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(Original Signature of Member)

119TH CONGRESS  
1ST SESSION

**H. R.** \_\_\_\_\_

To provide compensation for United States victims of Libyan State-sponsored terrorism, and for other purposes.

\_\_\_\_\_  
IN THE HOUSE OF REPRESENTATIVES

Mrs. KIM introduced the following bill; which was referred to the Committee  
on \_\_\_\_\_

\_\_\_\_\_  
**A BILL**

To provide compensation for United States victims of Libyan State-sponsored terrorism, 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 “Justice for the Living  
5       Victims of Lockerbie Act”.

6       **SEC. 2. DEFINED TERM.**

7       In this Act, the term “compensable living victim of  
8       Libyan State-sponsored terrorism” means an individual  
9       who—

1 (1) is a United States person;

2 (2) was 45 years of age or older on December  
3 3, 1991;

4 (3) was employed by Pan American World Air-  
5 ways, Inc., on December 3, 1991;

6 (4) was a named claimant in *Abbott et al. v.*  
7 *Socialist People's Libyan Arab Jamahiriya* (case  
8 number 1:94-cv-02444-SS) in the United States  
9 District Court for the District of Columbia; and

10 (5) was alive on August 14, 2008.

11 **SEC. 3. LIVING VICTIMS OF LOCKERBIE CLAIMS TRUST**  
12 **FUND.**

13 (a) ESTABLISHMENT.—Not later than 30 days after  
14 the date of the enactment of this Act, the Secretary of  
15 the Treasury shall establish, in the Treasury of the United  
16 States, a trust fund, to be known as the “Living Victims  
17 of Lockerbie Claims Trust Fund” (in this section referred  
18 to as the “Fund”) for the payment of claims submitted  
19 by compensable living victims of Libyan State-sponsored  
20 terrorism under section 4.

21 (b) APPROPRIATIONS.—Once the Fund is established  
22 pursuant to subsection (a), there shall be appropriated to  
23 the Fund, out of any money in the Treasury of the United  
24 States not otherwise appropriated, \$42,066,338, to remain  
25 available until expended, which shall be made available to

1 provide compensation to compensable living victims of Lib-  
2 yan State-sponsored terrorism.

3 **SEC. 4. COMPENSATION FOR LIVING VICTIMS OF LIBYAN**  
4 **STATE-SPONSORED TERRORISM.**

5 (a) CERTIFICATION BY THE FOREIGN CLAIMS SET-  
6 TLEMENT COMMISSION.—The Foreign Claims Settlement  
7 Commission shall—

8 (1) not later than 30 days after the date of the  
9 enactment of this Act, publish in the Federal Reg-  
10 ister a notice of a process for filing claims on behalf  
11 of compensable living victims of Libyan State-spon-  
12 sored terrorism, which shall include a deadline for  
13 the filing of claims of not later than the date that  
14 is 60 days after the date of publication of the notice;

15 (2) not later than 60 days after the end of the  
16 period for filing claims described in paragraph (1)—

17 (A) determine if each individual who sub-  
18 mitted a claim under that paragraph is a com-  
19 pensable living victim of Libyan State-spon-  
20 sored terrorism; and

21 (B) approve the claim of each individual  
22 the Commission determines under subpara-  
23 graph (A) to be a compensable living victim of  
24 Libyan State-sponsored terrorism; and

1           (3) upon approving a claim under paragraph  
2           (2)(B), certify approval of the claim to the Secretary  
3           of the Treasury for purposes of authorization of pay-  
4           ment under subsection (b).

5           (b) PAYMENTS AUTHORIZED.—Upon receiving a cer-  
6           tification from the Foreign Claims Settlement Commission  
7           under subsection (a)(3), the Secretary of the Treasury  
8           shall make payments from the Fund to compensable living  
9           victims of Libyan State-sponsored terrorism in accordance  
10          with subsection (c).

11          (c) COMPENSATION.—

12           (1) IN GENERAL.—Upon a certification by the  
13           Foreign Claims Settlement Commission under sub-  
14           section (a)(3) of the claim of a compensable living  
15           victim of Libyan State-sponsored terrorism, the  
16           claimant (or, in the case of a deceased claimant, the  
17           personal representative of the claimant's estate)  
18           shall be entitled to an award in an amount equal  
19           to—

20                   (A) \$42,066,338, divided by

21                   (B) the total number of claims certified  
22           under subsection (a)(3).

23           (2) REPRESENTATIVE.—If a putative claimant  
24           that otherwise qualifies for compensation under this

- 1 section is deceased, a personal representative may
- 2 bring a claim on behalf of the estate of the claimant.