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Folder Title: 09/18/2001 [H. R. 2882]

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DOCUMENT NO.	FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
001	Routing Memo	H.R. 2882, Expedited Payment of Benefits to Public Safety Officers - To: Staff Secretary - From: Legislative Affairs	1	09/15/2001	P5;

COLLECTION TITLE:

Executive Clerk, Office Of the

SERIES:

Saunders, G. Timothy (Tim) - Bill Files

FOLDER TITLE:

09/18/2001 [H. R. 2882]

FRC ID:

779

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advise between the President and his advisors, or between such advisors [(a)(5) of the PRA]
- P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

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- A. Closed by Executive Order 13526 governing access to national security information.
- B. Closed by statute or by the agency which originated the document.
- C. Closed in accordance with restrictions contained in donor's deed of gift.

Freedom of Information Act - [5 U.S.C. 552(b)]

- b(1) National security classified information [(b)(1) of the FOIA]
- b(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
- b(3) Release would violate a Federal statute [(b)(3) of the FOIA]
- b(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
- b(6) Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]
- b(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

September 14, 2001

01 SEP 14 PM 3:27

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2882 - Expedited Payment of Benefits for Heroic Public
Safety Officers
Sponsors - Rep. Nadler (D) New York and 31 cosponsors

Last Day for Action

September 26, 2001 - Wednesday

Purpose

Provides for expedited payments of certain benefits for public safety officers who were killed or suffered catastrophic injuries as a direct and proximate result of a personal injury sustained in the line of duty in connection with the terrorist attacks of September 11, 2001.

Agency Recommendations

Office of Management and Budget

Approval

Department of Justice

Approval

Department of the Interior

Approval

Federal Emergency Management Agency (FEMA)

Approval (Informally)

Office of Government Ethics

Approval (Informally)

Department of Defense

Defers to Justice (Informally)

Office of Personnel Management

No objection (Informally)

Department of the Treasury

No comment (Informally)

Discussion

Under current law, the Public Safety Officers' Benefits program provides a one-time financial benefit to the eligible survivors of public safety officers whose deaths are the direct and proximate result of a traumatic injury sustained in the line of duty. Disability benefits are

also provided to public safety officers who have been totally disabled in the line of duty by a catastrophic injury, if that injury prevents them from performing gainful work. Under current law, disability benefits are subject to the availability of appropriations, while death benefits are not, i.e., they are mandatory. For purposes of this benefits program, public safety officers include Federal, State, and local law enforcement officers, firefighters, and rescue squad and ambulance crew members, both paid and unpaid. The program was established in 1976. In 1988, the benefit amount was increased from \$50,000 to \$100,000, to be adjusted annually for inflation. The benefit for deaths occurring in FY 2001 is \$151,635.

Provisions of H.R. 2882

H.R. 2882 would require the Department of Justice's Bureau of Justice Assistance to authorize payment to qualified beneficiaries no later than 30 days after receipt of certification from a public agency that a public safety officer employed by that agency was killed or suffered a catastrophic injury as a direct and proximate result of a personal injury sustained in the line of duty in connection with the terrorist attacks of September 11, 2001.

The enrolled bill would also provide that these disability benefit payments would not be subject to the availability of appropriations. This creates the pay-as-you-go cost described below. In view of your September 13, 2001, memo to the Attorney General directing him to expedite payments under this program, the practical effect of this bill would be to ensure that disability payments would not be diminished by any funding constraint.

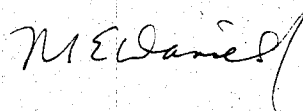
Pay-As-You-Go Scoring

H.R. 2882 would increase direct spending; therefore, it would be subject to the pay-as-you-go requirements of the Omnibus Budget Reconciliation Act of 1990. As noted above, the pay-as-you-go effect is only related to disability benefit payments, as death benefit payments are already mandatory under current law. OMB's preliminary estimate of the cost of this bill is \$7.6 million.

Conclusion and Recommendations

Justice recommends approval of the enrolled bill. In its views letter, Justice states that the enrolled bill "is a small but appropriate response to the important services rendered by public safety officers who have been killed or severely injured in the line of duty as a result of the terrorist acts of September 11, 2001."

We join Justice, Interior, FEMA, and the Office of Government Ethics in recommending approval of H.R. 2882, which passed the House by a vote of 413-0 and the Senate by unanimous consent.

A handwritten signature in dark ink, appearing to read "M E Daniels, Jr.", with a stylized flourish at the end.

Mitchell E. Daniels, Jr.
Director

Enclosures

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-14-01 ACTION / CONCURRENCE / COMMENT DUE BY: 9-15-01 NOONSubject: H.R. 2882, EXPEDITED PAYMENT OF BENEFITS TO PUBLIC SAFETY OFFICERS

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD <i>Ok</i>	☒	☐	IRASTORZA	☐	☐
HUGHES <i>Ok</i>	☒	☐	JOHNSON	☐	☒
ROVE	☒	☐	LINDSEY	☒	☐
BOLTEN <i>N/c</i>	☒	☐	SPELLINGS <i>ok</i>	☒	☐
HAGIN	☐	☒	MIERS	☐	☐
DANIELS	☒	☐	RICE <i>N/c concurs</i>	☒	☐
BLAKEMAN	☐	☐	CONNAUGHTON	☐	☐
CALIO <i>ok</i>	☒	☐	DI IULIO	☐	☐
FLEISCHER	☒	☐	GERSON	☐	☐
GONZALES <i>ok</i>	☒	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

REMARKS:

PLEASE FORWARD COMMENTS TO STAFF SECRETARY, X 62702, NO LATER THAN NOON, SATURDAY, SEPTEMBER 15, 2001. THANK YOU.

Moose Cobb's Comments
on H.R. 2882:



It's this consistent
with what
U.S. Military
receive in benefits?

