

111TH CONGRESS
2D SESSION

S. 3293

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.

IN THE SENATE OF THE UNITED STATES

APRIL 29, 2010

Mr. HARKIN (for himself, Mr. HATCH, Mr. DODD, Mr. REID, Ms. SNOWE, Ms. MIKULSKI, Ms. COLLINS, Mr. CASEY, Mr. RISCH, Mr. FRANKEN, and Mr. JOHANNIS) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

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,*

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

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

6 (b) TABLE OF CONTENTS.—The table of contents for
7 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.

1 **TITLE I—REAUTHORIZATION OF** 2 **SPECIAL OLYMPICS ACT**

3 **SEC. 101. REAUTHORIZATION.**

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

7 **“SEC. 2. FINDINGS AND PURPOSE.**

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

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

12 “(2) The Government and the people of the
13 United States recognize the dignity and value the
14 giftedness of children and adults with intellectual
15 disabilities.

16 “(3) The Government and the people of the
17 United States recognize that children and adults

1 with intellectual disabilities experience significant
2 health disparities, including lack of access to pri-
3 mary care services and difficulties in accessing com-
4 munity-based prevention and treatment programs
5 for chronic diseases.

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

14 “(5) For more than 40 years, Special Olympics
15 has encouraged skill development, sharing, courage,
16 and confidence through year-round sports training
17 and athletic competition for children and adults with
18 intellectual disabilities.

19 “(6) Special Olympics provides year-round
20 sports training and competitive opportunities to
21 more than 3,000,000 athletes with intellectual dis-
22 abilities in 26 sports and plans to expand the bene-
23 fits of participation through sport to hundreds of
24 thousands of people with intellectual disabilities

1 within the United States and worldwide over the
2 next 5 years.

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

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

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

19 “(10) The Government of the United States en-
20 thusiastically supports the Special Olympics move-
21 ment, recognizes its importance in improving the
22 lives of people with intellectual disabilities, and rec-
23 ognizes Special Olympics as a valued and important
24 component of the global community.

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

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

5 “(2) dispel negative stereotypes about people
6 with intellectual disabilities;

7 “(3) build community engagement through
8 sport involvement; and

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

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

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

16 “(1) Activities to promote the expansion of Spe-
17 cial Olympics, including activities to increase the full
18 participation of people with intellectual disabilities in
19 athletics, sports and recreation, and other inclusive
20 school and community activities with non-disabled
21 people.

22 “(2) The design and implementation of Special
23 Olympics education programs, including character
24 education and volunteer programs that support the
25 purposes of this Act, that can be integrated into

1 classroom instruction and are consistent with aca-
2 demic content standards.

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

8 “(1) Activities to increase the participation of
9 people with intellectual disabilities in Special Olym-
10 pics outside of the United States.

11 “(2) Activities to improve the awareness outside
12 of the United States of the abilities and unique con-
13 tributions that people with intellectual disabilities
14 can make to society.

15 “(c) HEALTHY ATHLETES.—

16 “(1) IN GENERAL.—The Secretary of Health
17 and Human Services may award grants to, or enter
18 into contracts or cooperative agreements with, Spe-
19 cial Olympics for the implementation of on-site
20 health assessments, screening for health problems,
21 health education, community-based prevention, data
22 collection, and referrals to direct health care serv-
23 ices.

24 “(2) COORDINATION.—Activities under para-
25 graph (1) shall be coordinated with appropriate

1 health care entities, including private health care
 2 providers, entities carrying out local, State, Federal,
 3 or international programs, and the Department of
 4 Health and Human Services, as applicable.

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

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

11 “(a) APPLICATION.—

12 “(1) IN GENERAL.—To be eligible for a grant,
 13 contract, or cooperative agreement under subsection
 14 (a), (b), or (c) of section 3, Special Olympics shall
 15 submit an application at such time, in such manner,
 16 and containing such information as the Secretary of
 17 Education, Secretary of State, or Secretary of
 18 Health and Human Services, as applicable, may re-
 19 quire.

