

105TH CONGRESS  
1ST SESSION

# H. R. 2926

For the relief of Adela T. Bailor.

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IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 7, 1997

Ms. CARSON introduced the following bill; which was referred to the  
Committee on the Judiciary

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## A BILL

For relief of Adela T. Bailor.

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. PAYMENT.**

4       In consideration of—

5           (1) the inability of Adela T. Bailor to receive  
6       compensation under the Tort Claims Procedure de-  
7       scribed in chapter 171 of title 28, United States  
8       Code;

9           (2) the moral responsibility of the United  
10       States to protect the right of its law-abiding citizens  
11       to be free from attacks by violent felons in the cus-  
12       tody of the United States; and

1           (3) the recommendation of the United States  
2           Court of Appeals for the 7th Circuit in the case enti-  
3           tled Adela T. Bailor and Darryl Bailor v. the Salva-  
4           tion Army and the United States of America, No.  
5           94–2660, that Adela T. Bailor seek private legisla-  
6           tive relief,

7           the Secretary of the Treasury shall pay, not later than  
8           18 months after the date of the enactment of this Act,  
9           out of funds not otherwise appropriated, to Adela T. Bail-  
10          or of Colorado Springs, Colorado, the amount determined  
11          by the Attorney General under section 2(b), as full com-  
12          pensation for all claims against the United States for the  
13          injuries she suffered as a result of a brutal rape and beat-  
14          ing on May 9, 1991, by an inmate of the Federal correc-  
15          tional system in the custody of the Federal Bureau of  
16          Prisons.

17       **SEC. 2. AMOUNT.**

18          (a) TRANSMITTAL OF CLAIMS.—Not later than 6  
19          months after the date of the enactment of this Act, Adela  
20          T. Bailor, or her representatives, shall transmit to the At-  
21          torney General all claims against the United States for  
22          compensation for the injuries referred to in section 1.

23          (b) DETERMINATION OF THE ATTORNEY GEN-  
24          ERAL.—Not later than 1 year after the date of the enact-  
25          ment of this Act, with appropriate consideration given to

1 the claims transmitted under subsection (a), the Attorney  
2 General shall determine the amount for which the United  
3 States would be liable, under Indiana law, to Adela T.  
4 Bailor for the injuries referred to in section 1.

5 (c) NEGLIGENCE.—Only for the purposes of making  
6 a determination under subsection (b), the Attorney Gen-  
7 eral shall consider the United States negligent with re-  
8 spect to its custody of the inmate referred to in section  
9 1.

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