

119TH CONGRESS
2D SESSION

H. R. 8802

To provide compensation to law enforcement officers who defended the United States Capitol during the events that occurred at or near the United States Capitol on January 6, 2021, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 13, 2026

Mr. RASKIN (for himself, Ms. ELFRETH, Ms. NORTON, Ms. CHU, Ms. WILSON of Florida, Mr. LYNCH, Ms. SIMON, Mr. CISNEROS, Mr. SUOZZI, Mr. WALKINSHAW, Ms. PETTERSEN, Mr. CORREA, Ms. KAMLAGER-DOVE, Mrs. MCBATH, Mr. NEAL, Ms. DEAN of Pennsylvania, Mr. THOMPSON of Mississippi, Mr. NADLER, Mr. CARBAJAL, Ms. JAYAPAL, Mr. MULLIN, Mr. MANNION, Mrs. BEATTY, Mrs. WATSON COLEMAN, Mr. COHEN, Mr. KENNEDY of New York, Mr. SUBRAMANYAM, Mr. GOLDMAN of New York, Mrs. FLETCHER, Mr. CARSON, Mr. JOHNSON of Georgia, Ms. SCANLON, Ms. KELLY of Illinois, Ms. RANDALL, Mr. MORELLE, Mrs. McCLAIN DELANEY, Ms. SALINAS, Ms. PELOSI, Ms. CROCKETT, Mr. THANEDAR, Mr. LIEU, Ms. LOFGREN, Ms. ROSS, Mr. GARAMENDI, Mr. AGUILAR, Mr. FIGURES, Mr. NEGUSE, Ms. BALINT, Mr. OLSZEWSKI, and Ms. ESCOBAR) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To provide compensation to law enforcement officers who defended the United States Capitol during the events that occurred at or near the United States Capitol on January 6, 2021, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “January 6th Law En-
3 forcement Heroes Compensation Fund Act”.

4 **SEC. 2. DEFINITIONS.**

5 In this Act, the following definitions apply:

6 (1) CLAIMANT.—The term “claimant” means
7 an individual filing a claim for compensation under
8 section 5(a)(1).

9 (2) COLLATERAL SOURCE.—The term “collat-
10 eral source” means all collateral sources, including
11 life insurance, pension funds, death benefit pro-
12 grams, and payments by Federal, State, or local
13 governments related to the events that occurred at
14 or near the United States Capitol on January 6,
15 2021.

16 (3) ECONOMIC LOSS.—The term “economic
17 loss” means any pecuniary loss resulting from harm
18 (including the loss of earnings or other benefits re-
19 lated to employment, medical expense loss, replace-
20 ment services loss, loss due to death, including sui-
21 cide or any other death that is reasonably attrib-
22 utable to the claimant’s service on January 6, 2021,
23 burial costs, and loss of business or employment op-
24 portunities) to the extent recovery for such loss is al-
25 lowed under applicable State law.

1 (4) ELIGIBLE INDIVIDUAL.—The term “eligible
2 individual” means an individual determined to be eli-
3 gible for compensation under section 5(c).

4 (5) NONECONOMIC LOSSES.—The term “non-
5 economic losses” means losses for physical, emo-
6 tional, and psychological pain, suffering, physical im-
7 pairment, mental anguish, post traumatic stress dis-
8 order, disfigurement, loss of enjoyment of life, loss
9 of society and companionship, loss of consortium
10 (other than loss of domestic service), hedonic dam-
11 ages, injury to reputation, and all other nonpecu-
12 niary losses of any kind or nature.

13 (6) SPECIAL MASTER.—The term “Special Mas-
14 ter” means the Special Master appointed under sec-
15 tion 4(a).

16 **SEC. 3. PURPOSE.**

17 It is the purpose of this Act to provide compensation
18 to law enforcement officers who defended the United
19 States Capitol during the events that occurred at or near
20 the United States Capitol on January 6, 2021, and to
21 compensate those officers who were injured, including
22 mental or emotional injury, or who lost their lives as a
23 result of such attack.

