

115TH CONGRESS
2D SESSION

S. 2871

To amend the Omnibus Crime Control and Safe Streets Act of 1968 to extend public safety officers' death benefits to fire police officers.

IN THE SENATE OF THE UNITED STATES

MAY 16, 2018

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

A BILL

To amend the Omnibus Crime Control and Safe Streets Act of 1968 to extend public safety officers' death benefits to fire police officers.

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 “Fire Police Fairness
5 Act”.

1 **SEC. 2. EXTENDING PUBLIC SAFETY OFFICER DEATH BENE-**
 2 **FITS TO FIRE POLICE.**

3 (a) IN GENERAL.—Section 1204 of title I the Omni-
 4 bus Crime Control and Safe Streets Act of 1968 (34
 5 U.S.C. 10284) is amended—

6 (1) by redesignating paragraphs (5) through
 7 (9) as paragraphs (6) through (10), respectively;

8 (2) by inserting after paragraph (4) the fol-
 9 lowing new paragraph:

10 “(5) ‘fire police officer’ includes an individual
 11 who—

12 “(A) is serving in accordance with State or
 13 local law as an officially recognized or des-
 14 ignated member of a legally organized public
 15 safety agency but is not a law enforcement offi-
 16 cer, a firefighter, a chaplain, or a member of a
 17 rescue squad or ambulance crew described in
 18 paragraph (10)(D); and

19 “(B) provides scene security or directs
 20 traffic—

21 “(i) in response to any fire drill, fire
 22 call, or other fire, rescue, or police emer-
 23 gency; or

24 “(ii) at a planned special event;”; and

1 (3) in paragraph (10)(A), as so redesignated,
2 by inserting “as a fire police officer,” after “fire-
3 fighter,”.

4 (b) TECHNICAL AND CONFORMING AMENDMENT.—
5 Section 611(a) of the Uniting and Strengthening America
6 by Providing Appropriate Tools Required to Intercept and
7 Obstruct Terrorism Act of 2001 (34 U.S.C. 10286(a)) is
8 amended—

9 (1) by striking “section 1204(7)(B)” and in-
10 serting “section 1204(8)(B) of title I”; and

11 (2) by striking “(42 U.S.C. 3796b(7)(B))” and
12 inserting “(34 U.S.C. 10284(8)(B))”.

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