

111<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# S. 2884

To amend title 5, United States Code, to provide for the transportation of the dependents, remains, and effects of certain Federal employees who die while performing official duties or as a result of the performance of official duties.

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## IN THE SENATE OF THE UNITED STATES

DECEMBER 15, 2009

Mr. LIEBERMAN (for himself, Ms. COLLINS, Mr. VOINOVICH, and Mr. AKAKA) introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

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## A BILL

To amend title 5, United States Code, to provide for the transportation of the dependents, remains, and effects of certain Federal employees who die while performing official duties or as a result of the performance of official duties.

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 “Special Agent Samuel  
5       Hicks Families of Fallen Heroes Act”.

1 **SEC. 2. TRANSPORTATION OF DEPENDENTS, REMAINS, AND**  
 2 **EFFECTS OF CERTAIN FEDERAL EMPLOYEES.**

3 (a) IN GENERAL.—Subchapter II of chapter 57 of  
 4 title 5, United States Code, is amended by inserting after  
 5 section 5724c the following:

6 **“§ 5724d. Transportation of dependents, remains, and**  
 7 **effects of certain Federal employees**

8 “(a) IN GENERAL.—Under regulations prescribed  
 9 under section 5738 and when the head of the agency con-  
 10 cerned (or a designee thereof) authorizes or approves, if  
 11 a covered employee dies while performing official duties  
 12 or as a result of the performance of official duties, the  
 13 agency may pay from Government funds—

14 “(1) the qualified expenses of the immediate  
 15 family of the employee, if the place where the family  
 16 will reside following the death of the employee is—

17 “(A) different from the place where the  
 18 family resided at the time of the employee’s  
 19 death; and

20 “(B) within the United States; and

21 “(2) the expenses of preparing and transporting  
 22 the remains of the deceased to—

23 “(A) the place where the immediate family  
 24 will reside following the death of the employee;

25 or

1           “(B) such other place, appropriate for in-  
2           terment, as is determined by the agency head  
3           (or designee).

4           “(b) QUALIFIED EXPENSES.—For purposes of this  
5           section, the term ‘qualified expenses’, as used with respect  
6           to a family changing its place of residence, means the mov-  
7           ing expenses, transportation expenses, and relocation ex-  
8           penses of the family which are attributable to the change  
9           in place of residence.

10          “(c) DEFINITIONS.—For purposes of this section—

11           “(1) the term ‘covered employee’ means—

12                   “(A) a law enforcement officer, as defined  
13                   in section 5541;

14                   “(B) any employee in or under the Federal  
15                   Bureau of Investigation who is not described in  
16                   subparagraph (A); and

17                   “(C) a customs and border protection offi-  
18                   cer, as defined in section 8331(31);

19           “(2) the term ‘moving expenses’, as used with  
20           respect to a family, includes the expenses of trans-  
21           porting, packing, crating, temporarily storing,  
22           draying, and unpacking the household goods and  
23           personal effects of such family, not in excess of  
24           18,000 pounds net weight; and

1           “(3) the term ‘relocation expenses’ has the  
2 meaning given such term under regulations pre-  
3 scribed under section 5738, including relocation ex-  
4 penses and relocation services described in sections  
5 5724a and 5724c, respectively.”.

6           (b) CLERICAL AMENDMENT.—The analysis for chap-  
7 ter 57 of title 5, United States Code, is amended by insert-  
8 ing after the item relating to section 5724c the following:

“5724d. Transportation of dependents, remains, and effects of certain Federal employees.”.

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