112TH CONGRESS 1ST SESSION S. 1493

To provide compensation to relatives of Foreign Service members killed in the line of duty and the relatives of United States citizens who were killed as a result of the bombing of the United States Embassy in Kenya on August 7, 1998, and for other purposes.

IN THE SENATE OF THE UNITED STATES

August 2, 2011

Ms. MIKULSKI (for herself and Mr. BLUNT) introduced the following bill; which was read twice and referred to the Committee on Foreign Relations

A BILL

- To provide compensation to relatives of Foreign Service members killed in the line of duty and the relatives of United States citizens who were killed as a result of the bombing of the United States Embassy in Kenya on August 7, 1998, 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.

4 This Act may be cited as the "Foreign Service Line5 of Duty Death Gratuity Act of 2011".

1 SEC. 2. DEATH GRATUITY.

Subsection (a) of section 413 of the Foreign Service
Act of 1980 (22 U.S.C. 3973) is amended, in the first
sentence, by inserting "or \$100,000, whichever is greater"
after "one year's salary at the time of death".

6 SEC. 3. INCREASED GROUP LIFE INSURANCE BENEFITS AP7 PLICABLE TO THOSE KILLED IN THE LINE OF
8 DUTY.

9 (a) IN GENERAL.—Chapter 4 of the Foreign Service
10 Act of 1980 (22 U.S.C. 3961 et seq.) is amended by add11 ing at the end the following new section:

12 "SEC. 415. INCREASED GROUP LIFE INSURANCE BENEFITS 13 APPLICABLE TO THOSE KILLED IN THE LINE 14 OF DUTY.

15 "Notwithstanding the amounts specified in chapter 16 87 of title 5, United States Code, a Foreign Service employee or Government executive branch employee who is 17 subject to the authority of the chief of mission pursuant 18 19 to section 207 and is killed in a location designated as a danger pay post, as determined by the Secretary, shall 20 be deemed to be insured under such chapter for \$400,000 21 22 if such amount is greater than the amount for which such 23 employee is otherwise insured under such chapter.".

(b) CLERICAL AMENDMENT.—The table of contentsin section 2 of the Foreign Service Act of 1980 is amended

1 by inserting after the item relating to section 414 the fol-

2 lowing new item:

3 SEC. 4. REQUIREMENT TO PROVIDE COMPENSATION.

4 (a) Compensation Requirement.—

5 (1) IN GENERAL.—

(A) REQUIREMENT.—Notwithstanding the 6 amount specified in subsection (a) of section 7 8 413 of the Foreign Service Act of 1980, as 9 amended by section 2 of this Act, the Secretary 10 of State shall provide a death gratuity payment 11 under such section in the amount specified in 12 paragraph (2) of this subsection to the sur-13 viving dependents of a Foreign Service em-14 ployee or a Government executive branch em-15 ployee subject to the authority of the chief of 16 mission pursuant to section 207 of the Foreign 17 Service Act of 1980 (22 U.S.C. 3927), or to an 18 individual otherwise serving at a United States 19 diplomatic or consular mission abroad without a 20 regular salary, who was killed in the August 7, 21 1998, bombing of the United States Embassy 22 in Nairobi, Kenya.

23 (B) DEADLINES.—Subject to available ap24 propriations, the Secretary of State—

[&]quot;Sec. 415. Increased group life insurance benefits applicable to those killed in the line of duty.".

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1	(i) shall make a partial payment of
2	the death gratuity payment to eligible indi-
3	viduals not later than 180 days after the
4	date of the enactment of this Act; and
5	(ii) is authorized to make additional
6	partial payments, as appropriations become
7	available, until the compensation level re-
8	quired under paragraph (2) has been satis-
9	fied.
10	(C) MINIMUM PAYMENT.—The amount of
11	the payment under subparagraph (B)(i) shall be
12	equal to or greater than the \$4,000,000 pre-
13	viously appropriated for such purpose by title I
14	of the Department of State, Foreign Oper-
15	ations, and Related Programs Appropriations
16	Act, 2008 (division J of Public Law 110–161;
17	121 Stat. 2277) under the heading "DIPLO-
18	MATIC AND CONSULAR PROGRAMS".
19	(2) Compensation Level.—
20	(A) SALARY MULTIPLE.—A payment pur-
21	suant to paragraph (1) of a death gratuity pay-
22	ment under section 413 of the Foreign Service
23	Act of 1980 shall be in an amount equal to ten
24	times the salary specified in subparagraph (B).

(B) CALCULATION OF SALARY.—For pur poses of this paragraph, the salary of an indi vidual used to determine payments under such
 section shall be \$94,000.

5 (b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary of State 6 such sums as may be necessary for purposes of making 7 payments under this section, including amounts appro-8 9 priated by title I of the Department of State, Foreign Operations, and Related Programs Appropriations Act, 2008 10 (division J of Public Law 110–161; 121 Stat. 2277) under 11 the heading "DIPLOMATIC AND CONSULAR PROGRAMS". 12

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