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

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RESPONSE: _____

Harriet E. Miers
 Assistant to the President
 and Staff Secretary
 Ext. 62702



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OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

September 14, 2001

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THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2882 - Expedited Payment of Benefits for Heroic Public
Safety Officers
Sponsors - Rep. Nadler (D) New York and 31 cosponsors

Last Day for Action

September 26, 2001 - Wednesday

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Office of Management and Budget	Approval
Department of Justice	Approval
Department of the Interior	Approval
Federal Emergency Management Agency (FEMA)	Approval (Informally)
Office of Government Ethics	Approval (Informally)
Department of Defense	Defers to Justice (Informally)
Office of Personnel Management	No objection (Informally)
Department of the Treasury	No comment (Informally)

Discussion

Under current law, the Public Safety Officers' Benefits program provides a one-time financial benefit to the eligible survivors of public safety officers whose deaths are the direct and proximate result of a traumatic injury sustained in the line of duty. Disability benefits are

also provided to public safety officers who have been totally disabled in the line of duty by a catastrophic injury, if that injury prevents them from performing gainful work. Under current law, disability benefits are subject to the availability of appropriations, while death benefits are not, i.e., they are mandatory. For purposes of this benefits program, public safety officers include Federal, State, and local law enforcement officers, firefighters, and rescue squad and ambulance crew members, both paid and unpaid. The program was established in 1976. In 1988, the benefit amount was increased from \$50,000 to \$100,000, to be adjusted annually for inflation. The benefit for deaths occurring in FY 2001 is \$151,635.

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H.R. 2882 would require the Department of Justice's Bureau of Justice Assistance to authorize payment to qualified beneficiaries no later than 30 days after receipt of certification from a public agency that a public safety officer employed by that agency was killed or suffered a catastrophic injury as a direct and proximate result of a personal injury sustained in the line of duty in connection with the terrorist attacks of September 11, 2001.

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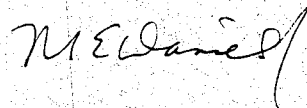
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H.R. 2882 would increase direct spending; therefore, it would be subject to the pay-as-you-go requirements of the Omnibus Budget Reconciliation Act of 1990. As noted above, the pay-as-you-go effect is only related to disability benefit payments, as death benefit payments are already mandatory under current law. OMB's preliminary estimate of the cost of this bill is \$7.6 million.

Conclusion and Recommendations

Justice recommends approval of the enrolled bill. In its views letter, Justice states that the enrolled bill "is a small but appropriate response to the important services rendered by public safety officers who have been killed or severely injured in the line of duty as a result of the terrorist acts of September 11, 2001."

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Mitchell E. Daniels, Jr.
Director

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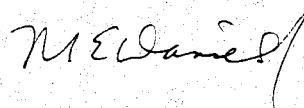
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Mitchell E. Daniels, Jr.
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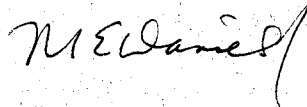
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Justice recommends approval of the enrolled bill. In its views letter, Justice states that the enrolled bill "is a small but appropriate response to the important services rendered by public safety officers who have been killed or severely injured in the line of duty as a result of the terrorist acts of September 11, 2001."

We join Justice, Interior, FEMA, and the Office of Government Ethics in recommending approval of H.R. 2882, which passed the House by a vote of 413-0 and the Senate by unanimous consent.

A handwritten signature in black ink, appearing to read "M E Daniels".

Mitchell E. Daniels, Jr.
Director

Enclosures



U.S. Department of Justice
Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

September 13, 2001

The Honorable Mitchell Daniels, Jr.
Director
Office of Management and Budget
Washington, DC 20503

Dear Mr. Daniels:

This responds to your request for the views and recommendation of the Department of Justice on enrolled bill H.R. 2882, "[t]o provide for the expedited payment of certain benefits for a public safety officer who was killed or suffered a catastrophic injury . . . in the line of duty in connection with the terrorist attacks on September 11, 2001."¹

Section one of the enrolled bill provides that –

Notwithstanding the limitations of [various subsections of sections 1201 and 1202 of] the Omnibus Crime Control and Safe Streets Act of 1968 . . . upon certification by a public agency that a public safety officer employed by such agency was killed or suffered a catastrophic injury as a direct and proximate result of a personal injury sustained in the line of duty . . . in connection with the rescue or recovery efforts related to the terrorist attacks of September 11, 2001, the Director of the Bureau of Justice Assistance shall authorize payment to qualified beneficiaries, said payment to be made not later than 30 days after receipt of such certification, benefits described under" the 1968 Act.

Section 2 of the legislation states that "the terms 'catastrophic injury,' 'public agency,' and 'public safety officer' have the same meanings given such terms in section 1204 of title I" of the 1968 Act (e.g., law enforcement officers, fire fighters, rescue squad

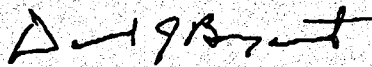
¹We have neither received nor reviewed a facsimile of this enrolled bill. Our examination was based, instead, on a draft bill dated September 12, 2001, which we obtained from your office.

members, and ambulance crew members).

We support enactment of enrolled bill H.R. 2882 and therefore recommend that the President approve it. Its enactment will enable qualifying beneficiaries to obtain payments under the Public Safety Officers' Benefits program more quickly than they otherwise might. This is a small but appropriate response to the important services rendered by public safety officers who have been killed or severely injured in the line of duty as a result of the terrorist acts of September 11, 2001.

Thank you for soliciting our views on this important matter. If we may be of additional assistance, we trust that you will not hesitate to call upon us.

Sincerely,

A handwritten signature in dark ink, appearing to read "D. J. Bryant", with a stylized flourish at the end.