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

23 “(A) ACTIVITIES.—A description of activi-
 24 ties to be carried out with the grant, contract,
 25 or cooperative agreement.

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

“(i) Activities to increase the full participation of people with intellectual disabilities in athletics, sports and recreation, and other inclusive school and community activities with nondisabled people.

“(ii) Education programs that dispel negative stereotypes about people with intellectual disabilities.

“(iii) Activities to increase the participation of people with intellectual disabilities in Special Olympics outside of the United States.

“(iv) Health-related activities as described in section 3(c).

“(b) ANNUAL REPORT.—

“(1) IN GENERAL.—As a condition on receipt of any funds for a program under subsection (a), (b), or (c) of section 3, Special Olympics shall agree to

1 submit an annual report at such time, in such man-
 2 ner, and containing such information as the Sec-
 3 retary of Education, Secretary of State, or Secretary
 4 of Health and Human Services, as applicable, may
 5 require.

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

8 “(A) the degree to which progress has been
 9 made toward meeting the annual benchmarks
 10 and long-term goals and objectives described in
 11 the applications submitted under subsection (a);
 12 and

13 “(B) demographic data about Special
 14 Olympics participants, including the number of
 15 people with intellectual disabilities served in
 16 each program referred to in paragraph (1).

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

18 “There are authorized to be appropriated—

19 “(1) for grants, contracts, or cooperative agree-
 20 ments under section 3(a), \$9,500,000 for fiscal year
 21 2011, and such sums as may be necessary for each
 22 of the 4 succeeding fiscal years;

23 “(2) for grants, contracts, or cooperative agree-
 24 ments under section 3(b), \$4,500,000 for fiscal year

2011, and such sums as may be necessary for each
of the 4 succeeding fiscal years; and

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

TITLE II—BEST BUDDIES

SEC. 201. FINDINGS AND PURPOSE.

(a) FINDINGS.—Congress finds the following:

(1) Best Buddies operates the first national social and recreational program in the United States for people with intellectual disabilities.

(2) Best Buddies is dedicated to helping people with intellectual disabilities become part of mainstream society.

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

(4) Since 1989, Best Buddies has enhanced the lives of people with intellectual disabilities by providing opportunities for 1-to-1 friendships and integrated employment.

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

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

7 (7) The Best Buddies Middle Schools program
8 matches middle school students with intellectual dis-
9 abilities with other middle school students and sup-
10 ports 1-to-1 friendships between them.

11 (8) The Best Buddies High Schools program
12 matches high school students with intellectual dis-
13 abilities with other high school students and sup-
14 ports 1-to-1 friendships between them.

15 (9) The Best Buddies Colleges program
16 matches adults with intellectual disabilities with col-
17 lege students and creates 1-to-1 friendships between
18 them.

19 (10) The Best Buddies e-Buddies program sup-
20 ports e-mail friendships between people with and
21 without intellectual disabilities.

22 (11) The Best Buddies Citizens program pairs
23 adults with intellectual disabilities in 1-to-1 friend-
24 ships with other people in the corporate and civic
25 communities.

1 (12) The Best Buddies Jobs program promotes
2 the integration of people with intellectual disabilities
3 into the community through supported employment.

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

5 (1) provide support to Best Buddies to increase
6 participation in and public awareness about Best
7 Buddies programs that serve people with intellectual
8 disabilities;

9 (2) dispel negative stereotypes about people
10 with intellectual disabilities; and

11 (3) promote the extraordinary contributions of
12 people with intellectual disabilities.

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

14 (a) EDUCATION ACTIVITIES.—The Secretary of Edu-
15 cation may award grants to, or enter into contracts or co-
16 operative agreements with, Best Buddies to carry out ac-
17 tivities to promote the expansion of Best Buddies, includ-
18 ing activities to increase the participation of people with
19 intellectual disabilities in social relationships and other as-
20 pects of community life, including education and employ-
21 ment, within the United States.

22 (b) LIMITATIONS.—

23 (1) IN GENERAL.—Amounts appropriated to
24 carry out this Act may not be used for direct treat-

1 ment of diseases, medical conditions, or mental
2 health conditions.