1 **SEC. 4. ADMINISTRATION.**

2 (a) IN GENERAL.—The Attorney General, acting
3 through a Special Master appointed by the Attorney Gen-
4 eral, shall—

5 (1) administer the compensation program es-
6 tablished under this Act;

7 (2) promulgate all procedural and substantive
8 rules for the administration of this Act; and

9 (3) employ and supervise hearing officers and
10 other administrative personnel to perform the duties
11 of the Special Master under this Act.

12 (b) AUTHORIZATION OF APPROPRIATIONS.—There
13 are authorized to be appropriated such sums as may be
14 necessary to pay the administrative and support costs for
15 the Special Master in carrying out this Act.

16 **SEC. 5. DETERMINATION OF ELIGIBILITY FOR COMPENSA-**
17 **TION.**

18 (a) FILING OF CLAIM.—

19 (1) IN GENERAL.—A claimant may file a claim
20 for compensation under this Act with the Special
21 Master. The claim shall be on the form developed
22 under paragraph (2) and shall state the factual basis
23 for eligibility for compensation and the amount of
24 compensation sought.

25 (2) CLAIM FORM.—

1 (A) IN GENERAL.—The Special Master
2 shall develop a claim form that claimants shall
3 use when submitting claims under paragraph
4 (1). The Special Master shall ensure that such
5 form can be filed electronically, if determined to
6 be practicable.

7 (B) CONTENTS.—The form developed
8 under subparagraph (A) shall request—

9 (i) information from the claimant con-
10 cerning their service as an active duty law
11 enforcement officer in defense of the
12 United States Capitol on January 6, 2021;

13 (ii) information from the claimant
14 concerning the physical, emotional, and
15 psychological harm that the claimant suf-
16 fered, or in the case of a claim filed on be-
17 half of a decedent, information confirming
18 the decedent’s death, as a result of the
19 events that occurred at or near the United
20 States Capitol on January 6, 2021, includ-
21 ing suicide or any other death that is rea-
22 sonably attributable to the claimant’s serv-
23 ice on January 6, 2021;

24 (iii) information from the claimant
25 concerning any possible economic and non-

1 economic losses that the claimant suffered
2 as a result of such events; and

3 (iv) information regarding collateral
4 sources of compensation the claimant has
5 received or is entitled to receive as a result
6 of such events.

7 (3) LIMITATION.—No claim may be filed under
8 paragraph (1) after the date that is 3 years after
9 the date on which regulations are promulgated
10 under section 7.

11 (b) REVIEW AND DETERMINATION.—

12 (1) REVIEW.—The Special Master shall review
13 a claim submitted under subsection (a) and deter-
14 mine—

15 (A) whether the claimant is an eligible in-
16 dividual under subsection (c); and

17 (B) with respect to a claimant determined
18 to be an eligible individual—

19 (i) the extent of the harm to the
20 claimant, including any economic and non-
21 economic losses; and

22 (ii) the amount of compensation to
23 which the claimant is entitled based on the
24 harm to the claimant, the facts of the

1 claim, and the individual circumstances of
2 the claimant.

3 (2) NEGLIGENCE.—With respect to a claimant,
4 the Special Master shall not consider negligence or
5 any other theory of liability.

6 (3) DETERMINATION.—Not later than 120 days
7 after that date on which a claim is filed under sub-
8 section (a), the Special Master shall complete a re-
9 view, make a determination, and provide written no-
10 tice to the claimant, with respect to the matters that
11 were the subject of the claim under review. Such a
12 determination shall be final and not subject to judi-
13 cial review.

14 (4) RIGHTS OF CLAIMANT.—A claimant in a re-
15 view under paragraph (1) shall have—

16 (A) the right to be represented by an at-
17 torney;

18 (B) the right to present evidence, including
19 the presentation of witnesses and documents;
20 and

21 (C) any other due process rights deter-
22 mined appropriate by the Special Master.

23 (5) NO PUNITIVE DAMAGES.—The Special Mas-
24 ter may not include amounts for punitive damages

1 in any compensation paid under a claim under this
2 Act.

3 (6) COLLATERAL COMPENSATION.—The Special
4 Master shall reduce the amount of compensation de-
5 termined under paragraph (1)(B)(ii) by the amount
6 of the collateral source compensation the claimant
7 has received or is entitled to receive as a result of
8 the events that occurred at or near the United
9 States Capitol on January 6, 2021.