Daniel J. Bryant
Assistant Attorney General



THE SECRETARY OF THE INTERIOR
WASHINGTON

SEP 14 2001

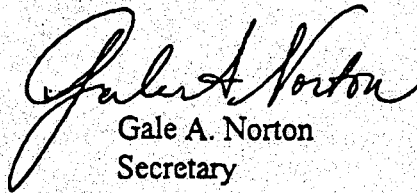
Honorable Mitchell E. Daniels, Jr.
Director, Office of Management and Budget
Attn: Assistant Director for Legislative Reference
Washington, D.C. 20503

Dear Mr. Daniels:

This responds to your request for the views of the Department of the Interior on enrolled bill H.R. 2882, which provides for the expedited payment of certain benefits for public safety officers killed, or suffering catastrophic injury, as a result of the terrorist attacks on September 11, 2001.

I strongly recommend that the President approve this enrolled bill.

Sincerely,



Gale A. Norton
Secretary

107TH CONGRESS
1ST SESSION

H. R. 2882

AN ACT

To provide for the expedited payment of certain benefits for a public safety officer who was killed or suffered a catastrophic injury as a direct and proximate result of a personal injury sustained in the line of duty in connection with the terrorist attacks of September 11, 2001.

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. EXPEDITED PAYMENT FOR HEROIC PUBLIC**
4 **SAFETY OFFICERS.**

5 Notwithstanding the limitations of subsection (b) of
6 section 1201 or the provisions of subsections (c), (d), and
7 (e) of such section or section 1202 of title I of the Omni-
8 bus Crime Control and Safe Streets Act of 1968 (42
9 U.S.C. 3796, 3796a), upon certification by a public agency
10 that a public safety officer employed by such agency was
11 killed or suffered a catastrophic injury as a direct and
12 proximate result of a personal injury sustained in the line
13 of duty as described in section 1201(a) of such Act in con-
14 nection with the rescue or recovery efforts related to the
15 terrorist attacks of September 11, 2001, the Director of
16 the Bureau of Justice Assistance shall authorize payment
17 to qualified beneficiaries, said payment to be made not
18 later than 30 days after receipt of such certification, bene-
19 fits described under subpart 1 of part L of such Act (42
20 U.S.C. 3796 et seq.).

21 **SEC. 2. DEFINITIONS.**

22 For purposes of this Act, the terms “catastrophic in-
23 jury”, “public agency”, and “public safety officer” have
24 the same meanings given such terms in section 1204 of

1 title I of the Omnibus Crime Control and Safe Streets Act
2 of 1968 (42 U.S.C. 3796b).

Passed the House of Representatives September 13,
2001.

Attest:

Clerk.

107TH CONGRESS
1ST SESSION

H. R. 2882

AN ACT

To provide for the expedited payment of certain benefits for a public safety officer who was killed or suffered a catastrophic injury as a direct and proximate result of a personal injury sustained in the line of duty in connection with the terrorist attacks of September 11, 2001.



EXECUTIVE OFFICE OF THE PRESIDENT
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Office of Government Ethics	Approval (Informally)
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Provisions of H.R. 2882

H.R. 2882 would require the Department of Justice's Bureau of Justice Assistance to authorize payment to qualified beneficiaries no later than 30 days after receipt of certification from a public agency that a public safety officer employed by that agency was killed or suffered a catastrophic injury as a direct and proximate result of a personal injury sustained in the line of duty in connection with the terrorist attacks of September 11, 2001.

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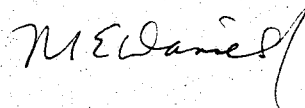
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Justice recommends approval of the enrolled bill. In its views letter, Justice states that the enrolled bill "is a small but appropriate response to the important services rendered by public safety officers who have been killed or severely injured in the line of duty as a result of the terrorist acts of September 11, 2001."

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Mitchell E. Daniels, Jr.
Director

Enclosures



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

01 SEP 14 PM 5:27

September 14, 2001

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THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2882 - Expedited Payment of Benefits for Heroic Public
Safety Officers
Sponsors - Rep. Nadler (D) New York and 31 cosponsors

Last Day for Action

September 26, 2001 - Wednesday

Purpose

Provides for expedited payments of certain benefits for public safety officers who were killed or suffered catastrophic injuries as a direct and proximate result of a personal injury sustained in the line of duty in connection with the terrorist attacks of September 11, 2001.

Agency Recommendations

Office of Management and Budget	Approval
Department of Justice	Approval
Department of the Interior	Approval
Federal Emergency Management Agency (FEMA)	Approval (Informally)
Office of Government Ethics	Approval (Informally)
Department of Defense	Defers to Justice (Informally)
Office of Personnel Management	No objection (Informally)
Department of the Treasury	No comment (Informally)

Discussion

Under current law, the Public Safety Officers' Benefits program provides a one-time financial benefit to the eligible survivors of public safety officers whose deaths are the direct and proximate result of a traumatic injury sustained in the line of duty. Disability benefits are

also provided to public safety officers who have been totally disabled in the line of duty by a catastrophic injury, if that injury prevents them from performing gainful work. Under current law, disability benefits are subject to the availability of appropriations, while death benefits are not, i.e., they are mandatory. For purposes of this benefits program, public safety officers include Federal, State, and local law enforcement officers, firefighters, and rescue squad and ambulance crew members, both paid and unpaid. The program was established in 1976. In 1988, the benefit amount was increased from \$50,000 to \$100,000, to be adjusted annually for inflation. The benefit for deaths occurring in FY 2001 is \$151,635.

Provisions of H.R. 2882

H.R. 2882 would require the Department of Justice's Bureau of Justice Assistance to authorize payment to qualified beneficiaries no later than 30 days after receipt of certification from a public agency that a public safety officer employed by that agency was killed or suffered a catastrophic injury as a direct and proximate result of a personal injury sustained in the line of duty in connection with the terrorist attacks of September 11, 2001.

