

# The Edward M. Kennedy Serve America Act Summary

(H.R. 1388, as of 3-31-2009)

On March 18, 2009, the House of Representatives passed the Generations Invigorating Volunteerism and Education Act (H.R. 1388) (GIVE) by a vote of 321-105. On March 26, 2009, the Senate passed an amended version of H.R. 1388 by a vote of 79-19, renaming the bill “The Edward M. Kennedy Serve America Act.” On March 31, 2009, the House of Representatives passed the Edward M. Kennedy Serve America Act by a vote of 275-149.

The bill reauthorizes the Corporation for National and Community Service and its programs through 2014. The bill includes significant provisions advancing the Administration’s goals for national service, including:

- A dramatic expansion of service opportunities for Americans of all ages, setting a path for increasing the number of AmeriCorps members to 250,000 by 2017.
- A Social Innovation Fund pilot program to provide seed money and scale up innovative and evidence-based programs that leverage private and foundation capital to meet major social challenges.
- Expanding eligibility for the Senior Companion and Foster Grandparent programs.
- Simplifying AmeriCorps program management, including through the availability of fixed amount grants.
- Increasing the Segal AmeriCorps Education Award.
- Strengthening agency management to support expansion.

H.R. 1388 adds language in the overall purpose statement to recognize social entrepreneurs, increase public and private investment in nonprofits, leverage Federal investments, expand service learning, coordinate citizen service in emergencies or disasters, increase service opportunities for retiring professionals, encourage continued service of national service alums, support colleges that engage students in community service, encourage service by individuals age 55 and older, expand the participation of veterans in national service, and focus national service on education, energy conservation, and improving the health status of and economic opportunity for economically disadvantaged individuals.

H.R. 1388 directs the Corporation to develop a plan to increase AmeriCorps positions – including NCCC, VISTA, and AmeriCorps State and National positions – to 250,000 by fiscal year 2017, beginning with 88,000 positions in 2010, 115,000 in 2011, 140,000 in 2012, 170,000 in 2013, 200,000 in 2014, 210,000 in 2015, 235,000 in 2016, and 250,000 in 2017, while working towards achieving a goal of having at least 50% of the positions be full-time. Implementation of this plan is tied to the availability of appropriations, and takes into account the need to ensure quality of service opportunities.

## **Learn & Serve America** (amending Subtitle B)

### **School-based**

- H.R. 1388 adds a Purpose Statement for school-based funding, tying service-learning to demonstrating impact on community needs while enhancing students' academic and civic learning, and building infrastructure including the training and professional development of teachers, to expand service opportunities.
- School-based funding is reduced from 63.75% to 60%, and includes only Formula grants to State Education Agencies or to statewide entities designated by State Education Agencies. The minimum allotment to each State is \$75,000, as long as the Learn & Serve appropriation is at least \$50 million. The bill repeals a requirement that school-based funds be distributed only on a competitive basis if the school-based allotment is less than \$20 million.
- Sets minimum funding reserved for Indian Tribes and U.S. Territories at 2%, with maximum at 3%.
- A current law restriction on the percentage of funds that may be used for training, curriculum development, and other capacity-building is removed. The Corporation share of school-based grants may not exceed 80% of the total cost for the first year of a grant, 65% for the second year, and 50% for each remaining year, with continuation grants capped at a 50% Federal share. Grantees may not use Title I of Elementary and Secondary Education Act or Individuals with Disabilities Education Act funds as match.
- The Corporation will give consideration in selecting school-based grantees for innovation, sustainability, capacity building, involvement of disadvantaged youth, and program quality, as well as criteria approved by the Corporation.

### **Higher Education**

- Higher Education remains at 25%, with institutions of higher education (individually or as a consortium or in partnership with public or private nonprofit organizations) eligible for funding. To be eligible for assistance, an institution of higher education must meet minimum Federal Work Study requirements relating to community service.
- H.R. 1388 adds language to promote service-learning in elementary and secondary schools, to extend service to underserved urban and rural communities, to tie service projects to housing, economic development, infrastructure, health care, job training, education, crime prevention, urban planning, transportation technology, and child welfare.
- The Corporation will give special consideration to higher education applications submitted by predominantly Black institutions, HBCUs, institutions serving minority populations (including Hispanic, Native American, Alaskan Native, Asian American, Native Hawaiian, and Native Pacific Islander populations), Tribal colleges, and community colleges serving predominantly minority populations.
- Adds authority to designate up to 25 institutions of higher education with exemplary records of student civic engagement and service-learning as "Campuses of Service." A designated Campus

of Service will be eligible for grant funds to encourage students to engage in service during school and in their future careers.

