



CONGRESSIONAL BUDGET OFFICE  
COST ESTIMATE

December 6, 2010

**S. 1275**

**National Foundation on Fitness, Sports, and Nutrition Establishment Act**

*As ordered reported by the Senate Committee on Health, Education, Labor, and Pensions  
on December 1, 2010*

S. 1275 would establish the National Foundation on Fitness, Sports, and Nutrition (a nonprofit organization) to further the purpose and functions of the Office of the President's Council on Fitness, Sports, and Nutrition. In keeping with that purpose and in conjunction with the council, the foundation would develop programs, events, and activities that improve physical activity, fitness, sports participation, and good nutrition and would encourage private participation in those activities. The bill would require the foundation to be incorporated and maintain status as a 501(c)(3) organization, and would authorize the foundation to enter into contracts, award grants, and solicit and accept donations, devises, and bequests. In addition, the bill would require the Secretary of Health and Human Services to appoint nine members to a board of directors after consulting with various Members of Congress. The board would serve without pay but would be reimbursed for travel expenses.

The Statutory Pay-As-You-Go Act of 2010 establishes budget reporting and enforcement procedures for legislation affecting direct spending or revenues. The foundation would be federally chartered, subject to federal control through appointment power, and its sole purpose would be to further the purpose and functions of a federal entity. Therefore, the foundation's activities would be considered within the scope of the federal budget. Accordingly, the activities of the foundation would affect direct spending and revenues and pay-as-you-go procedures would apply. The expenditures of the foundation would be direct spending and the gifts and donations the foundation receives would be offsetting receipts (a credit against direct spending). The foundation may not accept federal funds and may expend only those funds it receives as gifts or donations. CBO estimates that enacting the legislation would have no net impact on direct spending or revenues.

S. 1275 contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act and would impose no costs on state, local, or tribal governments.

The CBO staff contact for this estimate is Lisa Ramirez-Branum. The estimate was approved by Holly Harvey, Deputy Assistant Director for Budget Analysis.