3 (2) ADMINISTRATIVE ACTIVITIES.—Not more
4 than 5 percent of amounts appropriated to carry out
5 this Act for a fiscal year may be used for adminis-
6 trative activities.

7 (c) RULE OF CONSTRUCTION.—Nothing in this Act
8 shall be construed to limit the use of non-Federal funds
9 by Best Buddies.

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

11 (a) APPLICATION.—

12 (1) IN GENERAL.—To be eligible for a grant,
13 contract, or cooperative agreement under section
14 202(a), Best Buddies shall submit an application at
15 such time, in such manner, and containing such in-
16 formation as the Secretary of Education may re-
17 quire.

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

20 (A) A description of activities to be carried
21 out under the grant, contract, or cooperative
22 agreement.

23 (B) Information on specific measurable
24 goals and objectives to be achieved through ac-

1 tivities carried out under the grant, contract, or
2 cooperative agreement.

3 (b) ANNUAL REPORT.—

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

9 (2) CONTENT.—At a minimum, each annual re-
10 port under this subsection shall describe the degree
11 to which progress has been made toward meeting the
12 specific measurable goals and objectives described in
13 the applications submitted under subsection (a).

14 **SEC. 204. AUTHORIZATION OF APPROPRIATIONS.**

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

20 **TITLE III—ESTABLISHMENT OF**
21 **EUNICE KENNEDY SHRIVER**
22 **INSTITUTES FOR SPORT AND**
23 **SOCIAL IMPACT**

24 **SEC. 301. FINDINGS AND PURPOSE.**

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

1 (1) For more than 50 years, Eunice Kennedy
2 Shriver dedicated her life, energies, and resources
3 without bounds to improving the lives of people with
4 intellectual and developmental disabilities around the
5 world. She stands as the iconic founder and leader
6 of one of the most important disability rights move-
7 ments in history.

8 (2) Eunice Kennedy Shriver founded and influ-
9 enced the development of Special Olympics and Best
10 Buddies, both of which celebrate the possibilities of
11 a world where everybody matters, everybody counts,
12 every person has value, and every person has worth.

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

18 (1) conducting research, data collection, and
19 evaluation activities;

20 (2) providing technical assistance and training;

21 (3) fostering and promoting interdisciplinary
22 collaboration, cooperation, and partnerships; and

23 (4) commemorating the work and contributions
24 of Eunice Kennedy Shriver and encouraging others
25 to emulate her leadership, including her efforts to

1 encourage and promote greater social and commu-
2 nity opportunities for people with intellectual disabil-
3 ities and their families.

4 **SEC. 302. ESTABLISHMENT OF INSTITUTES.**

5 (a) IN GENERAL.—From the amount made available
6 under section 304 that is not reserved under subsection
7 (g), the Secretary of Education shall award competitive
8 grants to one or more eligible entities for the purpose of
9 establishing Eunice Kennedy Shriver Institutes for Sport
10 and Social Impact (referred to in this title as “Insti-
11 tutes”).

12 (b) ELIGIBLE ENTITY.—In this title, the term “eligi-
13 ble entity” means an institution of higher education (as
14 defined in section 101(a) of the Higher Education Act of
15 1965 (20 U.S.C. 1001(a))) with demonstrated expertise
16 and experience in research, technical assistance, and train-
17 ing related to improving and advancing opportunities for
18 people with intellectual disabilities to fully participate and
19 engage in inclusive community opportunities, in partner-
20 ship with a nonprofit organization with demonstrated ex-
21 pertise and experience in inclusive sports, recreation, so-
22 cial, educational, and community opportunities for people
23 with intellectual disabilities.

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

1 (d) GRANT RECIPIENT CONTRIBUTION.—An eligible
2 entity receiving a grant under this title shall provide a con-
3 tribution (which may include an in-kind contribution), in
4 an amount not less than 25 percent of the costs of the
5 activities assisted under the grant, to carry out such ac-
6 tivities.