### **New Part III – Innovative Service-Learning Programs and Research**

- Community-based funding is included the new Part III, at 15%, along with new funding authority, including grants and fixed amount grants, to integrate service-learning into science, technology, engineering, and mathematics (STEM) curricula, energy conservation, emergency and disaster preparedness, reducing the digital divide, high school student mentors of middle school youth, and research and evaluation. Eligible entities include State education agencies, State Commissions, Territories, Indian tribes, institutions of higher education, a public or private nonprofit organization, grant-making entities, public or private elementary or secondary schools, local education agencies, or a consortium of such entities (including a consortium that includes a for-profit organization). Priority will be given to programs that involve students, community stakeholders, and adult volunteers in program design and low-income rural or urban communities.
- Part III includes new authority for a summer of service program providing a \$500 summer of service education award (up to \$750 for disadvantaged youth) for rising 6-12 graders who complete 100 hours in an approved position.
- Part III includes new authority for a “semester of service” program under which high school students engage in service-learning for at least 70 hours in a semester to engage economically-disadvantaged students.
- Authorizes within Part III a new “Youth Engagement Zones” grant program, under which the Corporation may make grants to eligible partnerships to carry out school-based or community-based service-learning programs with secondary school students and out-of-school youth to address specific community challenges
- Authorizes a 10-year longitudinal study on the benefits/ impact of service-learning programs.

### **AmeriCorps State/National**

- Merges State Competitive and National Direct funding at a combined 62.7%. National Direct applicants must consult and coordinate with Commissions in States in which they propose to operate. State Formula allocation is 35.3% (up from 33.3%). Indian Tribes and U.S. Territories remain at 1% each. Codifies small state minimum in Formula at \$600,000, or 0.5% of the amount allocated for the State formula portfolio, whichever is greater. Permits States to apply for AmeriCorps formula funds before selecting sub-grantees.
- AmeriCorps State & National programs may be funded through one of five Service Corps - Education Corps, Healthy Futures Corps, Clean Energy Corps, Veterans Corps, and Opportunity Corps – or as a National Service Program. Any AmeriCorps State & National program may use a variety of program models, including professional corps. Grant applicants must propose programs that will work to improve upon statutory or Corporation-approved performance indicators. Applications must include measurable goals on one or more performance indicators. Requires the Corporation to submit an annual report on AmeriCorps funding decisions and improvement on performance indicators. The Corporation is directed to establish priorities for funding competitive grants to programs in at least two of the five new Service Corps.

- Expands list of illustrative AmeriCorps programs to include programs focusing on access to technology, disaster services, mentoring (including provision of supportive services to direct mentoring service organizations as part of a partnership), disadvantaged youth, higher education service-learning, re-engaging court-involved youth and adults, financial literacy education, building affordable housing, access to health care, access to State and Federal programs, e-Corps, job-training, job-placement, reducing crime, a musician and artist corps program, and foster care and mentoring.
- Authorizes fixed amount grants for national service programs if the amount is significantly less than the reasonable and necessary costs of administering the program. The grant will be made on the basis of a pre-determined amount and extent of service completed, rather than as reimbursement for actual costs incurred. The first year may only be phased in for full-time positions (excluding Education Award Programs, which already use fixed amount grants).
- Grantees (other than those receiving fixed-amount grants) must report on any non-Corporation Federal funds used to pay member living allowances. The Corporation uses this information for a report to Congress.
- Prohibits AmeriCorps grants to Federal agencies, but permits the Corporation to enter into agreements with other Federal agencies to support national service programs with the Corporation authorized to approve national service positions as part of an interagency agreement.
- Codifies cost per member service year ceiling for each grant at \$18,000, with waiver authority up to \$19,500 to meet compelling needs of program, such as disadvantaged youth, individuals with disabilities, and start-up. Ceiling to be adjusted for inflation in future years.
- Authorizes Corporation to support nonprofit organizations and public agencies in responding to disasters through FEMA mission assignments.
- Permits use of subtitle C funds to make Education Awards Only Program fixed amount grants of no more than \$800 per member, with authority to increase to \$1,000 per member for programs serving at least 50% disadvantaged youth. This codifies authority given in recent appropriations statutes.
- Permits Professional Corps programs to apply through AmeriCorps State Formula and Competitive as well as National Direct (under current law, professional corps programs that pay a living allowance greater than the maximum for non-professional corps programs may apply only through State Competitive and National Direct).
- High school diploma required for AmeriCorps members serving as tutors, with standards set for curriculum and training.
- Directs the Corporation to ensure equitable treatment of grantees that are urban, rural, States, national nonprofit organizations, and those that are diverse in terms of program size, as reflected in the number of members.
- Removes priority in grantmaking for programs carried out by another agency.
- Eliminates requirement that a full-time term of service be at least 9 months. Allows an individual to receive Corporation-funded support for more than two terms of AmeriCorps service. Codifies

