

Notice of Law Enforcement Officer's

U.S. Department of Labor



Death

Print

Reset

Office of Workers' Compensation Programs

Note: Persons are not required to respond to this collection of information unless it displays a currently valid OMB control number.

OMB No. 1240-0022 Expires: XX/XX/XXXX

EMPLOYING ORGANIZATION'S REPORT

1. Name and Mailing Address Including ZIP Code of Employing Organization
2. Name of Deceased Officer's Immediate Superior
3. Name and Telephone Number of Person to Contact
4. Last, First, Middle Name of Deceased Officer
5. Officer's Birth Date (month, day, year)
6. Social Security Number

7. Officer's Last Mailing Address Including ZIP Code

8. Date and Hour of Injury AM PM
9. Date of Death
10. Date and Hour Pay Stopped AM PM

11. Rate of Pay on Date of Injury Base \$ Per Subsistence, If Extra \$ Per Quarters, If Extra \$ Per
12. List and Show Value of Other Pay Increments on Date of injury \$ Per \$ Per

13. On Day of Injury Officer's Shift a. Began AM PM b. Ended AM PM
14. Number of Hours Worked Per Day (exclusive of overtime)
15. Circle Days Normally Worked Per Week (exclusive of overtime) SU MO TU WE TH FR SA

16. Did Officer Work for the Organization a Full 11 Months Immediately Prior to Injury? Yes No
17. If No, Would His Job Have Afforded Employment For 11 Months Except For the Injury? Yes No

18. Describe Nature of Injury Which Caused Death
19. Describe Fully How the Officer's Death Occurred While Enforcing the Laws of the United States. If possible, give the U.S. Code Citation.

20. Was Officer Performing Regular Duties When Injured? If No, Give Full Explanation Yes No
21. Was the Injury Caused By:
a. Officer's Willful Misconduct? Yes No
b. Officer's intoxication? Yes No
c. Officer's Intent to Bring About Injury to Self or Another (other than normally required in performance of duty)? Attach Detailed Explanation for Any "Yes" Answers Yes No

22. If Known, Give Name and Address of Suspect(s) or Witness(es) With Whom Officer Was Involved When Injured
23. Has Application Been Made for Compensation, Annuity, or Other Benefits as a Result of This Death Under Any Compensation Law, Police Death or Survivor's Benefit Fund, or Other Such Fund? Yes No
If Yes, Give Name and Address of Organization With Which Application Was Filed.

If you have a disability and are in need of communication assistance (such as alternate formats or sign language interpretation), accommodations and/or modifications, please contact OWCP. See instructions for additional details.

24. Define, Explain, or Identify the Circumstances of This Injury Resulting in Death Which Involves the United States (see the first paragraph of the instruction sheet attached to this form).

| | | |
|---|---------------|-----------------|
| We hereby certify that the officer, whose death is reported above, was injured while in performance of duty under 5 U.S.C. 8101 et seq., as extended by 5 U.S.C. 8191. All statements made in this report are true to the best of our knowledge and belief. | 25. Signature | 26. Date Signed |
| | 27. Title | |

IMPORTANT: Please attach a copy of any investigation report of this injury and death. If no report was made, a statement from each witness should be attached reporting what he saw, heard, or knows about the incident leading to injury and death.

ATTENDING PHYSICIAN'S MEDICAL REPORT

| | |
|--|---|
| 1. Last, First, Middle Name of Deceased Officer | 2. Date of Death (month, day, year) |
| 3. History of Injury | |
| 4. If Death Was Not Instantaneous, Describe Treatment Provided | 5. Inclusive Dates on Which Treatment Was Given |
| 6. Direct Cause of Death | |
| 7. Contributory Cause of Death | |

8. In Your Opinion, Was Death of the Officer Due to the Injury as Reported in Item 3? Your Reasons For Believing Death Resulted From Other Causes. Yes Nolf No, State

