

108TH CONGRESS  
1ST SESSION

# S. 459

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## AN ACT

To ensure that a public safety officer who suffers a fatal heart attack or stroke while on duty shall be presumed to have died in the line of duty for purposes of public safety officer survivor benefits.

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 “Hometown Heroes  
5        Survivors Benefits Act of 2003”.

1 **SEC. 2. FATAL HEART ATTACK OR STROKE ON DUTY PRE-**  
2 **SUMED TO BE DEATH IN LINE OF DUTY FOR**  
3 **PURPOSES OF PUBLIC SAFETY OFFICER SUR-**  
4 **VIVOR BENEFITS.**

5 Section 1201 of the Omnibus Crime Control and Safe  
6 Streets Act of 1968 (42 U.S.C. 3796) is amended by add-  
7 ing at the end the following:

8 “(k) For purposes of this section, if a public safety  
9 officer dies as the direct and proximate result of a heart  
10 attack or stroke suffered while on duty, or not later than  
11 24 hours after participating in a training exercise or re-  
12 sponding to an emergency situation, that officer shall be  
13 presumed to have died as the direct and proximate result  
14 of a personal injury sustained in the line of duty.”

15 **SEC. 3. APPLICABILITY.**

16 Section 1201(k) of the Omnibus Crime Control and  
17 Safe Streets Act of 1968, as added by section 2, shall  
18 apply to deaths occurring on or after January 1, 2003.

Passed the Senate May 16 (legislative day, May 15),  
2003.

Attest:

*Secretary.*

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