current policy of limiting a single term of part-time service to 2 years.

- Compelling personal circumstances for early release of AmeriCorps member to be determined by the grantee.
- Provides for adjustment of living allowance for members who also participate in Federal Work Study.
- Expands list of activities prohibited member activities to codify long-standing regulations at 45 CFR 2520.65, and adds abortion services or referrals to the list.
- Disqualifies from receiving subtitle C assistance any organization that has been convicted of a Federal crime.
- Directs the Corporation to make an effort to allocate not less than 10% of AmeriCorps State and National funds and approved national service positions to organizations proposing to involve a significant number of participants age 55 and older.

### **Disaster Response**

- Authorizes 90-day extension of terms for AmeriCorps members to respond to disasters.
- Authorizes support to nonprofit organizations and public agencies, through FEMA mission assignments, in responding to disasters.
- Authorizes a National Service Reserve Corps consisting of former national service participants and veterans who volunteer to undergo annual training and be deployed, in consultation with FEMA, to major disaster or emergency sites to provide disaster preparedness, relief, or recovery.
- Priority for Disaster Relief: Priority for funding shall be given to areas affected by Presidentially-declared major disasters.

### **State Commissions**

- Increases minimum from \$125,000 to \$250,000 (and ceiling from \$750,000 to \$1,000,000) for administrative grants to support each Commission's operations.
- Retains current law \$1 for \$1 non-Federal match requirement for Commission administrative grants, with new authority to permit a State that demonstrates hardship or a new State Commission to match as follows: 0-\$100K: 0%; \$100-\$250K: 50%; and above \$250K: 100%.
- Eligibility for AmeriCorps and Learn & Serve grants is contingent upon a State submitting to the Corporation a comprehensive plan that addresses service by members of the Baby Boom generation and older adults.
- Specifies that State Plan is subject to approval of Governor. Adds requirement that the Plan must include measurable outcomes. Authorizes State Plan to serve as basis for considering waivers of administrative (non-statutory) requirements a State identifies as impeding efficiency of service programs. Requires consultation with counties and municipal governments.
- Adds representative of volunteer sector to list of required Commission members.

## **Challenge and Disability Grants**

- Authorizes use of non-private, non-Federal funds for match for Challenge grants at discretion of CEO. Match requirement increases after first grant period.
- Expands both grant authorities to all national service programs (current law limits to AmeriCorps State/National).
- Reserves disability outreach and placement funds from 2% of program funding (not total of C, D, H, and evaluation as under current law), with a maximum of \$20 million (increase from 1%, \$10M cap under current law). Corporation may reallocate unused funds.