9. Was a Biopsy or Autopsy Performed? Yes No If So, By Whom?

| | | |
|---|--|-----------------|
| 10. I certify that the answers to the above questions are true to the best of my knowledge and belief. I am licensed to practice medicine and surgery in the state of | 11. Signature | 12. Date Signed |
| | 13. Mailing Address Including ZIP Code | |

Public Burden Statement

According to the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless such collection displays a valid OMB control number. Public reporting burden for this collection of this information is estimated to average 90 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the date needed, and completing and reviewing the collection of information. The authority for requesting this information is 5 U.S.C. 8101 et seq. The information will be used to determine entitlement to benefits. Furnishing the requested information is required for the claimant to obtain or retain a benefit. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the U. S. Department of Labor, OWCP, Room S3229, 200 Constitution Avenue, NW, Washington, DC 20210, and reference OMB Control Number 1240-0022. DO NOT SEND THE COMPLETED FORM TO THIS ADDRESS.

Claim on Behalf of Widow, Widower, or Children

| | | | |
|---|---|---|---|
| 1. Last, First, Middle Name of Deceased Officer | | 2. Date of Death (month, day, year) | |
| 3. Mailing Address Including ZIP Code of Surviving Spouse or Guardian | | 4. Nature of Injury Which Caused Death | |
| 5. Name of Officer's Former Employing Organization | | | |
| CLAIM OF SURVIVING SPOUSE | 6. Date of Marriage to Officer | 7. Was Spouse Living With Officer at Time of Death? <input type="checkbox"/> Yes <input type="checkbox"/> No | 8. Number of Children Now Living Who Are the Issue of This Marriage |
| | 9. Was Spouse Married at Any Time to Anyone Other Than Officer? <input type="checkbox"/> Yes <input type="checkbox"/> No | 10. Was the Officer Married at Any Time to Anyone Else? <input type="checkbox"/> Yes <input type="checkbox"/> No | 11. Date of Birth of Surviving Spouse |

If yes to item(s) 9 or 10, submit documents to show dissolution of prior marriages, such as death certificates or divorce decrees.

12. List all Children of the Officer for Whom Claim is Being Made (those living at the time of his death and who were under 18, or who were over 18 and a student or incapable of self-support)

| Name | Date of Birth | Living at Address Shown in Item 3? <small>Yes No</small> | If Not, Show Mailing Address |
|-------|---------------|---|------------------------------|
| _____ | _____ | <input type="checkbox"/> Yes <input type="checkbox"/> No | _____ |
| _____ | _____ | <input type="checkbox"/> Yes <input type="checkbox"/> No | _____ |
| _____ | _____ | <input type="checkbox"/> Yes <input type="checkbox"/> No | _____ |

13. Has a Legal Guardian Been Appointed for Any of the Above-Named Children? of Guardian of Each Child and Attach a Certified Copy of Appointment Documents Yes No **If Yes, Give Name and Mailing Address**

14. List Any Other Relatives Who May be Entitled to Compensation

| Name | Date of Birth | Mailing Address | Relationship to Officer |
|-------|---------------|-----------------|-------------------------|
| _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ |

15. Has Application Been Made for Compensation, Annuity, or Other Benefits as a Result of This Death Under Any Compensation Law, Police Death or Survivor's Benefit Fund, or Other Such Fund? Yes No **If Yes, Give Name and Address of Organization With Which Application Was Filed.**

16. Was Officer Ever in the Armed Forces of the United States? No **If Yes, Furnish**

| A. Service Number | B. Branch of Service | C. Period of Service From _____ Through _____ |
|-------------------|----------------------|--|
| _____ | _____ | _____ |

17. If Question 16 is Answered "Yes," Has Application Ever Been Made for Compensation or Pension on Account of Such Service? Yes No **If Yes, Furnish**

| A. Claim Number | B. Name and Address of Office Where Claim is Filed |
|-----------------|--|
| _____ | _____ |

