nothing in the preceding sentence shall be construed to
16 limit the use of non-Federal funds by Special Olympics.

17 **“SEC. 4. APPLICATION AND ANNUAL REPORT.**

18 “(a) APPLICATION.—

19 “(1) IN GENERAL.—To be considered for a
20 grant, contract, or cooperative agreement under sub-
21 section (a), (b), or (c) of section 3, Special Olympics
22 shall submit an application at such time, in such
23 manner, and containing such information as the Sec-
24 retary of Education, Secretary of State, or Secretary

1 of Health and Human Services, as applicable, may
2 require.

3 “(2) CONTENT.—At a minimum, an application
4 under this subsection shall contain each of the fol-
5 lowing:

6 “(A) ACTIVITIES.—A description of spe-
7 cific activities to be carried out with the grant,
8 contract, or cooperative agreement.

9 “(B) MEASURABLE GOALS.—A description
10 of specific measurable annual benchmarks,
11 long-term goals and objectives, and outcomes to
12 be achieved through specified activities carried
13 out with the grant, contract, or cooperative
14 agreement, which shall include, at a minimum,
15 the following:

16 “(i) Activities to increase the full par-
17 ticipation of people with intellectual dis-
18 abilities in athletics, sports and recreation,
19 and other inclusive school and community
20 activities with nondisabled people.

21 “(ii) Education programs that dispel
22 negative stereotypes about people with in-
23 tellectual disabilities, in the case of appli-
24 cations for a grant under section 3(a).

1 “(iii) Activities to increase the partici-
2 pation of people with intellectual disabil-
3 ities in Special Olympics outside of the
4 United States, in the case of applications
5 for a grant under section 3(b).

6 “(iv) Health-related activities, includ-
7 ing on-site health assessments, screening
8 for health problems, health education, com-
9 munity-based prevention, data collection,
10 and referrals to direct health care services,
11 in the case of applications for a grant
12 under section 3(c).

13 “(b) ANNUAL REPORT.—

14 “(1) IN GENERAL.—As a condition of the re-
15 ceipt of any funds for a program under subsection
16 (a), (b), or (c) of section 3, Special Olympics shall
17 agree to submit an annual report at such time, in
18 such manner, and containing such information as
19 the Secretary of Education, Secretary of State, or
20 Secretary of Health and Human Services, as appli-
21 cable, may require.

22 “(2) CONTENT.—At a minimum, each annual
23 report under this subsection shall describe—

24 “(A) the degree to which progress has been
25 made toward meeting the annual benchmarks,

1 long-term goals and objectives, and outcomes
2 described in the applications submitted under
3 subsection (a); and

4 “(B) demographic data about Special
5 Olympics participants, including the number of
6 people with intellectual disabilities served in
7 each program referred to in paragraph (1).

8 **“SEC. 5. AUTHORIZATION OF APPROPRIATIONS.**

9 “There are authorized to be appropriated—

10 “(1) for grants, contracts, or cooperative agree-
11 ments under section 3(a), \$9,500,000 for fiscal year
12 2011, and such sums as may be necessary for each
13 of the 4 succeeding fiscal years;

14 “(2) for grants, contracts, or cooperative agree-
15 ments under section 3(b), \$4,500,000 for fiscal year
16 2011, and such sums as may be necessary for each
17 of the 4 succeeding fiscal years; and

18 “(3) for grants, contracts, or cooperative agree-
19 ments under section 3(c), \$8,500,000 for fiscal year
20 2011, and such sums as may be necessary for each
21 of the 4 succeeding fiscal years.”.

22 **TITLE II—BEST BUDDIES**

23 **SEC. 201. FINDINGS AND PURPOSE.**

24 (a) FINDINGS.—Congress finds the following:

1 (1) Best Buddies operates the first national so-
2 cial and recreational program in the United States
3 for people with intellectual disabilities.

4 (2) Best Buddies is dedicated to helping people
5 with intellectual disabilities become part of main-
6 stream society.

7 (3) Best Buddies is determined to end social
8 isolation for people with intellectual disabilities by
9 promoting meaningful friendships between them and
10 their non-disabled peers in order to help increase the
11 self-esteem, confidence, and abilities of people with
12 and without intellectual disabilities.

