

119TH CONGRESS
1ST SESSION

S. 907

To amend the Camp Lejeune Justice Act of 2022 to make technical corrections.

IN THE SENATE OF THE UNITED STATES

MARCH 6, 2025

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

A BILL

To amend the Camp Lejeune Justice Act of 2022 to make technical corrections.

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 “Ensuring Justice for
5 Camp Lejeune Victims Act of 2025”.

6 **SEC. 2. TECHNICAL CORRECTIONS TO THE CAMP LEJEUNE**

7 **JUSTICE ACT OF 2022.**

8 Section 804 of the Camp Lejeune Justice Act of 2022
9 (28 U.S.C. 2671 note prec.) is amended—

10 (1) in subsection (b)—

1 (A) by striking “in the United States Dis-
 2 trict Court for the Eastern District of North
 3 Carolina”; and

4 (B) by inserting “, including a latent or
 5 potential harm,” after “appropriate relief for
 6 harm”;

7 (2) by amending subsection (c) to read as fol-
 8 lows:

9 “(c) BURDENS AND STANDARD OF PROOF.—

10 “(1) IN GENERAL.—The party filing an action
 11 under this section shall be entitled to appropriate re-
 12 lief upon showing—

13 “(A) the existence of 1 or more relation-
 14 ships between the type of contaminant in any
 15 water at Camp Lejeune and the type of harm
 16 suffered by the individual, including latent or
 17 potential harm; and

18 “(B) that the individual was present at
 19 Camp Lejeune for a period of not less than 30
 20 days, whether or not consecutive.

21 “(2) EVIDENTIARY STANDARDS.—To meet the
 22 burden of proof described in paragraph (1), a party
 23 shall produce evidence showing that the relationship
 24 between exposure to any level of contaminants of a

1 type in any water at Camp Lejeune and the type of
2 harm is—

3 “(A) sufficient to conclude that a causal
4 relationship exists; or

5 “(B) sufficient to conclude that a causal
6 relationship is at least as likely as not.”;

7 (3) by amending subsection (d) to read as fol-
8 lows:

9 “(d) EXCLUSIVE JURISDICTION AND VENUE.—

10 “(1) IN GENERAL.—The United States District
11 Court for the Eastern District of North Carolina
12 shall have exclusive jurisdiction and venue for co-
13 ordinated or consolidated pretrial administrative and
14 procedural matters and resolution over any action
15 filed under subsection (b).

16 “(2) TRANSFER.—A party filing an action
17 under subsection (b) may transfer such action to
18 any district court of the United States situated with-
19 in the fourth judicial circuit for pretrial and trial of
20 such action, including the adjudication of all evi-
21 dentiary motions.

22 “(3) JURY TRIAL.—Any action against the
23 United States under subsection (b) shall, at the re-
24 quest of either party to such action, be tried by the
25 court with a jury.

1 “(4) EXPEDITED DISPOSITION.—The court
2 shall advance an action filed under subsection (b) on
3 the docket, and expedite the disposition of such ac-
4 tion to the greatest extent possible.”;

5 (4) in subsection (e)—

6 (A) in paragraph (1), by striking “latent
7 disease” and inserting “latent or potential
8 harm”; and

9 (B) by striking paragraph (2) and insert-
10 ing the following:

11 “(2) HEALTH AND DISABILITY BENEFITS RE-
12 LATING TO WATER EXPOSURE.—

13 “(A) CLAIMS SETTLED BEFORE FILING.—

14 An award to an individual, or legal representa-
15 tive of an individual, under this section that is
16 made pursuant to a settlement entered before a
17 civil action under subsection (b) is commenced
18 shall not be offset.

19 “(B) CLAIMS RESOLVED AFTER FILING.—

20 An award to an individual, or legal representa-
21 tive of an individual, under this section that is
22 made pursuant to a settlement entered or judg-
23 ment rendered after a civil action under sub-
24 section (b) is commenced shall be offset to the
25 extent permitted by applicable law by the

1 amount of any disability award, payment, or
2 benefit provided to the individual, or legal rep-
3 resentative—

4 “(i) under—

5 “(I) any program under the laws
6 administered by the Secretary of Vet-
7 erans Affairs;

8 “(II) the Medicare program
9 under title XVIII of the Social Secu-
10 rity Act (42 U.S.C. 1395 et seq.); or

11 “(III) the Medicaid program
12 under title XIX of the Social Security
13 Act (42 U.S.C. 1396 et seq.); and

14 “(ii) in connection with health care or
15 a disability relating to exposure to the
16 water at Camp Lejeune.”; and

17 (5) by adding at the end the following:

18 “(k) ATTORNEY FEES.—

19 “(1) IN GENERAL.—The total amount of attor-
20 neys fees under this section shall be in an amount
21 that is not more than—

22 “(A) 20 percent of any settlement entered
23 into before a civil action under subsection (b) is
24 commenced; or

1 “(B) 25 percent of any judgement ren-
2 dered or settlement entered into after a civil ac-
3 tion under subsection (b) is commenced.

4 “(2) DIVISION OF FEES.—A division of a fee
5 under paragraph (1) between attorneys who are not
6 in the same firm may be made only if the division
7 is in proportion to the services performed by each
8 attorney.

9 “(3) RULE OF CONSTRUCTION.—Nothing in
10 this subsection shall prohibit an individual or the
11 legal representative of an individual and such indi-
12 vidual’s or representative’s attorney from agreeing to
13 a fee award that is less than the maximum percent-
14 age specified in paragraph (1).”.

15 **SEC. 3. EFFECTIVE DATE.**

16 This Act and the amendments made by this Act shall
17 take effect as if enacted on August 10, 2022, and shall
18 apply to any claim or action under section 804 of the
19 Camp Lejeune Justice Act of 2022 that is pending on,
20 or filed on or after, the date of enactment of this Act.

21 **SEC. 4. RULE OF CONSTRUCTION.**

22 Nothing in this Act or an amendment made by this
23 Act shall be construed to modify the applicability or stat-
24 ute of limitations provisions under section 804(j) of the

- 1 Camp Lejeune Justice Act of 2022 (28 U.S.C. 2671 note
- 2 prec.).