7 (e) SUPPLEMENT, NOT SUPPLANT.—Funds made
8 available under this title shall be used to supplement, and
9 not supplant, other Federal, State, and local funds ex-
10 pended to carry out the purpose of this title.

11 (f) APPLICATION.—An eligible entity that desires to
12 receive a grant under this title shall submit an application
13 to the Secretary of Education at such time, in such man-
14 ner, and containing such information and assurances as
15 the Secretary may require. Such application shall, at a
16 minimum, include—

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

19 (2) proposed annual measurable benchmarks
20 and long-term goals and objectives to be achieved
21 through such activities.

22 (g) RESERVATION OF FUNDS FOR NATIONAL ACTIVI-
23 TIES.—From the amount appropriated under section 304,
24 the Secretary of Education shall reserve not more than
25 10 percent to enter into a cooperative agreement, on a

1 competitive basis, with an eligible entity for the purpose
 2 of implementing national coordination activities, including
 3 development of mechanisms for communication between
 4 grant recipients, dissemination of information resulting
 5 from activities under the grants, and technical assistance
 6 to grant recipients.

7 **SEC. 303. ACTIVITIES OF INSTITUTES.**

8 (a) IN GENERAL.—Each eligible entity that receives
 9 a grant under this title shall use the grant to advance the
 10 quality of life and inclusion of people with intellectual dis-
 11 abilities through research and evaluation, technical assist-
 12 ance, training, data collection, evaluation, collaboration,
 13 and dissemination of evidence-based best practices.

14 (b) REQUIRED ACTIVITIES.—

15 (1) IN GENERAL.—Each eligible entity receiving
 16 a grant under this title shall use grant funds to—

17 (A) establish a research agenda and an-
 18 nual measurable benchmarks and long-term
 19 goals, and conduct research and evaluation of
 20 evidence-based best practices, to improve the
 21 quality of life and further the social inclusion of
 22 people with intellectual disabilities, in coopera-
 23 tion and consultation with—

24 (i) people with intellectual disabilities;

1 (ii) family members of people with in-
2 tellectual disabilities;

3 (iii) University Centers for Excellence
4 in Developmental Disabilities Education,
5 Research, and Service (as designated in
6 section 151 of the Developmental Disabil-
7 ities Act (42 U.S.C. 15061)); and

8 (iv) other relevant Federal, State, and
9 local entities conducting research related to
10 people with intellectual disabilities;

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

24 (C) collect and analyze data related to bar-
25 riers to, and factors assuring, access to full in-

1 clusion and participation in community and
2 quality of life for people with intellectual dis-
3 abilities, including demographic data; and

4 (D) report on the research, findings, con-
5 clusions, and recommendations resulting from
6 the activities of the grant.

7 (2) RESEARCH AND EVALUATION.—Research,
8 evaluation, and data collection described in para-
9 graph (1)(A) shall include—

10 (A) best practices in preventive health and
11 wellness for people with intellectual disabilities,
12 including sports and recreational activities;

13 (B) identification of barriers to, and fac-
14 tors assuring, access to full inclusion and par-
15 ticipation in community and quality of life for
16 people with intellectual disabilities;

17 (C) best practices in supporting independ-
18 ence, community living, and inclusive social en-
19 gagement for people with intellectual disabil-
20 ities;

21 (D) physical and mental health disparities
22 for people with intellectual disabilities; and

23 (E) other relevant activities related to the
24 purpose of this title, as described by the eligible

1 entity in the application submitted under sec-
2 tion 302(f).

3 (c) REPORT.—Each recipient of a grant under this
4 title shall prepare and submit to the Secretary of Edu-
5 cation an annual report that includes information on
6 progress made in achieving the projected goals and out-
7 comes of the activities of the Institute for the previous
8 year, including demographic information on the popu-
9 lations served and measurable accomplishments in advanc-
10 ing the quality of life and inclusion of people with intellec-
11 tual disabilities in the community.

12 **SEC. 304. AUTHORIZATION OF APPROPRIATIONS.**

13 There are authorized to be appropriated to carry out
14 this title such sums as may be necessary for fiscal years
15 2011 through 2015.