10 (c) ELIGIBILITY.—

11 (1) IN GENERAL.—A claimant shall be deter-
12 mined to be an eligible individual for purposes of
13 this subsection if the Special Master determines that
14 such claimant—

15 (A) is an individual described in paragraph

16 (2); and

17 (B) meets the requirements of paragraph

18 (3).

19 (2) INDIVIDUALS.—A claimant is an individual
20 described in this paragraph if the claimant is—

21 (A) an individual who—

22 (i) served as an active duty law en-
23 forcement officer in defense of the United
24 States Capitol on January 6, 2021; and

1 (ii) suffered economic loss, non-
2 economic loss, or death as a result of the
3 attack on the United States Capitol, in-
4 cluding suicide or other death that is rea-
5 sonably attributable to the claimant's serv-
6 ice on January 6, 2021; or

7 (B) in the case of a decedent who is an in-
8 dividual described in subparagraph (A), the per-
9 sonal representative of the decedent who files a
10 claim on behalf of the decedent.

11 (3) REQUIREMENTS.—Not more than one claim
12 may be submitted under this Act by an individual or
13 on behalf of a deceased individual.

14 **SEC. 6. PAYMENTS TO ELIGIBLE INDIVIDUALS FOR DEATH**
15 **OR INJURY.**

16 (a) IN GENERAL.—Not later than 180 days after the
17 date on which a determination is made by the Special Mas-
18 ter regarding the amount of compensation due a claimant
19 under this Act under section 5(b), the Special Master shall
20 authorize payment to such claimant of the amount deter-
21 mined with respect to the claimant.

22 (b) MINIMUM PAYMENT AMOUNTS FOR DEATH.—In
23 the case of any claim payable under this Act for death,
24 including suicide or any other death that is reasonably at-

1 tributable to the claimant’s service on January 6, 2021,
2 such payment shall be not less than \$4,975,000.

3 **SEC. 7. ADDITIONAL PAYMENTS TO CLAIMANTS.**

4 (a) IN GENERAL.—Not later than 180 days after the
5 expiration of the claim period under section 5(a)(3), the
6 Special Master shall make a payment, in addition to any
7 payment under section 6, to each claimant who served as
8 an active duty law enforcement officer in defense of the
9 United States Capitol on January 6, 2021, whether or not
10 such claimant suffered any economic or noneconomic loss
11 as a result of such service, in an amount that is equal
12 to—

13 (1)(A) \$4,975,000, plus

14 (B) the amount calculated under subsection (b),
15 divided by

16 (2) the total number of such claimants.

17 (b) CALCULATION OF PAYMENTS MADE BY UNITED
18 STATES.—Not later than 90 days after the expiration of
19 the claim period under section 5(a)(3), the Attorney Gen-
20 eral shall calculate the sum of each payment in resolution
21 of a civil action or administrative claim paid by the United
22 States pursuant to a settlement agreement during the pe-
23 riod beginning January 20, 2025, and ending on the date
24 of the expiration of the claim period under section 5(a)(3),
25 if that civil action or administrative claim is brought by

1 a person who was convicted of an offense related to events
2 that occurred at or near the United States Capitol on Jan-
3 uary 6, 2021, and arose from such an offense (including
4 any action or claim related to the investigation, prosecu-
5 tion, or conviction for such an offense).

6 **SEC. 8. PAYMENT AUTHORITY.**

7 This Act constitutes budget authority in advance of
8 appropriations Acts and represents the obligation of the
9 Federal Government to provide for the payment of
10 amounts for compensation under this Act.

11 **SEC. 9. REGULATIONS.**

12 Not later than 90 days after the date of enactment
13 of this Act, the Attorney General, in consultation with the
14 Special Master, shall promulgate regulations to carry out
15 this Act, including regulations with respect to—

16 (1) forms to be used in submitting claims under
17 this Act;

18 (2) the information to be included in such
19 forms;

20 (3) procedures for hearing and the presentation
21 of evidence;

22 (4) procedures to assist an individual in filing
23 and pursuing claims under this Act; and

24 (5) other matters determined appropriate by
25 the Attorney General.

1 **SEC. 10. RIGHT OF SUBROGATION.**

2 The United States shall have the right of subrogation
3 with respect to any claim paid by the United States under
4 this Act.

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