## **National Service Trust**

- Increases the amount of the Segal AmeriCorps Education Award by tying its value to the maximum Pell Grant (currently \$5350, but set to increase over time).
- Excludes Veterans' education benefits from being considered in determining the amount of an education award that may be disbursed.
- Allows an individual to receive up to the value of two full-time education awards (current law caps at first two awards, regardless of amount).
- Authorizes \$500 summer of service education awards for rising 6-12<sup>th</sup> graders based on 100 hours of service (\$750 for economically disadvantaged students). Sets maximum of two summer of service education awards, neither of which affects an individual's eligibility for Segal AmeriCorps Education Award. Summer of service education award may be used for same uses as Segal AmeriCorps Education Award, within 10 years of earning the award.
- Authorizes \$1,000 Silver Scholar education awards, based on 350 hours of service, for individuals age 55 and older.
- In addition to currently authorized uses, allows education award to be used (1) at educational institutions eligible for GI Bill educational benefits; (2) to repay loans made by State agencies and other lenders considered eligible under the Higher Education Act (codifying long-standing appropriations authority) or otherwise approved by the Corporation; and (3) for education expenses at a Title IV institution outside definition of "cost of attendance" (such as elder hostel).
- Transfer of education award earned in Subtitle C position or as a Silver Scholar is permitted for individuals 55 or older to the individual's child or grandchild who meets the citizenship eligibility requirements for AmeriCorps and attains a high school degree before using. Recipient must use the education award within 10 years of its being earned.
- Re-codifies the Strengthen AmeriCorps Program Act (timing and recording of Trust obligations).
- Funds recovered in connection with improperly certified education awards may be returned to the National Service Trust.

## **National Civilian Community Corps**

- Strikes reference to “demonstration” in NCCC Purpose Statement and focuses on disaster relief along with infrastructure development, environment, energy conservation, and urban and rural development.
- Provides authority for non-residential program activities (current law limits NCCC to residential activities).
- Strengthens focus on recruiting disadvantaged youth as participants. For NCCC summer program, to the extent practicable, at least 50% of participants must be from economically and ethnically diverse backgrounds, including youth in foster care.
- Increases minimum member age to 18 (retains upper limit of 24).
- Directs NCCC to consult with State Commissions in developing projects.
- Authorizes team leaders with prior supervisory experience with living allowances not to exceed 10% more than the cap on regular Corps member living allowances.
- Adds requirement that campuses be cost-effective and directs the Corporation to complete a feasibility study before locating a campus on a military installation. Also directs that placement of campuses ensure ability for rapid deployment to emergencies in the region in which the campus is located.
- Adds FEMA Administrator, Secretary of Transportation, Chief of U.S. Forest Service, and EPA Administrator to NCCC Advisory Board and focuses Board on coordinating Corps members as first responders to disasters and mobilizing volunteers.
- Directs that consideration for appointment to the Corporation staff “permanent cadre” of supervisors and training instructors also be given to former law enforcement, fire, rescue, and emergency personnel, and other individuals with backgrounds in disaster preparedness, relief, and recovery.
- Requires periodic evaluations of NCCC programs.

### **Administrative Provisions**

- Prohibits displacement of volunteers (in addition to current law prohibition of displacement of employees), codifying 2005 AmeriCorps rulemaking.
- Adds requirement for national service programs to consult with parents in developing and operating programs that serve children; requires written permission from parents before transporting minor children.
- Focuses national evaluation activities on performance measures, with more service delivery evaluation focus on effective use of participants’ time and cost-effectiveness. In addition to funds appropriated under evaluation section 179, authorizes Corporation to reserve up to one percent of total program funds to support program accountability activities.