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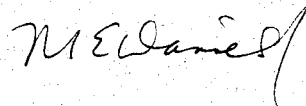
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Conclusion and Recommendations

Justice recommends approval of the enrolled bill. In its views letter, Justice states that the enrolled bill "is a small but appropriate response to the important services rendered by public safety officers who have been killed or severely injured in the line of duty as a result of the terrorist acts of September 11, 2001."

We join Justice, Interior, FEMA, and the Office of Government Ethics in recommending approval of H.R. 2882, which passed the House by a vote of 413-0 and the Senate by unanimous consent.

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Mitchell E. Daniels, Jr.
Director

Enclosures

 *** TX REPORT ***

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 CONNECTION ID
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WHITE HOUSE STAFFING MEMORANDUM

Date: 9-14-01 ACTION / CONCURRENCE / COMMENT DUE BY: 9-15-01 NOON

Subject: H.R. 2882, EXPEDITED PAYMENT OF BENEFITS TO PUBLIC SAFETY OFFICERS

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT →	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	IRASTORZA	☐	☐
HUGHES	☒	☐	JOHNSON	☐	☒
ROVE	☒	☐	LINDSEY	☒	☐
BOLTEN	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☒	MIERS	☐	☐
DANIELS	☒	☐	RICE	☒	☐
BLAKEMAN	☐	☐	CONNAUGHTON	☐	☐
CALIO	☒	☐	DIIULIO	☐	☐
FLEISCHER	☒	☐	GERSON	☐	☐
GONZALES	☒	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

REMARKS:

PLEASE FORWARD COMMENTS TO STAFF SECRETARY, X 62702, NO LATER THAN NOON, SATURDAY, SEPTEMBER 15, 2001. THANK YOU.

X61647

Document No. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-14-01

ACTION / CONCURRENCE / COMMENT DUE BY: 9-15-01 NOON 15 PM 0745

Subject: H.R. 2882, EXPEDITED PAYMENT OF BENEFITS TO PUBLIC SAFETY OFFICERS

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	IRASTORZA	☐	☐
HUGHES	☒	☐	JOHNSON	☒	☒
ROVE	☒	☐	LINDSEY	☒	☐
BOLTEN	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☒	MIERS	☐	☐
DANIELS	☒	☐	RICE	☒	☐
BLAKEMAN	☐	☐	CONNAUGHTON	☐	☐
CALIO	☒	☐	DI IULIO	☐	☐
FLEISCHER	☒	☐	GERSON	☐	☐
GONZALES →	☒	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

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RESPONSE:

OK

-RUB

Harriet E. Miers
 Assistant to the President
 and Staff Secretary
 Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

September 14, 2001

01 SEP 14 PM 3:27

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2882 - Expedited Payment of Benefits for Heroic Public
Safety Officers
Sponsors - Rep. Nadler (D) New York and 31 cosponsors

Last Day for Action

September 26, 2001 - Wednesday

Purpose

Provides for expedited payments of certain benefits for public safety officers who were killed or suffered catastrophic injuries as a direct and proximate result of a personal injury sustained in the line of duty in connection with the terrorist attacks of September 11, 2001.

Agency Recommendations

Office of Management and Budget	Approval
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Discussion

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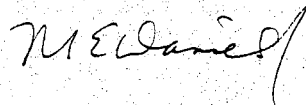
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Conclusion and Recommendations

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Mitchell E. Daniels, Jr.
Director

Enclosures

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-14-01

ACTION / CONCURRENCE / COMMENT DUE BY: 9-15-01 NOON

Subject: H.R. 2882, EXPEDITED PAYMENT OF BENEFITS TO PUBLIC SAFETY OFFICERS

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	IRASTORZA	☐	☐
HUGHES	☒	☐	JOHNSON	☐	☒
ROVE	☒	☐	LINDSEY	☒	☐
BOLTEN →	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☒	MIERS	☐	☐
DANIELS	☒	☐	RICE	☒	☐
BLAKEMAN	☐	☐	CONNAUGHTON	☐	☐
CALIO	☒	☐	DIJULIO	☐	☐
FLEISCHER	☒	☐	GERSON	☐	☐
GONZALES	☒	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

REMARKS:

PLEASE FORWARD COMMENTS TO STAFF SECRETARY, X 62702, NO LATER THAN NOON, SATURDAY, SEPTEMBER 15, 2001. THANK YOU.

no comments

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

September 14, 2001

01 SEP 14 PM 3:27

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2882 - Expedited Payment of Benefits for Heroic Public
Safety Officers
Sponsors - Rep. Nadler (D) New York and 31 cosponsors

Last Day for Action

September 26, 2001 - Wednesday

Purpose

Provides for expedited payments of certain benefits for public safety officers who were killed or suffered catastrophic injuries as a direct and proximate result of a personal injury sustained in the line of duty in connection with the terrorist attacks of September 11, 2001.

Agency Recommendations

Office of Management and Budget	Approval
Department of Justice	Approval
Department of the Interior	Approval
Federal Emergency Management Agency (FEMA)	Approval (Informally)
Office of Government Ethics	Approval (Informally)
Department of Defense	Defers to Justice (Informally)
Office of Personnel Management	No objection (Informally)
Department of the Treasury	No comment (Informally)

Discussion

Under current law, the Public Safety Officers' Benefits program provides a one-time financial benefit to the eligible survivors of public safety officers whose deaths are the direct and proximate result of a traumatic injury sustained in the line of duty. Disability benefits are

also provided to public safety officers who have been totally disabled in the line of duty by a catastrophic injury, if that injury prevents them from performing gainful work. Under current law, disability benefits are subject to the availability of appropriations, while death benefits are not, i.e., they are mandatory. For purposes of this benefits program, public safety officers include Federal, State, and local law enforcement officers, firefighters, and rescue squad and ambulance crew members, both paid and unpaid. The program was established in 1976. In 1988, the benefit amount was increased from \$50,000 to \$100,000, to be adjusted annually for inflation. The benefit for deaths occurring in FY 2001 is \$151,635.

