or employee of the Peace Corps, a person serving the Peace Corps under invi-
tational travel orders, or a Peace Corps Volunteer or trainee while acting within
the scope of his office or employment.

(b) This subpart is not applicable to claims arising in a foreign country; it is
applicable to claims arising in Puerto Rico and the Virgin Islands.

(c) This subpart is issued subject to and consistent with applicable regulations
on administrative claims under the Federal Tort Claims Act issued by the
Attorney General (28 CFR part 14).

(d) For the purposes of this subpart, the term "General Counsel" means the
General Counsel of the Peace Corps or his designee.

§ 304.3 Administrative claim; who may file.

(a) A claim for injury to or loss of property may be presented by the
owner of the property, his duly authorized agent, or his legal representa-
tive.

(b) A claim for personal injury may be presented by the injured person, his
duly authorized agent, or his legal representa-
tive.

(c) A claim based on death may be presented by the executor or adminis-
trator of the decedent’s estate, or by any other person legally entitled to as-
sert such a claim in accordance with applicable State law.

(d) A claim for loss wholly com-
penated by an insurer with the rights
of a subrogee may be presented by the
insurer. Claim for loss partially com-
penated by an insurer with the rights
of a subrogee may be presented by the
insurer or the insured individually, as
their respective interests appear, or
jointly. Whenever an insurer presents a
claim asserting the rights of a subrogee, he shall present with his
claim appropriate evidence that he has the
rights of a subrogee.

(e) A claim presented by an agent or
legal representative shall be presented
in the name of the claimant, be signed
by the agent or legal representative,
show the title or legal capacity of the
person signing, and be accompanied by
evidence of his authority to present a
claim on behalf of the claimant.

§ 304.4 Administrative claim; evidence
and information to be submitted.

(a) Personal injury. In support of a
claim for personal injury, including
pain and suffering, the claimant may
be required to submit the following
evidence or information:

(1) A written report by his attending
physician or dentist setting forth the
nature and extent of the injury, nature
and extent of treatment, any degree of
temporary or permanent disability, the
prognosis, period of hospitalization,
and any diminished earning capacity.
In addition, the claimant may be re-
quired to submit to a physical or men-
tal examination by a physician em-
ployed or designated by the Peace
Corps or another Federal agency. A
copy of the report of the examining
physician shall be made available to

(b) A claimant shall mail or deliver
his claim to the General Counsel,
Peace Corps, 1111 20th Street, NW.,
Washington, DC 20526.

[34 FR 5840, Mar. 28, 1969, as amended at 72
FR 4206, Jan. 30, 2007]
§ 304.5 Investigations.

The Peace Corps may investigate, or the General Counsel may request any other Federal agency to investigate, a claim filed under this subpart.

§ 304.6 Claims investigation.

(a) When a claim has been filed with the Peace Corps, the General Counsel will send a copy of the claim to the head of the office concerned and ask him to designate one employee of that office who shall act as, and who shall be referred to herein as, the Claims Investigating Officer for that particular claim. The Claims Investigating Officer shall, with the advice of the General Counsel, where necessary:

(1) Investigate as completely as is practicable the nature and circumstances of the occurrence causing