

113TH CONGRESS
1ST SESSION

S. 876

To amend the Omnibus Crime Control and Safe Streets Act of 1968 to extend public safety officers' death benefits to fire police officers.

IN THE SENATE OF THE UNITED STATES

MAY 7, 2013

Mr. BLUMENTHAL (for himself and Mr. MURPHY) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To amend the Omnibus Crime Control and Safe Streets Act of 1968 to extend public safety officers' death benefits to fire police officers.

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 “Fire Police Fairness
5 Act”.

6 **SEC. 2. EXTENDING PUBLIC SAFETY OFFICER DEATH BENE-**
7 **FITS TO FIRE POLICE.**

8 (a) IN GENERAL.—Section 1204 of the Omnibus
9 Crime Control and Safe Streets Act of 1968 (42 U.S.C.
10 3796b) is amended—

1 (1) by redesignating paragraphs (5) through
2 (9) as paragraphs (6) through (10), respectively;

3 (2) in paragraph (10)(A) (as so redesignated by
4 paragraph (1) of this section), by inserting “as a
5 fire police officer,” after “firefighter,”; and

6 (3) by inserting after paragraph (4) the fol-
7 lowing new paragraph:

8 “(5) ‘fire police officer’ includes an individual
9 who—

10 “(A) is serving in accordance with State or
11 local law as an officially recognized or des-
12 ignated member of a legally organized public
13 safety agency;

14 “(B) is not a law enforcement officer, a
15 firefighter, a chaplain, or a member of a rescue
16 squad or ambulance crew described in para-
17 graph (10)(A); and

18 “(C) provides scene security or directs
19 traffic—

20 “(i) in response to any fire drill, fire
21 call, or other fire, rescue, or police emer-
22 gency; or

23 “(ii) at a planned special event;”.

24 (b) TECHNICAL AND CONFORMING AMENDMENT.—

25 Section 611(a) of the Uniting and Strengthening America

1 by Providing Appropriate Tools Required to Intercept and
2 Obstruct Terrorism Act of 2001 (42 U.S.C. 3796e-1(a))
3 is amended—

4 (1) by striking “section 1204(7)(B)” and in-
5 serting “section 1204(8)(B)”; and

6 (2) by striking “(42 U.S.C. 3796b(7)(B))” and
7 inserting “(42 U.S.C. 3796b(8)(B))”.

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