

108TH CONGRESS  
1ST SESSION

# S. 638

To repeal the provision of the September 11th Victim Compensation Fund of 2001 that requires the reduction of a claimant's compensation by the amount of any collateral source compensation payments the claimant is entitled to receive, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

MARCH 18, 2003

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

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## A BILL

To repeal the provision of the September 11th Victim Compensation Fund of 2001 that requires the reduction of a claimant's compensation by the amount of any collateral source compensation payments the claimant is entitled to receive, and for other purposes.

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 “September 11th Victim  
5 Compensation Fund Fairness Act of 2003”.

1 **SEC. 2. REPEAL OF COLLATERAL COMPENSATION PROVI-**  
2 **SION.**

3 (a) REPEAL OF COLLATERAL COMPENSATION PROVI-  
4 SION.—Section 405(b)(6) of the September 11th Victim  
5 Compensation Fund of 2001 (49 U.S.C. 40101 note) is  
6 repealed.

7 (b) APPLICATION OF THE SEPTEMBER 11TH VICTIM  
8 COMPENSATION FUND OF 2001.—The compensation pro-  
9 gram established under the September 11th Victim Com-  
10 pensation Fund of 2001 (49 U.S.C. 40101 note) shall be  
11 administered as if section 405(b)(6) of that Act had not  
12 been enacted.

13 **SEC. 3. AMENDMENT OF COLLATERAL SOURCE DEFINI-**  
14 **TION.**

15 Paragraph (6) of section 402 of the September 11th  
16 Victim Compensation Fund of 2001 (49 U.S.C. 40101  
17 note) is amended by adding at the end the following: “The  
18 term ‘collateral source’ does not include payments or other  
19 assistance received from a nonprofit organization, if such  
20 organization is described in paragraph (3) or (4) of section  
21 501(c) of the Internal Revenue Code of 1986 and is ex-  
22 empt from tax under section 501(a) of such Code.”.