Provisions of H.R. 2882

H.R. 2882 would require the Department of Justice's Bureau of Justice Assistance to authorize payment to qualified beneficiaries no later than 30 days after receipt of certification from a public agency that a public safety officer employed by that agency was killed or suffered a catastrophic injury as a direct and proximate result of a personal injury sustained in the line of duty in connection with the terrorist attacks of September 11, 2001.

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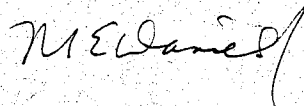
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Conclusion and Recommendations

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Mitchell E. Daniels, Jr.
Director

Enclosures

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-14-01

ACTION / CONCURRENCE / COMMENT DUE BY: 9-15-01 NOON

01 SEP 15 2001

Subject: H.R. 2882, EXPEDITED PAYMENT OF BENEFITS TO PUBLIC SAFETY OFFICERS

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	IRASTORZA	☐	☐
HUGHES	☒	☐	JOHNSON	☐	☒
ROVE	☒	☐	LINDSEY	☒	☐
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HAWKINS	☒	☐		☐	☐

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RESPONSE:



Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

September 14, 2001

01 SEP 14 PM 3:27

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2882 - Expedited Payment of Benefits for Heroic Public
Safety Officers
Sponsors - Rep. Nadler (D) New York and 31 cosponsors

Last Day for Action

September 26, 2001 - Wednesday

Purpose

Provides for expedited payments of certain benefits for public safety officers who were killed or suffered catastrophic injuries as a direct and proximate result of a personal injury sustained in the line of duty in connection with the terrorist attacks of September 11, 2001.

Agency Recommendations

Office of Management and Budget	Approval
Department of Justice	Approval
Department of the Interior	Approval
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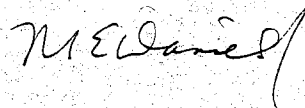
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Mitchell E. Daniels, Jr.
Director

Enclosures

Withdrawal Marker

The George W. Bush Library

FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Routing Memo	H.R. 2882, Expedited Payment of Benefits to Public Safety Officers - To: Staff Secretary - From: Legislative Affairs	1	09/15/2001	P5;

**This marker identifies the original location of the withdrawn item listed above.
For a complete list of items withdrawn from this folder, see the
Withdrawal/Redaction Sheet at the front of the folder.**

COLLECTION:

Executive Clerk, Office Of the

SERIES:

Saunders, G. Timothy (Tim) - Bill Files

FOLDER TITLE:

09/18/2001 [H. R. 2882]

FRC ID:

779

OA Num.:

730

NARA Num.:

1456

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advise between the President and his advisors, or between such advisors [(a)(5) of the PRA]
- P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

Deed of Gift Restrictions

- A. Closed by Executive Order 13526 governing access to national security information.
- B. Closed by statute or by the agency which originated the document.
- C. Closed in accordance with restrictions contained in donor's deed of gift.

Freedom of Information Act - [5 U.S.C. 552(b)]

- b(1) National security classified information [(b)(1) of the FOIA]
- b(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
- b(3) Release would violate a Federal statute [(b)(3) of the FOIA]
- b(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
- b(6) Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]
- b(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

September 14, 2001

01 SEP 14 PM 3:27

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2882 - Expedited Payment of Benefits for Heroic Public
Safety Officers
Sponsors - Rep. Nadler (D) New York and 31 cosponsors

Last Day for Action

September 26, 2001 - Wednesday

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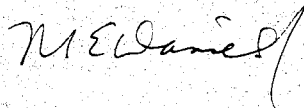
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We join Justice, Interior, FEMA, and the Office of Government Ethics in recommending approval of H.R. 2882, which passed the House by a vote of 413-0 and the Senate by unanimous consent.

A handwritten signature in dark ink, appearing to read "M E Daniels", with a stylized flourish at the end.

Mitchell E. Daniels, Jr.
Director

Enclosures

WHITE HOUSE STAFFING MEMORANDUM

01 SEP 15 PM 3:49

Date: 9-14-01

ACTION / CONCURRENCE / COMMENT DUE BY: 9-15-01 NOON

Subject: H.R. 2882, EXPEDITED PAYMENT OF BENEFITS TO PUBLIC SAFETY OFFICERS

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	IRASTORZA	☐	☐
HUGHES	☒	☐	JOHNSON	☐	☒
ROVE	☒	☐	LINDSEY	☒	☐
BOLTEN	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☒	MIERS	☐	☐
DANIELS	☒	☐	RICE	☒	☐
BLAKEMAN	☐	☐	CONNAUGHTON	☐	☐
CALIO	☒	☐	DI IULIO	☐	☐
FLEISCHER	☒	☐	GERSON	☐	☐
GONZALES	☒	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

REMARKS:

PLEASE FORWARD COMMENTS TO STAFF SECRETARY, X 62702, NO LATER THAN NOON, SATURDAY, SEPTEMBER 15, 2001. THANK YOU.

RESPONSE:

September 15, 2001

NSC concurs. No objection.

Stpl 2 y
 Stephen E. Bregier
 Executive Secretary
 National Security Council

Harriet E. Miers
 Assistant to the President
 and Staff Secretary
 Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

September 14, 2001

01 SEP 14 PM 3:27

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2882 - Expedited Payment of Benefits for Heroic Public
Safety Officers
Sponsors - Rep. Nadler (D) New York and 31 cosponsors

Last Day for Action

September 26, 2001 - Wednesday

Purpose

Provides for expedited payments of certain benefits for public safety officers who were killed or suffered catastrophic injuries as a direct and proximate result of a personal injury sustained in the line of duty in connection with the terrorist attacks of September 11, 2001.