- Directs the Corporation to conduct evaluations and submit reports covering progress on achieving 50 percent AmeriCorps member full-time goal, progress in consolidating application and reporting requirements, and veterans' involvement in national service programs.
- Directs the Corporation to (1) establish, in consultation with grantees, performance measures for each program, (2) require corrective plans for those not meeting goals, and (3) reduce or terminate assistance if correction is not made. New grantees must receive training and technical assistance relating to performance problems. Annual reports are required, beginning two years after enactment.
- Authorizes the Corporation, in collaboration with Commissions and in consultation with grantees, to set sustainability goals relating to lessening grantee dependence on Federal funds.
- Specifies that, unless otherwise provided, Corporation grants are up to 3 years.
- Directs the Corporation to consider the extent to which a grant applicant will increase the involvement of volunteers in meeting community needs, while also considering the applicant's mission.
- All Board of Directors terms five years (current law reflects initial staggered terms of varying lengths). Permits Board members to serve for one year beyond expiration of term while awaiting successor.
- Provides that Board has overall policy responsibility, retains current law operational authorities, and adds authority to review agency's annual budget submission and to review the CEO performance and recommend to the President whether to retain or remove the CEO.
- Increases CEO salary 3 percent to match the Inspector General salary increase in the Inspector General Act amendments of 2008.
- Changes the Chief Financial Officer's position from a Presidentially-appointed, Senate-confirmed position to a position appointed by the CEO.
- Permits cost-share agreements under which other Federal agencies support national service programs.
- Directs CEO to collaborate with State Commissions in preparing the agency's strategic plan. Directs CEO to include, as part of the strategic plan submitted to the Board of Directors for approval, a plan for achieving 50 percent full time AmeriCorps members (including S/N, NCCC, and VISTA). CEO to submit annual report to the Board and Congress on actions taken to achieve the 50% full-time goal.
- Authorizes CEO to use peer reviewers in evaluating applications for assistance under title I of the NCSA (including L&S, AmeriCorps, and Subtitle H grants).
- Authorizes personal services contracts for research, evaluation, and public awareness functions.
- Directs CEO to engage in outreach activities to bolster the public awareness of national service opportunities, including engaging AmeriCorps alumni organizations and a reserve corps of former national service participants trained in disaster response.

- Authorizes CEO – after consulting with stakeholders - to assign to States specific programmatic functions to increase efficiency in the operation or oversight of national service programs, with report to Congress within 2 years on consultative process and any actions taken.
- Authorizes a study to evaluate feasibility of electronic verification of AmeriCorps member citizenship status, and a pilot program based on the findings.
- Directs the Corporation to conduct a study on how national service programs could better serve displaced workers, with a report due to Congress one year after enactment, and a pilot program based on the findings.
- Directs the Corporation to study and submit a plan on how best to establish a Volunteer Management Corps under which individuals with experience as managers would participate.
- The Corporation to establish requirements for Corporation grantees to promote citizenship and civic engagement, consistent with U.S. Citizenship and Immigration Services citizenship programs, for AmeriCorps members and Summer of Service participants.
- Requires criminal history checks for any individual who receives a Corporation grant-funded living allowance, stipend, education award, or salary. Disqualifies any registered sex offender or individual convicted of murder from receiving an education award. Requires, within 2 years after the bill’s enactment, an FBI fingerprint check for those individuals with access to vulnerable populations, except for programs for whom such checks would be prohibitively expensive, programs not authorized to conduct FBI checks, and for individuals whose access to vulnerable populations is episodic or less than 1 day. Directs the Attorney General to conduct a feasibility study on the efficiency and effectiveness of criminal history checks to examine, among other things, the availability, accessibility, and cost of the checks.
- Prohibits use of grant funds for the sole purpose of referring individuals for other Federal assistance.
- Authorizes suspension of funding for emergency situations for one or more 30 day periods not to exceed 90 days.
- Prohibits the use of funds to endorse, approve, or sanction any elementary or secondary school curriculum, and funding may not be conditioned on a State having its academic standards approved by the Federal government.
- Authorizes the Corporation to consolidate or modify application procedures and reporting requirements for national service grant recipients.
- Makes explicit that the Corporation may accept donated services from organizations or employed individuals.
- Prohibits match requirements for any program in a severely economically distressed community.
- Directs the Corporation, in partnership with the National Conference on Citizenship, and with technical advice from the Census Bureau and the Bureau of Labor Statistics, to conduct a Civic Health Assessment, including collecting civic health data (e.g., volunteering, voting, and charitable giving rates), conducting related analyses, and reporting the data and analyses, in order

to evaluate and compare the civic health of communities.

- For member grievances, specifies that remedies include the applicant's selection or reinstatement and other changes in the terms and conditions of service.
- Directs each Federal agency to report to the Corporation on employee volunteer activities at schools, with the Corporation providing a compilation to Congressional committees.
- Directs the CEO to appoint a Strategic Advisor for Indian Affairs.
- Directs the Government Accountability Office to develop performance measures for each national service program and make an assessment every five years.