13 (4) Since 1989, Best Buddies has enhanced the
14 lives of people with intellectual disabilities by pro-
15 viding opportunities for 1-to-1 friendships and inte-
16 grated employment.

17 (5) Best Buddies is an international organiza-
18 tion spanning 1,300 middle school, high school, and
19 college campuses.

20 (6) Best Buddies implements programs that
21 will positively impact more than 700,000 individuals
22 in 2010.

23 (7) The Best Buddies Middle Schools program
24 matches middle school students with intellectual dis-

1 abilities with other middle school students and sup-
2 ports 1-to-1 friendships between them.

3 (8) The Best Buddies High Schools program
4 matches high school students with intellectual dis-
5 abilities with other high school students and sup-
6 ports 1-to-1 friendships between them.

7 (9) The Best Buddies Colleges program
8 matches adults with intellectual disabilities with col-
9 lege students and creates 1-to-1 friendships between
10 them.

11 (10) The Best Buddies e-Buddies program sup-
12 ports e-mail friendships between people with and
13 without intellectual disabilities.

14 (11) The Best Buddies Citizens program pairs
15 adults with intellectual disabilities in 1-to-1 friend-
16 ships with other people in the corporate and civic
17 communities.

18 (12) The Best Buddies Jobs program promotes
19 the integration of people with intellectual disabilities
20 into the community through supported employment.

21 (b) PURPOSE.—The purposes of this title are to—

22 (1) provide support to Best Buddies to increase
23 participation in and public awareness about Best
24 Buddies programs that serve people with intellectual
25 disabilities;

- 1 (2) dispel negative stereotypes about people
2 with intellectual disabilities; and
- 3 (3) promote the extraordinary contributions of
4 people with intellectual disabilities.

5 **SEC. 202. ASSISTANCE FOR BEST BUDDIES.**

6 (a) EDUCATION ACTIVITIES.—The Secretary of Edu-
7 cation may award grants to, or enter into contracts or co-
8 operative agreements with, Best Buddies to carry out ac-
9 tivities to promote the expansion of Best Buddies, includ-
10 ing activities to increase the participation of people with
11 intellectual disabilities in social relationships and other as-
12 pects of community life, including education and employ-
13 ment, within the United States.

14 (b) LIMITATIONS.—

15 (1) IN GENERAL.—Amounts appropriated to
16 carry out this title may not be used for direct treat-
17 ment of diseases, medical conditions, or mental
18 health conditions.

19 (2) ADMINISTRATIVE ACTIVITIES.—Not more
20 than 5 percent of amounts appropriated to carry out
21 this title for a fiscal year may be used for adminis-
22 trative activities.

23 (c) RULE OF CONSTRUCTION.—Nothing in this title
24 shall be construed to limit the use of non-Federal funds
25 by Best Buddies.

1 **SEC. 203. APPLICATION AND ANNUAL REPORT.**

2 (a) APPLICATION.—

3 (1) IN GENERAL.—To be considered for a
4 grant, contract, or cooperative agreement under sec-
5 tion 202(a), Best Buddies shall submit an applica-
6 tion at such time, in such manner, and containing
7 such information as the Secretary of Education may
8 require.

9 (2) CONTENT.—At a minimum, an application
10 under this subsection shall contain the following:

11 (A) A description of activities to be carried
12 out under the grant, contract, or cooperative
13 agreement.

14 (B) Information on specific measurable
15 goals, objectives, and outcomes to be achieved
16 through activities carried out under the grant,
17 contract, or cooperative agreement.

18 (b) ANNUAL REPORT.—

19 (1) IN GENERAL.—As a condition of receipt of
20 any funds under section 202(a), Best Buddies shall
21 agree to submit an annual report at such time, in
22 such manner, and containing such information as
23 the Secretary of Education may require.

24 (2) CONTENT.—At a minimum, each annual re-
25 port under this subsection shall describe the degree
26 to which progress has been made toward meeting the

1 specific measurable goals, objectives, and outcomes
2 described in the applications submitted under sub-
3 section (a).