Agency Recommendations

Office of Management and Budget	Approval
Department of Justice	Approval
Department of the Interior	Approval
Federal Emergency Management Agency (FEMA)	Approval (Informally)
Office of Government Ethics	Approval (Informally)
Department of Defense	Defers to Justice (Informally)
Office of Personnel Management	No objection (Informally)
Department of the Treasury	No comment (Informally)

Discussion

Under current law, the Public Safety Officers' Benefits program provides a one-time financial benefit to the eligible survivors of public safety officers whose deaths are the direct and proximate result of a traumatic injury sustained in the line of duty. Disability benefits are

also provided to public safety officers who have been totally disabled in the line of duty by a catastrophic injury, if that injury prevents them from performing gainful work. Under current law, disability benefits are subject to the availability of appropriations, while death benefits are not, i.e., they are mandatory. For purposes of this benefits program, public safety officers include Federal, State, and local law enforcement officers, firefighters, and rescue squad and ambulance crew members, both paid and unpaid. The program was established in 1976. In 1988, the benefit amount was increased from \$50,000 to \$100,000, to be adjusted annually for inflation. The benefit for deaths occurring in FY 2001 is \$151,635.

Provisions of H.R. 2882

H.R. 2882 would require the Department of Justice's Bureau of Justice Assistance to authorize payment to qualified beneficiaries no later than 30 days after receipt of certification from a public agency that a public safety officer employed by that agency was killed or suffered a catastrophic injury as a direct and proximate result of a personal injury sustained in the line of duty in connection with the terrorist attacks of September 11, 2001.

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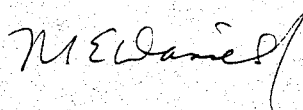
Pay-As-You-Go Scoring

H.R. 2882 would increase direct spending; therefore, it would be subject to the pay-as-you-go requirements of the Omnibus Budget Reconciliation Act of 1990. As noted above, the pay-as-you-go effect is only related to disability benefit payments, as death benefit payments are already mandatory under current law. OMB's preliminary estimate of the cost of this bill is \$7.6 million.

Conclusion and Recommendations

Justice recommends approval of the enrolled bill. In its views letter, Justice states that the enrolled bill "is a small but appropriate response to the important services rendered by public safety officers who have been killed or severely injured in the line of duty as a result of the terrorist acts of September 11, 2001."

We join Justice, Interior, FEMA, and the Office of Government Ethics in recommending approval of H.R. 2882, which passed the House by a vote of 413-0 and the Senate by unanimous consent.

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Mitchell E. Daniels, Jr.
Director

Enclosures

Stewart

Document No. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-14-01

ACTION / CONCURRENCE / COMMENT DUE BY: 9-15-01 NOON

Subject: H.R. 2882, EXPEDITED PAYMENT OF BENEFITS TO PUBLIC SAFETY OFFICERS

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	IRASTORZA	☐	☐
HUGHES	☒	☐	JOHNSON	☐	☒
ROVE	☒	☐	LINDSEY	☒	☐
BOLTEN	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☒	MIERS	☐	☐
DANIELS	☒	☐	RICE	☒	☐
BLAKEMAN	☐	☐	CONNAUGHTON	☐	☐
CALIO	☒	☐	DIIULIO	☐	☐
FLEISCHER	☒	☐	GERSON	☐	☐
GONZALES	☒	☐	CLERK	☐	☒
HAWKINS	☒	☐	_____	☐	☐

REMARKS:

PLEASE FORWARD COMMENTS TO STAFF SECRETARY, X 62702, NO LATER THAN NOON, SATURDAY, SEPTEMBER 15, 2001. THANK YOU.

No Comment. SWD. 9.15

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

September 14, 2001

01 SEP 14 PM 3:27

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2882 - Expedited Payment of Benefits for Heroic Public
Safety Officers
Sponsors - Rep. Nadler (D) New York and 31 cosponsors

Last Day for Action

September 26, 2001 - Wednesday

Purpose

Provides for expedited payments of certain benefits for public safety officers who were killed or suffered catastrophic injuries as a direct and proximate result of a personal injury sustained in the line of duty in connection with the terrorist attacks of September 11, 2001.

Agency Recommendations

Office of Management and Budget	Approval
Department of Justice	Approval
Department of the Interior	Approval
Federal Emergency Management Agency (FEMA)	Approval (Informally)
Office of Government Ethics	Approval (Informally)
Department of Defense	Defers to Justice (Informally)
Office of Personnel Management	No objection (Informally)
Department of the Treasury	No comment (Informally)

Discussion

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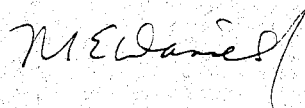
Pay-As-You-Go Scoring

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Mitchell E. Daniels, Jr.
Director

Enclosures

Document No. _____

WHITE HOUSE STAFFING MEMORANDUM

01 SEP 17 AM 8:11

Date: 9-14-01

ACTION / CONCURRENCE / COMMENT DUE BY: 9-15-01 NOON

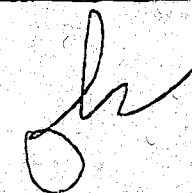
Subject: H.R. 2882, EXPEDITED PAYMENT OF BENEFITS TO PUBLIC SAFETY OFFICERS

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	IRASTORZA	☐	☐
HUGHES	☒	☐	JOHNSON	☐	☒
ROVE	☒	☐	LINDSEY	☒	☐
BOLTEN	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☒	MIERS	☐	☐
DANIELS	☒	☐	RICE	☒	☐
BLAKEMAN	☐	☐	CONNAUGHTON	☐	☐
CALIO	☒	☐	DIIULIO	☐	☐
FLEISCHER	☒	☐	GERSON	☐	☐
GONZALES	☒	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

REMARKS:

PLEASE FORWARD COMMENTS TO STAFF SECRETARY, X 62702, NO LATER THAN NOON, SATURDAY, SEPTEMBER 15, 2001. THANK YOU.