### **Subtitle H**

- Drops several provisions – including authority to use funds for training and technical assistance, outreach, fellowships, intergenerational programming, and planning – while retaining authority for conferences, youth leadership, service-learning, summer programs, Martin Luther King, Jr., Day of Service, Global Youth Service Day, and emergent needs.
- Directs the Corporation to conduct a nationwide Call to Service campaign.
- Authorizes the Corporation to organize and carry out ceremonies and activities in conjunction with a September 11<sup>th</sup> Day of Service, with authority to make grants in furtherance of related service, charity, and remembrance opportunities.
- Adds authority within subtitle H to provide support – via one-time grants (including fixed amount grants) of up to 4 years -- to innovative and model programs.
- Adds authority within subtitle H to disseminate information through clearinghouses on service-learning needs assessments, planning, research, evaluation, leadership training, communication, curriculum, accessibility to individuals with disabilities, and best practices.
- Repeals several authorities (clearinghouse, military installation conversion, and Yukon-Kuskokwim Delta of Alaska demo).
- Authorizes a Silver Scholarship program providing a \$1,000 education award to an individual aged 55 or older who performs at least 350 hours of service.
- Authorizes a Serve America Fellowship program to support individuals selected by State Commissions who serve with sponsors that have registered with the Commission. Fellows will receive a living allowance and, upon, successful completion of a term of service, an education award.
- Authorizes a new Encore Fellowship program to allow Corporation-selected individuals aged 55 or older to serve at organizations on a Corporation-maintained list, supported by \$11K grants (under a \$1 for \$1 match) to the organization for Fellow living expenses. 75% non-Federal match required for the first year, 50% non-Federal match required in subsequent years.

- Authorizes a Social Innovation Funds pilot program, \$1-10M grants to expand effective initiatives and provide seed funding for experimental initiatives and to leverage Federal investments to increase private and philanthropic resources in support of evidence-based programming.
- Authorizes a Volunteer Generation Fund to award grants to states and nonprofits to recruit, manage, and support volunteers and strengthen the nation's volunteer infrastructure. Of the funds allocated, 50% to be provided as formula grants to States, and 50% to be allotted on a competitive basis to State Commissions and nonprofits. 20% match required in first year, increasing to 50% for year 4 and thereafter.
- Authorizes a Nonprofit Capacity Building Program to make grants of at least \$200,000 to intermediary organizations to support the provision of organizational development assistance – including training on best practices, financial planning, grantwriting, and compliance with applicable tax laws – to small and mid-size nonprofit organizations, particularly those facing resource hardship challenges. Federal share not to exceed 50%.

### **Training and Technical Assistance (new Subtitle J)**

- Eliminates current law references to funding training and technical assistance in NCSA subtitle C and H, and DVSA, and authorizes a new subtitle J for Training and Technical Assistance for programs under the national service laws.
- Priority for training and technical assistance to be given to programs where services are needed most, where programs don't exist or don't meet community needs, in underserved rural or urban communities, and programs developing a service component that combines students, out-of-school youth, and older adults as participants.
- The Corporation shall reserve up to 2.5% of program funds to fund dissemination of service-learning research and best practices, Civic Health Assessment, and for training and technical assistance, with \$1M for the Civic Health Assessment.

### **Points of Light Foundation**

- Repeals Title III authority to make non-competitive grants to the Points of Light Foundation.

### **AmeriCorps VISTA**

- In VISTA purpose statement, adds emphasis on long-term sustainability of projects and strengthening local agencies and community organizations.
- Includes additional programming models: prisoner re-entry; financial skills for low-income communities, before- and after-school programming, micro-enterprises, veterans, childhood obesity and other health issues.
- Adds priority in recruitment for disadvantaged youth.
- Provides for Family and Medical Leave Act coverage for VISTA members in line with current law coverage for State/National members.

- Eliminates Governor 45-day project approval process.
- For those VISTA members who opt for a post-service cash stipend in lieu of an education award, increases the amount (which accrues on a monthly basis) from current law range of \$100-\$125 to range of \$125-150, with up to \$250 for leaders.
- Drops requirement that the Corporation undertake recruitment of VISTA members and requirement to maintain a separate office for VISTA placement.
- Repeals VISTA Literacy Corps, VISTA Challenge Grants, and University Year for VISTA.