4 **SEC. 204. AUTHORIZATION OF APPROPRIATIONS.**

5 There are authorized to be appropriated to the Sec-
6 retary of Education for grants, contracts, or cooperative
7 agreements under section 202(a), \$10,000,000 for fiscal
8 year 2011 and such sums as may be necessary for each
9 of the 4 succeeding fiscal years.

10 **TITLE III—ESTABLISHMENT OF**
11 **EUNICE KENNEDY SHRIVER**
12 **INSTITUTES FOR SPORT AND**
13 **SOCIAL IMPACT**

14 **SEC. 301. FINDINGS AND PURPOSE.**

15 (a) FINDINGS.—The Congress finds as follows:

16 (1) For more than 50 years, Eunice Kennedy
17 Shriver dedicated her life, energies, and resources
18 without bounds to improving the lives of people with
19 intellectual and developmental disabilities around the
20 world. She stands as the iconic founder and leader
21 of one of the most important disability rights move-
22 ments in history.

23 (2) Eunice Kennedy Shriver founded and influ-
24 enced the development of Special Olympics and Best
25 Buddies, both of which celebrate the possibilities of

1 a world where everybody matters, everybody counts,
2 every person has value, and every person has worth.

3 (b) PURPOSE.—It is the purpose of this title to im-
4 prove and advance opportunities for people with intellec-
5 tual disabilities to fully participate and engage in inclusive
6 sports and recreation, social activities, and other commu-
7 nity opportunities, through—

8 (1) conducting research, data collection, and
9 evaluation activities;

10 (2) providing technical assistance and training;

11 (3) fostering and promoting interdisciplinary
12 collaboration, cooperation, and partnerships; and

13 (4) commemorating the work and contributions
14 of Eunice Kennedy Shriver and encouraging others
15 to emulate her leadership, including her efforts to
16 encourage and promote greater social and commu-
17 nity opportunities for people with intellectual disabili-
18 ties and their families.

19 **SEC. 302. ESTABLISHMENT OF INSTITUTES.**

20 (a) IN GENERAL.—From the amount made available
21 under section 304 that is not reserved under subsection
22 (g), the Secretary of Education shall award competitive
23 grants to one or more eligible entities for the purpose of
24 establishing Eunice Kennedy Shriver Institutes for Sport

1 and Social Impact (referred to in this title as “Insti-
2 tutes”).

3 (b) ELIGIBLE ENTITY.—In this title, the term “eligi-
4 ble entity” means an institution of higher education (as
5 defined in section 101(a) of the Higher Education Act of
6 1965 (20 U.S.C. 1001(a))) with demonstrated expertise
7 and experience in research, technical assistance, and train-
8 ing related to improving and advancing opportunities for
9 people with intellectual disabilities to fully participate and
10 engage in inclusive community opportunities, in partner-
11 ship with a nonprofit organization with demonstrated ex-
12 pertise and experience in inclusive sports, recreation, so-
13 cial, educational, and community opportunities for people
14 with intellectual disabilities.

15 (c) GRANT PERIOD.—Each grant awarded under this
16 title shall be for a 3-year period.

17 (d) GRANT RECIPIENT CONTRIBUTION.—An eligible
18 entity receiving a grant under this title shall provide a con-
19 tribution (which may include an in-kind contribution), in
20 an amount not less than 25 percent of the costs of the
21 activities assisted under the grant, to carry out such ac-
22 tivities.

23 (e) SUPPLEMENT, NOT SUPPLANT.—Funds made
24 available under this title shall be used to supplement, and

1 not supplant, other Federal, State, and local funds ex-
2 pended to carry out the purpose of this title.

3 (f) APPLICATION.—An eligible entity shall submit an
4 application to the Secretary of Education at such time,
5 in such manner, and containing such information and as-
6 surances as the Secretary may require. Such application
7 shall, at a minimum, include—

8 (1) a description of activities to be carried out
9 consistent with section 303; and

10 (2) annual measurable benchmarks and long-
11 term goals and objectives to be achieved through
12 such activities.

