

Calendar No. 403

110TH CONGRESS
1ST SESSION**H. R. 2828**

IN THE SENATE OF THE UNITED STATES

OCTOBER 3, 2007

Received and read the first time

OCTOBER 4, 2007

Read the second time and placed on the calendar

AN ACT

To provide compensation to relatives of United States citizens who were killed as a result of the bombings of United States Embassies in East Africa on August 7, 1998.

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 “Foreign Service Vic-

5 tims of Terrorism Act of 2007”.

6 **SEC. 2. DEATH GRATUITY.**

7 Section 413 of the Foreign Service Act of 1980 (22

8 U.S.C. 3973) is amended—

1 (1) in subsection (a), in the first sentence, by
2 striking “at the time of death” and inserting “at
3 level II of the Executive Schedule at the time of
4 death, except that in the case of foreign national em-
5 ployees, foreign nationals appointed under section
6 303, and locally employed staff the amount shall be
7 equal to one year’s basic salary at the highest step
8 of the highest grade on the local compensation plan
9 of the country in which the foreign national or lo-
10 cally employed staffer was being paid”;

11 (2) by redesignating subsection (d) as sub-
12 section (e); and

13 (3) by inserting after subsection (c) the fol-
14 lowing new subsection:

15 “(d) In addition to a death gratuity payment under
16 subsection (a), the Secretary or the head of the relevant
17 United States Government agency is authorized to provide
18 for payment to the surviving dependents of a Foreign
19 Service employee or a Government executive branch em-
20 ployee, if such Foreign Service employee or Government
21 executive branch employee is subject to the authority of
22 the chief of mission pursuant to section 207, of an amount
23 equal to a maximum of eight times the salary of such For-
24 eign Service employee or Government executive branch
25 employee if such Foreign Service employee or Government

1 executive branch employee is killed as a result of an act
2 of international terrorism. Such payment shall be accorded
3 the same treatment as a payment made under subsection
4 (a). For purposes of this subsection, the term ‘act of inter-
5 national terrorism’ has the meaning given such term in
6 section 2331(1) of title 18, United States Code.”.

7 **SEC. 3. PAYMENTS TO FAMILIES OF CERTAIN VICTIMS OF**
8 **TERRORISM.**

9 Subject to the availability of appropriations specifi-
10 cally for the purpose specified in this section as provided
11 in appropriations Acts enacted on or after October 1,
12 2007, and notwithstanding any other provision of law, the
13 Secretary of State shall pay the maximum amount of pay-
14 ment under section 413(d) of the Foreign Service Act of
15 1980 (as amended by section 2(3) of this Act) to an indi-
16 vidual described in such section 413(d) or to an individual
17 who was otherwise serving at a United States diplomatic
18 or consular mission abroad without a regular salary who
19 was killed as a result of an act of international terrorism
20 (as such term is defined in section 2331(1) of title 18,
21 United States Code) that occurred between January 1,
22 1998, and the date of the enactment of this Act, including
23 the victims of the bombing of August 7, 1998, in Nairobi,
24 Kenya. Such a payment shall be deemed to be a payment
25 under section 413(d) of the Foreign Service Act of 1980,

1 except that for purposes of this section, such payment
2 shall, with respect to a United States citizen receiving pay-
3 ment under this section, be in an amount equal to ten
4 times the salary specified in this section. For purposes of
5 this section and section 413(d) of such Act, with respect
6 to a United States citizen receiving payment under this
7 section, the salary to be used for purposes of determining
8 such payment shall be \$94,000.

Passed the House of Representatives October 2,
2007.

Attest:

LORRAINE C. MILLER,

Clerk.

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