RESPONSE:



Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-14-01

ACTION / CONCURRENCE / COMMENT DUE BY: 9-15-01 NOON

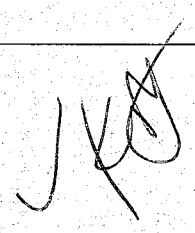
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	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	IRASTORZA	☐	☐
HUGHES →	☒	☐	JOHNSON	☐	☒
ROVE	☒	☐	LINDSEY	☒	☐
BOLTEN	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☒	MIERS	☐	☐
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FLEISCHER	☒	☐	GERSON	☐	☐
GONZALES	☒	☐	CLERK	☐	☒
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REMARKS:

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RESPONSE:



Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

September 14, 2001

01 SEP 14 PM 5:27

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2882 - Expedited Payment of Benefits for Heroic Public
Safety Officers
Sponsors - Rep. Nadler (D) New York and 31 cosponsors

Last Day for Action

September 26, 2001 - Wednesday

Purpose

Provides for expedited payments of certain benefits for public safety officers who were killed or suffered catastrophic injuries as a direct and proximate result of a personal injury sustained in the line of duty in connection with the terrorist attacks of September 11, 2001.

Agency Recommendations

Office of Management and Budget	Approval
Department of Justice	Approval
Department of the Interior	Approval
Federal Emergency Management Agency (FEMA)	Approval (Informally)
Office of Government Ethics	Approval (Informally)
Department of Defense	Defers to Justice (Informally)
Office of Personnel Management	No objection (Informally)
Department of the Treasury	No comment (Informally)

Discussion

Under current law, the Public Safety Officers' Benefits program provides a one-time financial benefit to the eligible survivors of public safety officers whose deaths are the direct and proximate result of a traumatic injury sustained in the line of duty. Disability benefits are

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Provisions of H.R. 2882

H.R. 2882 would require the Department of Justice's Bureau of Justice Assistance to authorize payment to qualified beneficiaries no later than 30 days after receipt of certification from a public agency that a public safety officer employed by that agency was killed or suffered a catastrophic injury as a direct and proximate result of a personal injury sustained in the line of duty in connection with the terrorist attacks of September 11, 2001.

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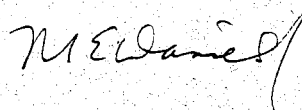
Pay-As-You-Go Scoring

H.R. 2882 would increase direct spending; therefore, it would be subject to the pay-as-you-go requirements of the Omnibus Budget Reconciliation Act of 1990. As noted above, the pay-as-you-go effect is only related to disability benefit payments, as death benefit payments are already mandatory under current law. OMB's preliminary estimate of the cost of this bill is \$7.6 million.

Conclusion and Recommendations

Justice recommends approval of the enrolled bill. In its views letter, Justice states that the enrolled bill "is a small but appropriate response to the important services rendered by public safety officers who have been killed or severely injured in the line of duty as a result of the terrorist acts of September 11, 2001."

We join Justice, Interior, FEMA, and the Office of Government Ethics in recommending approval of H.R. 2882, which passed the House by a vote of 413-0 and the Senate by unanimous consent.

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Mitchell E. Daniels, Jr.
Director

Enclosures

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-14-01 ACTION / CONCURRENCE / COMMENT DUE BY: 9-15-01 NOONSubject: H.R. 2882, EXPEDITED PAYMENT OF BENEFITS TO PUBLIC SAFETY OFFICERS

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD →	☒	☐	IRASTORZA	☐	☐
HUGHES	☒	☐	JOHNSON	☒	☒
ROVE	☒	☐	LINDSEY	☒	☐
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HAGIN	☐	☒	MIERS	☐	☐
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CALIO	☒	☐	DI IULIO	☐	☐
FLEISCHER	☒	☐	GERSON	☐	☐
GONZALES	☒	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

REMARKS:

PLEASE FORWARD COMMENTS TO STAFF SECRETARY, X 62702, NO LATER THAN NOON, SATURDAY, SEPTEMBER 15, 2001. THANK YOU.

RESPONSE:

Ok
AKC

Harriet E. Miers
 Assistant to the President
 and Staff Secretary
 Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

September 14, 2001

01 SEP 14 PM 5:27

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2882 - Expedited Payment of Benefits for Heroic Public
Safety Officers
Sponsors - Rep. Nadler (D) New York and 31 cosponsors

Last Day for Action

September 26, 2001 - Wednesday

Purpose

Provides for expedited payments of certain benefits for public safety officers who were killed or suffered catastrophic injuries as a direct and proximate result of a personal injury sustained in the line of duty in connection with the terrorist attacks of September 11, 2001.

Agency Recommendations

Office of Management and Budget	Approval
Department of Justice	Approval
Department of the Interior	Approval
Federal Emergency Management Agency (FEMA)	Approval (Informally)
Office of Government Ethics	Approval (Informally)
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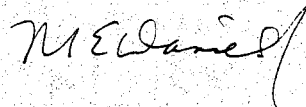
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Mitchell E. Daniels, Jr.
Director

Enclosures



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

01 SEP 14 PM 9:27

September 14, 2001

THE DIRECTOR

BILL IS HERE

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2882 - Expedited Payment of Benefits for Heroic Public
Safety Officers
Sponsors - Rep. Nadler (D) New York and 31 cosponsors

Last Day for Action

September 26, 2001 - Wednesday

Purpose

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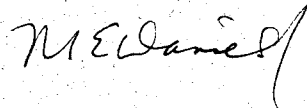
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Mitchell E. Daniels, Jr.
Director

Enclosures

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-14-01ACTION / CONCURRENCE / COMMENT DUE BY: 9-15-01 NOONSubject: H.R. 2882, EXPEDITED PAYMENT OF BENEFITS TO PUBLIC SAFETY OFFICERS

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	IRASTORZA	☐	☐
HUGHES	☒	☐	JOHNSON	☒	☒
ROVE	☒	☐	LINDSEY	☒	☐
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FLEISCHER	☒	☐	GERSON	☐	☐
GONZALES	☒	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

REMARKS:

PLEASE FORWARD COMMENTS TO STAFF SECRETARY, X 62702, NO LATER THAN NOON, SATURDAY, SEPTEMBER 15, 2001. THANK YOU.