13 (g) RESERVATION OF FUNDS FOR NATIONAL ACTIVI-
14 TIES.—From the amount appropriated under section 304,
15 the Secretary of Education shall reserve not more than
16 10 percent to enter into a cooperative agreement, on a
17 competitive basis, with an eligible entity for the purpose
18 of implementing national coordination activities, including
19 development of mechanisms for communication among
20 grantees, dissemination of information resulting from ac-
21 tivities under the grants, dissemination of evidence-based
22 practices, and technical assistance to grantees.

23 **SEC. 303. ACTIVITIES OF INSTITUTES.**

24 (a) IN GENERAL.—Each grantee under this title shall
25 use the grant to advance the quality of life and inclusion

1 of people with intellectual disabilities through research
2 and evaluation, technical assistance, training, data collec-
3 tion, evaluation, collaboration, and dissemination of evi-
4 dence-based best practices.

5 (b) REQUIRED ACTIVITIES.—

6 (1) IN GENERAL.—Each grantee under this
7 title shall use grant funds to—

8 (A) establish a research agenda and an-
9 nual measurable benchmarks and long-term
10 goals, and conduct research and evaluation of
11 evidence-based best practices, with the goal of
12 improving the quality of life and furthering the
13 social inclusion of people with intellectual dis-
14 abilities, in cooperation and consultation with—

15 (i) people with intellectual disabilities;

16 (ii) family members of people with in-
17 tellectual disabilities;

18 (iii) University Centers for Excellence
19 in Developmental Disabilities Education,
20 Research, and Service (as designated in
21 section 151 of the Developmental Disabil-
22 ities Act (42 U.S.C. 15061));

23 (iv) other relevant Federal, State, and
24 local entities conducting research related to
25 people with intellectual disabilities;

1 (v) other Federal, State, and local en-
2 tities serving people with intellectual dis-
3 abilities; and

4 (vi) other relevant nonprofit organiza-
5 tions.

6 (B) provide training and technical assist-
7 ance to people with intellectual disabilities, fam-
8 ilies of people with intellectual disabilities, non-
9 profit organizations, public entities, educational
10 programs, recreation programs, and others to
11 increase opportunities for inclusive participation
12 by such people in sports and recreation, social
13 opportunities, education, and the community,
14 including provision of assistance to programs
15 and entities serving primarily non-disabled peo-
16 ple in order to successfully include people with
17 intellectual disabilities in activities with non-dis-
18 abled people;

19 (C) collect and analyze data related to bar-
20 riers to, and factors ensuring, access to full in-
21 clusion and participation in community and
22 quality of life for people with intellectual dis-
23 abilities, including demographic data; and

1 (D) report on the research, findings, con-
2 clusions, and recommendations resulting from
3 the activities of the grant.

4 (2) RESEARCH AND EVALUATION.—Research,
5 evaluation, and data collection described in subpara-
6 graph (A) and (C) of paragraph (1) shall include—

7 (A) best practices in preventive health and
8 wellness for people with intellectual disabilities,
9 including sports and recreational activities;

10 (B) identification of barriers to, and fac-
11 tors ensuring, access to full inclusion and par-
12 ticipation in community and quality of life for
13 people with intellectual disabilities;

14 (C) best practices in supporting independ-
15 ence, community living, and inclusive social en-
16 gagement for people with intellectual disabili-
17 ties;

18 (D) physical and mental health disparities
19 for people with intellectual disabilities; and

20 (E) other relevant activities related to the
21 purpose of this title, as described by the eligible
22 entity in the application submitted under sec-
23 tion 302(f).

24 (c) REPORT.—Each recipient of a grant under this
25 title shall prepare and submit to the Secretary of Edu-

1 cation an annual report that includes information on
2 progress made in achieving the projected goals and out-
3 comes of the activities of the Institute for the previous
4 year, including demographic information on the popu-
5 lations served and measurable accomplishments in advanc-
6 ing the quality of life and inclusion of people with intellec-
7 tual disabilities in the community.

8 **SEC. 304. AUTHORIZATION OF APPROPRIATIONS.**

9 There are authorized to be appropriated to carry out
10 this title such sums as may be necessary for fiscal years
11 2011 through 2015.

Passed the House of Representatives May 19, 2010.

Attest: LORRAINE C. MILLER,
Clerk.