

105TH CONGRESS
1ST SESSION

H. R. 2926

For the relief of Adela T. Bailor.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 7, 1997

Ms. CARSON introduced the following bill; which was referred to the
Committee on the Judiciary

A BILL

For relief of Adela T. Bailor.

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. PAYMENT.**

4 In consideration of—

5 (1) the inability of Adela T. Bailor to receive
6 compensation under the Tort Claims Procedure de-
7 scribed in chapter 171 of title 28, United States
8 Code;

9 (2) the moral responsibility of the United
10 States to protect the right of its law-abiding citizens
11 to be free from attacks by violent felons in the cus-
12 tody of the United States; and

1 (3) the recommendation of the United States
2 Court of Appeals for the 7th Circuit in the case enti-
3 tled Adela T. Bailor and Darryl Bailor v. the Salva-
4 tion Army and the United States of America, No.
5 94–2660, that Adela T. Bailor seek private legisla-
6 tive relief,

7 the Secretary of the Treasury shall pay, not later than
8 18 months after the date of the enactment of this Act,
9 out of funds not otherwise appropriated, to Adela T. Bail-
10 or of Colorado Springs, Colorado, the amount determined
11 by the Attorney General under section 2(b), as full com-
12 pensation for all claims against the United States for the
13 injuries she suffered as a result of a brutal rape and beat-
14 ing on May 9, 1991, by an inmate of the Federal correc-
15 tional system in the custody of the Federal Bureau of
16 Prisons.

17 **SEC. 2. AMOUNT.**

18 (a) TRANSMITTAL OF CLAIMS.—Not later than 6
19 months after the date of the enactment of this Act, Adela
20 T. Bailor, or her representatives, shall transmit to the At-
21 torney General all claims against the United States for
22 compensation for the injuries referred to in section 1.

23 (b) DETERMINATION OF THE ATTORNEY GEN-
24 ERAL.—Not later than 1 year after the date of the enact-
25 ment of this Act, with appropriate consideration given to

1 the claims transmitted under subsection (a), the Attorney
2 General shall determine the amount for which the United
3 States would be liable, under Indiana law, to Adela T.
4 Bailor for the injuries referred to in section 1.

5 (c) NEGLIGENCE.—Only for the purposes of making
6 a determination under subsection (b), the Attorney Gen-
7 eral shall consider the United States negligent with re-
8 spect to its custody of the inmate referred to in section
9 1.

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