

**Calendar No. 364**

107<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

**S. 2431**

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.

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IN THE SENATE OF THE UNITED STATES

MAY 1, 2002

Mr. LEAHY (for himself, Mr. CAMPBELL, Mrs. CLINTON, Mr. SCHUMER, and Mr. BIDEN) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

MAY 2, 2002

Reported by Mr. LEAHY, with an amendment

[Omit the part struck through and insert the part printed in *italic*]

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**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 2002”.

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~~ *includes* any individual  
14 serving as an officially recognized or designated  
15 member of a legally organized volunteer fire depart-  
16 ment or legally organized police department, or an  
17 officially recognized or designated public employee of  
18 a legally organized fire or police department who  
19 was responding to a fire, rescue, or police emer-  
20 gency;” and

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

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

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

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

5           (3) by inserting after paragraph (3) the fol-  
6       lowing new paragraph:

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

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

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