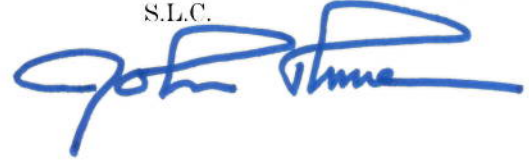


Thune — 1 (as mod. fixed)

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S.L.C.



AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To provide for the independence of SafeSport from the United States Olympic and Paralympic Committee.

**IN THE SENATE OF THE UNITED STATES—116th Cong., 1st Sess.**

**S. 2330**

To amend the Ted Stevens Olympic and Amateur Sports Act to provide for congressional oversight of the board of directors of the United States Olympic and Paralympic Committee and to protect amateur athletes from emotional, physical, and sexual abuse, and for other purposes.

Referred to the Committee on \_\_\_\_\_ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. THUNE

Viz:

1 On page 51, between lines 7 and 8, insert the fol-  
2 lowing:

3 “(h) REPORTS TO CORPORATION.—Not later than 30  
4 days after the end of each calendar quarter that begins  
5 after the date of the enactment of the Empowering Olym-  
6 pic and Amateur Athletes Act of 2019, the Center shall  
7 submit to the corporation a statement of the following:

8 “(1) The number and nature of misconduct  
9 complaints referred to the Center, by sport.

1           “(2) The number and type of pending mis-  
2           conduct complaints under investigation by the Cen-  
3           ter.

4           “(3) The number of misconduct complaints for  
5           which an investigation was terminated or otherwise  
6           closed by the Center.

7           “(4) The number of such misconduct com-  
8           plaints reported to law enforcement agencies by the  
9           Center for further investigation.

10          “(5) The number of discretionary cases accept-  
11          ed or declined by the Center, by sport.

12          “(6) The average time required for resolution of  
13          such cases and misconduct complaints.

14          “(7) Information relating to the educational ac-  
15          tivities and trainings conducted by the office of edu-  
16          cation and outreach of the Center during the pre-  
17          ceding quarter, including the number of educational  
18          activities and trainings developed and provided.

19          “(i) CERTIFICATIONS OF INDEPENDENCE.—

20                 “(1) IN GENERAL.—Not later than 180 days  
21                 after the end of a fiscal year, the Comptroller Gen-  
22                 eral of the United States shall make available to the  
23                 public a certification relating to Safesport’s inde-  
24                 pendence from the corporation.

1           “(2) ELEMENTS.—A certification required by  
2 paragraph (1) shall include the following:

3           “(A) A finding of whether a violation of a  
4 prohibition on employment of former employees  
5 or board members of the corporation under sub-  
6 section (f) has occurred during the year pre-  
7 ceding the certification.

8           “(B) A finding of whether an executive or  
9 attorney for the Center has had an inappro-  
10 priate conflict of interest during that year.

11           “(C) A finding of whether the corporation  
12 has interfered in, or attempted to influence the  
13 outcome of, an investigation by the Center.

14           “(D) Any recommendations of the Comp-  
15 troller General for resolving any potential risks  
16 to the Center’s independence from the corpora-  
17 tion.

18           “(3) AUTHORITY OF COMPTROLLER GEN-  
19 ERAL.—

20           “(A) IN GENERAL.—The Comptroller Gen-  
21 eral may take such reasonable steps as, in the  
22 view of the Comptroller General, are necessary  
23 to be fully informed about the operations of the  
24 corporation and SafeSport.

1           “(B) SPECIFIC AUTHORITIES.—The Comp-  
2 troller General shall have—

3           “(i) access to, and the right to make  
4 copies of, any and all nonprivileged books,  
5 records, accounts, correspondence, files, or  
6 other documents or electronic records, in-  
7 cluding emails, of officers, agents, and em-  
8 ployees of SafeSport or the corporation;  
9 and

10           “(ii) the right to interview any officer,  
11 employee, agent, or consultant of  
12 SafeSport or the corporation.

13           “(C) TREATMENT OF PRIVILEGED INFOR-  
14 MATION.—If, under this subsection, the Comp-  
15 troller General seeks access to information con-  
16 tained within privileged documents or materials  
17 in the possession of SafeSport or the corpora-  
18 tion, SafeSport or the corporation, as the case  
19 may be, shall, to the maximum extent prac-  
20 ticable, provide the Comptroller General with  
21 the information without compromising the ap-  
22 plicable privilege.”.