

Union Calendar No. 222

107TH CONGRESS
2^D SESSION

H. R. 3297

[Report No. 107-384]

To amend the Omnibus Crime Control and Safe Streets Act of 1968 to ensure that chaplains killed in the line of duty receive public safety officer death benefits.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 15, 2001

Mr. MANZULLO (for himself and Mr. NADLER) introduced the following bill;
which was referred to the Committee on the Judiciary

APRIL 9, 2002

Reported with an amendment, committed to the Committee of the Whole
House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italic*]

A BILL

To amend the Omnibus Crime Control and Safe Streets Act of 1968 to ensure that chaplains killed in the line of duty receive public safety officer death benefits.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Mychal Judge Police
3 and Fire Chaplains Public Safety Officers’ Benefit Act of
4 2001”.

5 **SEC. 2. BENEFITS FOR CHAPLAINS.**

6 (a) IN GENERAL.—Section 1204 of the Omnibus
7 Crime Control and Safe Streets Act of 1968 (42 U.S.C.
8 3796b) is amended—

9 (1) by redesignating paragraphs (2) through
10 (7) as (3) through (8), respectively;

11 (2) by inserting after paragraph (1) the fol-
12 lowing:

13 “(2) ‘chaplain’ means any individual serving as
14 an officially recognized or designated member of a
15 legally organized volunteer fire department or legally
16 organized police department, or an officially recog-
17 nized or designated public employee of a legally or-
18 ganized fire or police department who was respond-
19 ing to a fire, rescue, or police emergency;” and

20 (3) in subparagraph (A) of paragraph (8), as
21 redesignated by paragraph (1), by inserting after
22 “firefighter,” the following: “as a chaplain;”

23 (b) ELIGIBLE BENEFICIARIES.—Section 1201(a) of
24 such Act (42 U.S.C. 3796(a)) is amended—

25 (1) in paragraph (3), by striking “or” at the
26 end;

1 ~~(2)~~ by redesignating paragraph ~~(4)~~ as para-
2 graph ~~(5)~~; and

3 ~~(3)~~ by inserting after paragraph ~~(3)~~ the fol-
4 lowing new paragraph:

5 “(4) if there is no surviving spouse or surviving
6 child, to the person designated by such officer as
7 beneficiary under such officer’s most recently exe-
8 cuted life insurance policy, provided that such per-
9 son survived such officer; or”.

10 ~~(c)~~ **EFFECTIVE DATE.**—The amendments made by
11 this section shall take effect on September 11, 2001, and
12 shall apply to injuries or deaths that occur in the line of
13 duty on or after such date.

14 **SECTION 1. SHORT TITLE.**

15 *This Act may be cited as the “Mychal Judge Police*
16 *and Fire Chaplains Public Safety Officers’ Benefit Act of*
17 *2002”.*

18 **SEC. 2. BENEFITS FOR CHAPLAINS.**

19 ~~(a)~~ *IN GENERAL.*—*Section 1204 of the Omnibus Crime*
20 *Control and Safe Streets Act of 1968 (42 U.S.C. 3796b)*
21 *is amended—*

22 ~~(1)~~ *by redesignating paragraphs (2) through (7)*
23 *as (3) through (8), respectively;*

24 ~~(2)~~ *by inserting after paragraph (1) the fol-*
25 *lowing:*

1 “(2) ‘chaplain’ means any individual serving as
2 an officially recognized or designated member of a le-
3 gally organized volunteer fire department or legally
4 organized police department, or an officially recog-
5 nized or designated public employee of a legally orga-
6 nized fire or police department who was responding
7 to a fire, rescue, or police emergency;” and

8 (3) in subparagraph (A) of paragraph (8), as re-
9 designated by paragraph (1), by inserting after “fire-
10 fighter,” the following: “as a chaplain,”.

11 (b) *ELIGIBLE BENEFICIARIES.*—Section 1201(a) of
12 such Act (42 U.S.C. 3796(a)) is amended—

13 (1) in paragraph (3), by striking “or” at the
14 end;

15 (2) by redesignating paragraph (4) as para-
16 graph (5); and

17 (3) by inserting after paragraph (3) the fol-
18 lowing new paragraph:

19 “(4) if there is no surviving spouse or surviving
20 child, to the individual designated by such officer as
21 beneficiary under such officer’s most recently executed
22 life insurance policy, provided that such individual
23 survived such officer; or”.

24 (c) *EFFECTIVE DATE.*—The amendments made by this
25 section shall take effect on September 11, 2001, and shall

- 1 *apply to injuries or deaths that occur in the line of duty*
- 2 *on or after such date.*

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