

MDC

12 JAN 1979

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96TH CONGRESS  
1ST SESSION

# H. R. 6099

To amend the Military Personnel and Civilian Employees' Claims Act of 1964, as amended, with respect to the settlement of claims against the United States by members of the uniformed services and civilian officers and employees for damage to, or loss of, personal property incident to their service.

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## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 11, 1979

Mr. RODINO (by request) introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To amend the Military Personnel and Civilian Employees' Claims Act of 1964, as amended, with respect to the settlement of claims against the United States by members of the uniformed services and civilian officers and employees for damage to, or loss of, personal property incident to their service.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*  
3 That section 3 of the Military Personnel and Civilian Em-  
4 ployees' Claims Act of 1964, as amended (78 Stat. 767, as  
5 amended; 31 U.S.C. 241), is amended as follows:

1 (1) by striking out "\$15,000" in subsection (a)(1)  
2 and inserting in place thereof "\$25,000";

3 (2) by striking out "\$15,000" in subsection (b)(1)  
4 and inserting in place thereof "\$25,000"; and

5 (3) by inserting the following new subsection:

6 "(g) Notwithstanding the monetary limitation im-  
7 posed in subsection (a)(1) and (b)(1), or any other pro-  
8 vision of law, and subject to any policies the President  
9 may prescribe, the Secretary of a military department,  
10 the Secretary of Transportation with respect to the  
11 Coast Guard when it is not operating as part of the  
12 Navy, the Secretary of Defense, or the head of any  
13 other agency or his designee may, under such regula-  
14 tions as he may prescribe, settle and pay a claim  
15 against the United States for not more than \$35,000  
16 made by a member of the uniformed services or by a  
17 civilian officer or employee under the jurisdiction of the  
18 department, agency, or the Coast Guard, concerned,  
19 for damage to, or loss of, personal property incident to  
20 service outside the United States and possessions or  
21 trust territory of the United States, when competent  
22 authority orders evacuation for reasons which create  
23 imminent danger to the life or lives of the member, of-  
24 ficer, or employee, or his dependents or immediate  
25 family, as the case may be. Claims arising from dam-

1       age to, or loss of, personal property incident to service  
2       under this subsection shall include such claims for dam-  
3       age or loss as arise in circumstances which competent  
4       authority determine precipitated an order of evacua-  
5       tion.”.

6       SEC. 2. (a) The amendments provided in subsections (1)  
7       and (2) of this Act shall apply to claims based upon damage  
8       to, or loss of, personal property which occurs after the date of  
9       the enactment.

10       (b) The amendment provided in subsection (3) of this  
11       Act shall apply to claims based upon damage to, or loss of,  
12       personal property which occurs after December 31, 1978.

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