

106TH CONGRESS
1ST SESSION

H. R. 456

For the relief of the survivors of the 14 members of the Armed Forces and the one United States civilian Federal employee who were killed on April 14, 1994, when United States fighter aircraft mistakenly shot down 2 United States helicopters over Iraq.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 2, 1999

Mr. COLLINS introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

For the relief of the survivors of the 14 members of the Armed Forces and the one United States civilian Federal employee who were killed on April 14, 1994, when United States fighter aircraft mistakenly shot down 2 United States helicopters over Iraq.

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. PAYMENT.**

4 (a) PAYMENT AUTHORIZATION.—The Secretary of
5 the Treasury shall pay, out of funds not otherwise appro-
6 priated, \$100,000 to the survivor, or collectively the sur-
7 vivors, of each of the 14 members of the Armed Forces

1 and the one United States civilian Federal employee who
2 were killed on April 14, 1994, when United States F-15
3 fighter aircraft mistakenly shot down two UH-60 Black
4 Hawk helicopters over Iraq.

5 (b) SURVIVOR STATUS.—

6 (1) MEMBERS OF THE ARMED FORCES INSURED
7 BY SGLI.—In the case of a member of the Armed
8 Forces described in subsection (a) who was insured
9 by a Servicemembers' Group Life Insurance policy
10 (issued under chapter 19 of title 38, United States
11 Code), a survivor of such member for the purposes
12 of subsection (a) shall be any person designated as
13 a beneficiary on the individual's policy.

14 (2) INDIVIDUALS NOT INSURED BY SGLI.—In
15 the case of a member of the Armed Forces described
16 in subsection (a) who was not insured by a
17 Servicemembers' Group Life Insurance policy (issued
18 under chapter 19 of title 38, United States Code) or
19 the civilian Federal employee described in subsection
20 (a), a survivor of such member or employee for the
21 purposes of subsection (a) shall be any person deter-
22 mined to be a survivor by the Secretary of the
23 Treasury using the provisions of section 5582(b) of
24 title 5, United States Code.

1 **SEC. 2. LIMITATION ON TOTAL AMOUNT OF PAYMENT.**

2 Not more than a total of \$1,500,000 may be paid
3 to survivors under section 1.

4 **SEC. 3. LIMITATION ON ATTORNEY FEES.**

5 Notwithstanding any contract, no representative of a
6 survivor may receive more than 10 percent of a payment
7 made under section 1 for services rendered in connection
8 with the survivor's claim for such payment. Any person
9 who violates this section shall be guilty of an infraction
10 and shall be subject to a fine in the amount provided in
11 title 18, United States Code.

12 **SEC. 4. REPORT.**

13 Not later than 6 months after the date of the enact-
14 ment of this Act, the Secretary of the Treasury shall
15 transmit to the Congress a report describing the payments
16 made under section 1.

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