RESPONSE: _____

Harriet E. Miers
 Assistant to the President
 and Staff Secretary
 Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

September 14, 2001

01 SEP 14 PM 3:27

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2882 - Expedited Payment of Benefits for Heroic Public
Safety Officers
Sponsors - Rep. Nadler (D) New York and 31 cosponsors

Last Day for Action

September 26, 2001 - Wednesday

Purpose

Provides for expedited payments of certain benefits for public safety officers who were killed or suffered catastrophic injuries as a direct and proximate result of a personal injury sustained in the line of duty in connection with the terrorist attacks of September 11, 2001.

Agency Recommendations

Office of Management and Budget	Approval
Department of Justice	Approval
Department of the Interior	Approval
Federal Emergency Management Agency (FEMA)	Approval (Informally)
Office of Government Ethics	Approval (Informally)
Department of Defense	Defers to Justice (Informally)
Office of Personnel Management	No objection (Informally)
Department of the Treasury	No comment (Informally)

Discussion

Under current law, the Public Safety Officers' Benefits program provides a one-time financial benefit to the eligible survivors of public safety officers whose deaths are the direct and proximate result of a traumatic injury sustained in the line of duty. Disability benefits are

also provided to public safety officers who have been totally disabled in the line of duty by a catastrophic injury, if that injury prevents them from performing gainful work. Under current law, disability benefits are subject to the availability of appropriations, while death benefits are not, i.e., they are mandatory. For purposes of this benefits program, public safety officers include Federal, State, and local law enforcement officers, firefighters, and rescue squad and ambulance crew members, both paid and unpaid. The program was established in 1976. In 1988, the benefit amount was increased from \$50,000 to \$100,000, to be adjusted annually for inflation. The benefit for deaths occurring in FY 2001 is \$151,635.

Provisions of H.R. 2882

H.R. 2882 would require the Department of Justice's Bureau of Justice Assistance to authorize payment to qualified beneficiaries no later than 30 days after receipt of certification from a public agency that a public safety officer employed by that agency was killed or suffered a catastrophic injury as a direct and proximate result of a personal injury sustained in the line of duty in connection with the terrorist attacks of September 11, 2001.

The enrolled bill would also provide that these disability benefit payments would not be subject to the availability of appropriations. This creates the pay-as-you-go cost described below. In view of your September 13, 2001, memo to the Attorney General directing him to expedite payments under this program, the practical effect of this bill would be to ensure that disability payments would not be diminished by any funding constraint.

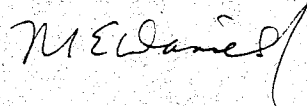
Pay-As-You-Go Scoring

H.R. 2882 would increase direct spending; therefore, it would be subject to the pay-as-you-go requirements of the Omnibus Budget Reconciliation Act of 1990. As noted above, the pay-as-you-go effect is only related to disability benefit payments, as death benefit payments are already mandatory under current law. OMB's preliminary estimate of the cost of this bill is \$7.6 million.

Conclusion and Recommendations

Justice recommends approval of the enrolled bill. In its views letter, Justice states that the enrolled bill "is a small but appropriate response to the important services rendered by public safety officers who have been killed or severely injured in the line of duty as a result of the terrorist acts of September 11, 2001."

We join Justice, Interior, FEMA, and the Office of Government Ethics in recommending approval of H.R. 2882, which passed the House by a vote of 413-0 and the Senate by unanimous consent.

A handwritten signature in black ink, appearing to read "M E Daniels, Jr.", with a stylized flourish at the end.

Mitchell E. Daniels, Jr.
Director

Enclosures

One Hundred Seventh Congress of the United States of America

AT THE FIRST SESSION

*Begun and held at the City of Washington on Wednesday,
the third day of January, two thousand and one*

An Act

To provide for the expedited payment of certain benefits for a public safety officer who was killed or suffered a catastrophic injury as a direct and proximate result of a personal injury sustained in the line of duty in connection with the terrorist attacks of September 11, 2001.

*Be it enacted by the Senate and House of Representatives of
the United States of America in Congress assembled,*

SECTION 1. EXPEDITED PAYMENT FOR HEROIC PUBLIC SAFETY OFFICERS.

Notwithstanding the limitations of subsection (b) of section 1201 or the provisions of subsections (c), (d), and (e) of such section or section 1202 of title I of the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. 3796, 3796a), upon certification by a public agency that a public safety officer employed by such agency was killed or suffered a catastrophic injury as a direct and proximate result of a personal injury sustained in the line of duty as described in section 1201(a) of such Act in connection with the rescue or recovery efforts related to the terrorist attacks of September 11, 2001, the Director of the Bureau of Justice Assistance shall authorize payment to qualified beneficiaries, said payment to be made not later than 30 days after receipt of such certification, benefits described under subpart 1 of part L of such Act (42 U.S.C. 3796 et seq.).

SEC. 2. DEFINITIONS.

For purposes of this Act, the terms "catastrophic injury", "public agency", and "public safety officer" have the same meanings given such terms in section 1204 of title I of the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. 3796b).

Speaker of the House of Representatives

*Vice President of the United States and
President of the Senate*

Pro Tempore.

APPROVED

SEP 18 2001

[Signature]

THE WHITE HOUSE