

107TH CONGRESS
1ST SESSION

H. R. 2767

To amend title 36, United States Code, to provide for maintenance by the American Battle Monuments Commission of a memorial park in Nairobi, Kenya, honoring the persons killed by the bombing of the United States Embassy.

IN THE HOUSE OF REPRESENTATIVES

AUGUST 2, 2001

Mr. JEFFERSON introduced the following bill; which was referred to the Committee on International Relations

A BILL

To amend title 36, United States Code, to provide for maintenance by the American Battle Monuments Commission of a memorial park in Nairobi, Kenya, honoring the persons killed by the bombing of the United States Embassy.

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. FINDINGS.**

4 The Congress finds that—

5 (1) the United States Embassy in Nairobi,
6 Kenya, was the target of terrorist activity on August

1 7, 1998, when a small truck exploded in very close
2 proximity to the rear corner of the embassy;

3 (2) the mid-morning explosion killed 213 people
4 and severely damaged the Embassy;

5 (3) this unconscionable act of terrorism resulted
6 in the tragic loss of life of United States Foreign
7 Service officers, Department of Defense personnel,
8 military personnel, a family member of an employee
9 of the Centers for Disease Control and Prevention,
10 Kenyan personnel working at the Embassy, and a
11 large number of Kenyan citizens who happened to be
12 near the Embassy;

13 (4) twelve United States citizens, including For-
14 eign Service Officers and military personnel, were
15 killed in this bombing explosion, and 5,000 people
16 were injured; and

17 (5) a memorial trust, named the “August 7th
18 Memorial Trust”, has been established with ex offi-
19 cio representation by the United States Embassy
20 and in cooperation with the Kenyan Government, to
21 turn the former site of the United States Embassy
22 into a memorial park to commemorate those who
23 were killed and wounded in the bomb blast.

1 SEC. 2. MEMORIAL PARK.

2 (a) IN GENERAL.—Chapter 21 of title 36, United
3 States Code, is amended by adding at the end the fol-
4 lowing new section:

5 “§ 2115. Kenyan Embassy Memorial Park

6 “(a) IN GENERAL.—After an agreement is made be-
7 tween the United States Government and the Government
8 of Kenya, the American Battle Monuments Commission
9 shall maintain the memorial park at the site of the former
10 United States Embassy in Nairobi, Kenya, honoring the
11 persons killed by the bombing of the embassy on August
12 7, 1998.

13 “(b) PERSONNEL.—The Commission may employ
14 necessary personnel to carry out this section.

15 “(c) AUTHORITY TO SOLICIT CONTRIBUTIONS.—To
16 carry out this section, the Commission may solicit and ac-
17 cept private contributions and shall deposit the contribu-
18 tions in the fund established by subsection (d).

19 “(d) FUND.—

20 “(1) ESTABLISHMENT.—There is established a
21 fund in the Treasury that shall be available to the
22 Commission without further appropriation to carry
23 out this section. The fund consists of amounts de-
24 scribed in paragraphs (2) and (3).

25 “(2) CONTRIBUTIONS AND APPROPRIATIONS.—
26 The Commission shall deposit into the fund the

1 amounts that are accepted under subsection (c) and
2 any amounts appropriated under subsection (e).

3 “(3) INTEREST FROM INVESTMENTS.—The Sec-
4 retary of the Treasury shall invest any part of the
5 fund that the Commission determines is not required
6 to meet current expenses. Each investment shall be
7 made in an interest-bearing obligation of the United
8 States Government, or an obligation that has its
9 principal and interest guaranteed by the Govern-
10 ment, that the Commission decides has a maturity
11 suitable for the fund. The Secretary of the Treasury
12 shall credit to the fund the interest on, and the pro-
13 ceeds from the sale or redemption of, obligations
14 held in the fund.

15 “(4) AMOUNTS NOT EXPENDED.—Amounts in
16 the fund exceeding the cost of carrying out this sec-
17 tion, as decided by the Commission, shall be depos-
18 ited in the Treasury as miscellaneous receipts to re-
19 imburse the United States Government for amounts
20 appropriated under subsection (e).

21 “(e) AUTHORIZATION OF APPROPRIATIONS.—There
22 are authorized to be appropriated to the Commission such
23 sums as may be necessary for carrying out this section.”.

1 (b) TABLE OF CONTENTS.—The table of sections at
2 the beginning of such chapter is amended by adding at
3 the end the following new item:

“2115. Kenyan Embassy Memorial Park.”

