

108TH CONGRESS  
1ST SESSION

# S. 533

To provide for a medal of appropriate design to be awarded by the President to the next of kin or other representative of those individuals killed as a result of the terrorist attacks of September 11, 2001.

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## IN THE SENATE OF THE UNITED STATES

MARCH 5, 2003

Mr. SCHUMER (for himself, Mr. SPECTER, Mr. SANTORUM, and Mrs. CLINTON) introduced the following bill; which was read twice and referred to the Committee on Banking, Housing, and Urban Affairs

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## A BILL

To provide for a medal of appropriate design to be awarded by the President to the next of kin or other representative of those individuals killed as a result of the terrorist attacks of September 11, 2001.

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 “Fallen Heroes of 9/  
5 11 Act”.

6 **SEC. 2. CONGRESSIONAL FINDINGS.**

7 Congress finds that—

1           (1) since September 11, 2001, the United  
2 States has been engaged in a war different from any  
3 other in our Nation’s history;

4           (2) in the eyes of the terrorists, we are all the  
5 enemy, and the term “innocent civilian” has no  
6 meaning for such terrorists;

7           (3) the deaths by airplane at the World Trade  
8 Center, at the Pentagon, and in rural Pennsylvania  
9 represent an escalation of direct terrorist attacks on  
10 civilians;

11           (4) the officers, emergency workers, and other  
12 employees of State and local government agencies,  
13 including the Port Authority of New York and New  
14 Jersey, and of the United States Government and  
15 others, who responded to the attacks on the World  
16 Trade Center in New York City and perished as a  
17 result of the tragic events of September 11, 2001  
18 (including those who are missing and presumed  
19 dead), took heroic and noble action on that day;

20           (5) the passengers and crew of United Airlines  
21 Flight 93, recognizing the potential danger that the  
22 aircraft that they were aboard posed to large num-  
23 bers of innocent Americans, American institutions,  
24 and the symbols of American democracy, took heroic

1 and noble action to ensure that the aircraft could  
2 not be used as a weapon; and

3 (6) given the unprecedented nature of the at-  
4 tacks against the United States of America and the  
5 need to properly demonstrate the support of the  
6 country for the victims of terrorism, it is fitting that  
7 their sacrifice be recognized with the award of an  
8 appropriate medal.

9 **SEC. 3. FALLEN HEROES OF 9/11 CONGRESSIONAL MEDALS.**

10 (a) PRESENTATION AUTHORIZED.—The President  
11 may present on behalf of Congress, to the personal rep-  
12 resentative or next of kin of each individual referred to  
13 in subsection (c), a medal of appropriate design, as de-  
14 scribed in subsection (b)(1), such medals to be known as  
15 “Fallen Heroes of 9/11 Congressional Medals”, in recogni-  
16 tion of the sacrifice made by each such individual, and  
17 to honor their deaths on and following September 11,  
18 2001.

19 (b) DESIGN AND STRIKING.—

20 (1) IN GENERAL.—For purposes of the presen-  
21 tations referred to in subsection (a), the Secretary of  
22 the Treasury (in this Act referred to as the “Sec-  
23 retary”) shall strike 3 medals, of such content and  
24 with such suitable emblems, devices, and inscriptions

1 as the Secretary determines to be appropriate to be  
2 representative of and in honor of, respectively—

3 (A) victims of the attack at the World  
4 Trade Center, including civilians, public safety  
5 officers, emergency workers, and hijack victims;

6 (B) victims aboard United Airlines Flight  
7 93 that crashed in Pennsylvania; and

8 (C) victims at the Pentagon, including the  
9 hijack victims.

10 (2) CONSULTATION.—Before making a final de-  
11 termination with respect to the design of the medal  
12 under this subsection, the Secretary shall consult  
13 with the Secretary of Defense and such other parties  
14 as the Secretary may determine to be appropriate.

15 (c) ELIGIBILITY TO RECEIVE MEDAL.—

16 (1) IN GENERAL.—Any individual who died on  
17 or after September 11, 2001, as a direct result of  
18 the act of terrorism within the United States on that  
19 date, shall be eligible for a medal referred to in sub-  
20 section (a).

21 (2) DETERMINATION.—Eligibility under para-  
22 graph (1) shall be determined by the Secretary, in  
23 consultation with such other officers of the United  
24 States Government and State and local officials as  
25 the Secretary determines to be appropriate.

1           (3) **TERRORISM DEFINED.**—For purposes of  
2 this section and section 4, the term “act of ter-  
3 rorism” means the premeditated, politically moti-  
4 vated violence perpetrated against the United States  
5 on September 11, 2001.

6 **SEC. 4. DUPLICATE MEDALS.**

7           (a) **RECIPIENTS OF DUPLICATE MEDALS.**—The Sec-  
8 retary shall strike duplicates of the medals struck pursu-  
9 ant to section 3 for presentation to each precinct house,  
10 firehouse, emergency response station, or other duty sta-  
11 tion or place of employment to which each person referred  
12 to in subsection (b) of this section was assigned on Sep-  
13 tember 11, 2001, for permanent display in each such place  
14 in a manner befitting the memory of such person.

15           (b) **PUBLIC SAFETY, EMERGENCY, AND OTHER**  
16 **WORKERS**—Persons referred to in this subsection are offi-  
17 cers, emergency workers, and other employees of State  
18 and local government agencies, including the Port Author-  
19 ity of New York and New Jersey, and of the United States  
20 Government and others, who responded to the attacks on  
21 the World Trade Center in New York City on September  
22 11, 2001, and perished as a direct result of that act of  
23 terrorism (including those who are missing and presumed  
24 dead).

1 **SEC. 5. ESTABLISHMENT OF LISTS OF RECIPIENTS.**

2 (a) INITIAL LISTS.—Before the end of the 120-day  
3 period beginning on the date of enactment of this Act, the  
4 Secretary shall establish—

5 (1) a list of the names of individuals eligible to  
6 receive a medal under section 3, as described in sec-  
7 tion 3(c)(1), during the period beginning on Sep-  
8 tember 11, 2001, and ending on the date of enact-  
9 ment of this Act; and

10 (2) a list of the eligible recipients of a duplicate  
11 medal under section 4.

12 (b) SUBSEQUENT ELIGIBILITY.—If any individual be-  
13 comes eligible for a medal, as described in section 3(c)(1),  
14 or any other recipient becomes eligible for a duplicate  
15 medal, as described in section 4, the Secretary shall  
16 promptly add the name of that individual or recipient to  
17 the appropriate list established pursuant to subsection (a).

18 **SEC. 6. SALES TO THE PUBLIC TO DEFRAY COSTS.**

19 Under such regulations as the Secretary may pre-  
20 scribe, the Secretary may strike and sell duplicates of the  
21 medals struck under this Act, at a price sufficient to cover  
22 the costs of the medals (including labor, materials, dies,  
23 use of machinery, and overhead expenses).

1 **SEC. 7. NATIONAL MEDALS.**

2       The medals struck pursuant to this Act are national  
3 medals for purposes of chapter 51 of title 31, United  
4 States Code.

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