

110TH CONGRESS
1ST SESSION

H. R. 2828

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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Foreign Service Vic-
3 tims of Terrorism Act of 2007”.

4 **SEC. 2. DEATH GRATUITY.**

5 Section 413 of the Foreign Service Act of 1980 (22
6 U.S.C. 3973) is amended—

7 (1) in subsection (a), in the first sentence, by
8 striking “at the time of death” and inserting “at
9 level II of the Executive Schedule at the time of
10 death, except that in the case of foreign national em-
11 ployees, foreign nationals appointed under section
12 303, and locally employed staff the amount shall be
13 equal to one year’s basic salary at the highest step
14 of the highest grade on the local compensation plan
15 of the country in which the foreign national or lo-
16 cally employed staffer was being paid”;

17 (2) by redesignating subsection (d) as sub-
18 section (e); and

19 (3) by inserting after subsection (c) the fol-
20 lowing new subsection:

21 “(d) In addition to a death gratuity payment under
22 subsection (a), the Secretary or the head of the relevant
23 United States Government agency is authorized to provide
24 for payment to the surviving dependents of a Foreign
25 Service employee or a Government executive branch em-
26 ployee, if such Foreign Service employee or Government

1 executive branch employee is subject to the authority of
2 the chief of mission pursuant to section 207, of an amount
3 equal to a maximum of eight times the salary of such For-
4 eign Service employee or Government executive branch
5 employee if such Foreign Service employee or Government
6 executive branch employee is killed as a result of an act
7 of international terrorism. Such payment shall be accorded
8 the same treatment as a payment made under subsection
9 (a). For purposes of this subsection, the term ‘act of inter-
10 national terrorism’ has the meaning given such term in
11 section 2331(1) of title 18, United States Code.”.

12 **SEC. 3. PAYMENTS TO FAMILIES OF CERTAIN VICTIMS OF**
13 **TERRORISM.**

14 Subject to the availability of appropriations specifi-
15 cally for the purpose specified in this section as provided
16 in appropriations Acts enacted on or after October 1,
17 2007, and notwithstanding any other provision of law, the
18 Secretary of State shall pay the maximum amount of pay-
19 ment under section 413(d) of the Foreign Service Act of
20 1980 (as amended by section 2(3) of this Act) to an indi-
21 vidual described in such section 413(d) or to an individual
22 who was otherwise serving at a United States diplomatic
23 or consular mission abroad without a regular salary who
24 was killed as a result of an act of international terrorism
25 (as such term is defined in section 2331(1) of title 18,

1 United States Code) that occurred between January 1,
2 1998, and the date of the enactment of this Act, including
3 the victims of the bombing of August 7, 1998, in Nairobi,
4 Kenya. Such a payment shall be deemed to be a payment
5 under section 413(d) of the Foreign Service Act of 1980,
6 except that for purposes of this section, such payment
7 shall, with respect to a United States citizen receiving pay-
8 ment under this section, be in an amount equal to ten
9 times the salary specified in this section. For purposes of
10 this section and section 413(d) of such Act, with respect
11 to a United States citizen receiving payment under this
12 section, the salary to be used for purposes of determining
13 such payment shall be \$94,000.

Passed the House of Representatives October 2,
2007.

Attest:

Clerk.

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