### **Senior Corps**

- Codifies “National Senior Service Corps” as program name.
- The purpose for all three Senior Corps programs is to provide opportunities for senior service to meet unmet needs, to empower people 55 years and older to contribute to their communities through service, enhancing the lives of those who serve and those whom they serve, and provide communities with valuable services. More specifically:
  - SCP purpose is to provide opportunities for older volunteers to provide critical support service and companionship to adults at risk of institutionalization and who are struggling to maintain a dignified independent life.
  - RSVP purpose is to provide opportunities for older volunteers to share their knowledge, experiences, and skills for the betterment of their communities and themselves.
  - FGP purpose is to provide opportunities for older volunteers to have a positive impact on the lives of children in need.
- Lowers minimum age from 60 to 55 for Foster Grandparents and Senior Companions in line with current law RSVP volunteers.
- Federal share of hourly stipend may not exceed \$3 (increase over \$2.65).
- Individuals up to 200% of poverty may be eligible for hourly stipend (increase from 125%).
- FGP authorized to serve children “having special or exceptional needs or with conditions or circumstances identified as limiting their academic, social, or economic development.” (Previously, FGP only authorized to serve children “having special or exceptional needs”).
- For RSVP, institutes competition beginning fiscal year 2013, provided that service areas maintain level volunteer service years, program distribution remains similar, and disruption of volunteers is minimized. Competition selections must incorporate performance measures, outcomes, and other criteria established in regulation by the Corporation. Implementation of this evaluation process may result in non-renewal of under-performing grantees prior to 2013. The Corporation must provide online resources for the RSVP program, including examples of high-performing programs, corrective actions for under-performing programs, and examples of meaningful outcome-based performance measures.

- Directs the Corporation to carry out DVSA in accordance with the DVSA and the relevant provisions of the NCSA, particularly section 122 (AmeriCorps grants) and subtitle F of title I (administrative provisions).
- At least 25% of grants under Programs of National Significance must be to organizations currently not receiving Corporation assistance and when possible in locations where no Senior Corps projects operate. Adds to list of PNS: respite care, mentoring disadvantaged youth, before- and after-school programs serving low-income children, clean energy activities, and prisoner reentry. Removes from list of PNS: boarder babies, child care, environmental needs, outreach to labor unions and other national organizations, criminal justice, and augmenting State human service agency work.
- Permits sponsors to accept donations, except from beneficiaries.

### **Authorization of Appropriations**

- Learn & Serve America: \$97M for FY 2010, including up to \$10M for summer of service grants and up to \$10M for summer of service education awards, up to \$20M for youth engagement zones, \$7M for campuses of service, and such sums as may be necessary FY 2011-2014.
- Subtitles C, D, & H, and audits/evaluations: such sums as may be necessary FY 2010-2014.
- Subtitle E AmeriCorps NCCC: such sums as may be necessary for FY 2010 – 2014.
- Serve America Fellowships: such sums as may be necessary FY 2010-2014.
- Silver Scholars and Encore Fellows: \$12M for 2010 and such sums as may be necessary for FY 2010-2014.
- National Service Reserve Corps: such sums as may be necessary for FY 2010 – 2014.
- Social Innovation Funds Pilot: \$50M for 2010, \$60M for 2011, \$70M for 2012, \$80M for 2013, \$100M for 2014.
- Volunteer Generation Fund: \$50M for 2010, \$60M for 2011, \$70M for 2012, \$80M for 2013, and \$100M for 2014.
- DVSA administration: such sums as may be necessary FY 2010 – 2014.
- Such sums as necessary for Administration of Corporation for FY 2010-2014, a portion of which is for State Commission administrative grants.

### **Effective Date**

- October 1, 2009 (except where otherwise specified).

### **Programs in Other Agencies: Volunteers for Prosperity and Charitable Tax Deductions**

- Establishes within USAID a program to mobilize skilled American professionals to perform international volunteer service. Authorizes \$10 million for 2010, and such sums as may be

necessary for 2011-2014.

- H.R. 1388 includes a separate Sense of the Senate “that Congress should preserve the income tax deduction for charitable contributions through the Internal Revenue Code of 1986 and look for additional ways to encourage charitable giving.”