

Union Calendar No. 509

106TH CONGRESS
2^D SESSION

H. R. 4404

[Report No. 106–854, Part I]

To permit the payment of medical expenses incurred by the United States Park Police in the performance of duty to be made directly by the National Park Service, to allow for waiver and indemnification in mutual law enforcement agreements between the National Park Service and a State or political subdivision when required by State law, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 9, 2000

Mr. HANSEN introduced the following bill; which was referred to the Committee on Resources, and in addition to the Committee on Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

SEPTEMBER 14, 2000

Reported from the Committee on Resources with an amendment

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

SEPTEMBER 14, 2000

Referral to the Committee on Government Reform extended for a period not later than September 14, 2000

SEPTEMBER 14, 2000

The Committee on Government Reform discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

To permit the payment of medical expenses incurred by the United States Park Police in the performance of duty to be made directly by the National Park Service, to allow for waiver and indemnification in mutual law enforcement agreements between the National Park Service and a State or political subdivision when required by State law, 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. MEDICAL PAYMENTS.**

4 (a) ~~IN GENERAL.~~—Subsection (c) of the Policemen
 5 and Firemen’s Retirement and Disability Act (39 Stat.
 6 718, as amended by 71 Stat. 394) is amended by adding
 7 at the end the following new sentence: “Notwithstanding
 8 the previous sentence, in the case of any member of the
 9 United States Park Police, payment shall be made by the
 10 National Park Service upon a certificate of the Chief,
 11 United States Park Police, setting forth the necessity for
 12 such services or treatment and the nature of the injury
 13 or disease which rendered the same necessary.”.

14 (b) ~~NATIONAL PARK SERVICE REIMBURSEMENT.~~—
 15 Section 6 of the Policemen and Firemen’s Retirement and
 16 Disability Act Amendments of 1957 (71 Stat. 399) is
 17 amended by inserting after the first sentence the following
 18 new sentence: “Such sums are authorized to be appro-

1 priated to reimburse the National Park Service, on a
2 monthly basis, for medical benefit payments made from
3 funds appropriated to the National Park Service in the
4 case of any member of the United States Park Police.”.

5 **SEC. 2. INDEMNIFICATION.**

6 (a) IN GENERAL.—Section 10(c) of the Act of August
7 18, 1970 (Public Law 91-383; 16 U.S.C. 1a-6(c)), is
8 amended—

9 (1) by striking “and” at the end of paragraph
10 (2);

11 (2) by redesignating paragraphs (3) and (4) as
12 paragraphs (4) and (5), respectively; and

13 (3) by inserting after paragraph (2) the fol-
14 lowing:

15 “(3) waive, in any agreement pursuant to para-
16 graphs (1) and (2) with any State or political sub-
17 division thereof where State law requires such waiver
18 and indemnification, any and all claims against all
19 the other parties thereto and, subject to available
20 appropriations, indemnify and save harmless the
21 other parties to such agreement from all claims by
22 third parties for property damage or personal injury,
23 which may arise out of the State or political subdivi-
24 sion’s activities outside their respective jurisdictions
25 under such agreement; and”.

1 (b) ~~TECHNICAL AMENDMENT.—Paragraph (5) of~~
2 ~~section 10(e) the Act of August 18, 1970 (Public Law 91–~~
3 ~~383, 16 U.S.C. 1a–6(e)) (as redesignated by section 201),~~
4 ~~is further amended—~~

5 (1) by striking “(5) the” and inserting “The”;
6 and

7 (2) by moving the text flush and 2 ems to the
8 left.

9 **SECTION 1. MEDICAL PAYMENTS.**

10 (a) *IN GENERAL.—Subsection (e) of the Policemen and*
11 *Firemen’s Retirement and Disability Act (39 Stat. 718, as*
12 *amended by 71 Stat. 394) is amended by adding at the*
13 *end the following new sentence: “Notwithstanding the pre-*
14 *vious sentence, in the case of any member of the United*
15 *States Park Police, payment shall be made by the National*
16 *Park Service upon a certificate of the Chief, United States*
17 *Park Police, setting forth the necessity for such services or*
18 *treatment and the nature of the injury or disease which ren-*
19 *dered the same necessary.”.*

20 (b) *NATIONAL PARK SERVICE REIMBURSEMENT.—Sec-*
21 *tion 6 of the Policemen and Firemen’s Retirement and Dis-*
22 *ability Act Amendments of 1957 (71 Stat. 399) is amended*
23 *by inserting after the first sentence the following new sen-*
24 *tence: “Such sums are authorized to be appropriated to re-*
25 *imburse the National Park Service, on a monthly basis, for*

1 *medical benefit payments made from funds appropriated*
2 *to the National Park Service in the case of any member*
3 *of the United States Park Police.”.*

4 **SEC. 2. INDEMNIFICATION.**

5 *(a) IN GENERAL.—Section 10(c) of the Act of August*
6 *18, 1970 (Public Law 91–383; 16 U.S.C. 1a–6(c)), is*
7 *amended—*

8 *(1) by striking “and” at the end of paragraph*
9 *(2);*

10 *(2) by redesignating paragraphs (3) and (4) as*
11 *paragraphs (4) and (5), respectively; and*

12 *(3) by inserting after paragraph (2) the fol-*
13 *lowing:*

14 *“(3) mutually waive, in any agreement pursuant*
15 *to paragraphs (1) and (2) of this subsection or pursu-*
16 *ant to subsection (b)(1) with any State or political*
17 *subdivision thereof where State law requires such*
18 *waiver and indemnification, any and all civil claims*
19 *against all the other parties thereto and, subject to*
20 *available appropriations, indemnify and save harm-*
21 *less the other parties to such agreement from all*
22 *claims by third parties for property damage or per-*
23 *sonal injury, which may arise out of the parties’ ac-*
24 *tivities outside their respective jurisdictions under*
25 *such agreement; and”.*

1 **(b) TECHNICAL AMENDMENT.**—*Paragraph (5) of sec-*
2 *tion 10(c) the Act of August 18, 1970 (Public Law 91–383;*
3 *16 U.S.C. 1a–6(c)) (as redesignated by subsection (a)(2)),*
4 *is further amended—*

5 (1) *by striking “(5) the” and inserting “The”;*
6 *and*

7 (2) *by moving the text flush and 2 ems to the*
8 *left.*

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