18. Has Application Ever Been Made for Any Annuity on Account of Officer's Civilian Service With the United States? Yes No **If Yes, Furnish**

| A. Type of Annuity (e.g., civil service retirement) | B. Claim Number |
|---|-----------------|
| _____ | _____ |

19. Name of Financial Institution for Depositing Benefits: _____ Checking Savings

20. Account Number: _____ 21. Routing or Transit Number: _____

22. I hereby make claim for compensation for the spouse and/or children listed above, under 5 U.S.C. 8101 et seq., as extended by 5 U.S.C. 8191, as a result of the death of the above-named officer, who sustained fatal injury while in the performance of duty. Every statement set forth above is true to the best of my knowledge and belief.

(Signature of Person Filing Claim)

(Date)

Claim on Behalf of Dependent Other Than Widow, Dependent Widower, or Children

| | | | |
|--|--|--|--|
| 1. Last, First, Middle Name of Deceased Officer | | 2. Date of Death (month, day, year) | |
| 3. Name of Officer's Former Employing Organization | | 4. Nature of Injury Which Caused Death | |
| 5. Last, First, Middle Name of Dependent | | | |
| 6. Dependent's Mailing Address Including ZIP Code | | | |
| 8. Dependent's Social Security Number | | 7. Dependent's Birth Date | |

| | | | |
|----------------------------|--|--|--|
| 9. Relationship to Officer | | 10. Dependency on Officer <input type="checkbox"/> Total <input type="checkbox"/> Partial | |
|----------------------------|--|--|--|

| | | | |
|--|--|---|---|
| 11. Amount Contributed by Officer Toward Dependent's Support During the 12 Months Immediately Prior to Death | 12. Did Officer Live With Dependent During the 12 Months Immediately Prior to Officer's Death? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes, Furnish ➔ | A. Amount Paid by Officer to Dependent in Money or Service for Room and Board in Addition to Contribution Shown in Item 11. | B. If No Fixed Amount Was Paid for Room and Board, What is the Fair Value of Such Room and Board? |
|--|--|---|---|

| | | | |
|---|-------------------|--------------------|------------------------|
| 13. Was Dependent Employed During the 12 Months Immediately Prior to Officer's Death? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes, Furnish ➔ | A. Occupation (s) | B. Period Employed | C. Monthly Rate of Pay |
|---|-------------------|--------------------|------------------------|

| | | | |
|---|-------------|-----------------------------------|----------------------|
| 14. In Addition to Employment, State Other Income From All Sources During the 12 Months Prior to Officer's Death. | | | |
| Investments \$ | Pensions \$ | From People Other Than Officer \$ | All Other Sources \$ |

| | | | | |
|---|---------------|---------------|---|------------------------|
| 15. At Time of Officer's Death Was Dependent Married? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes, Furnish ➔ | A. Birth Date | B. Occupation | C. Total Income From All Sources For 12 Months Prior to Officer's Death | D. Monthly Rate of Pay |
|---|---------------|---------------|---|------------------------|

16. List All Property Owned by Dependent and/or Spouse (omit clothing, furniture). Give Approximate Market Value of Each Item and Date Acquired

17. List Name and Relationship of Persons Dependent Upon This Dependent.

18. Has Application Been Made for Compensation, Annuity, or Other Benefits as a Result of This Death Under Any Compensation Law, Police Death or Survivor's Benefit Fund, or Other Such Fund? Yes No If Yes, Give Name and Address of Organization With Which Application Was Filed.

| | | | |
|--|-------------------|----------------------|-----------------------------------|
| 19. Was Officer Ever in the Armed Forces of the United States? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes, Furnish ➔ | A. Service Number | B. Branch of Service | C. Period of Service From Through |
|--|-------------------|----------------------|-----------------------------------|

| | | |
|---|---|-----------------|
| 20. Has Application Ever Been Made for Any Annuity on Account of Officer's Civilian Service With the United States? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes, Furnish ➔ | A. Type of Annuity (e.g., civil service retirement) | B. Claim Number |
|---|---|-----------------|

21. Name of Financial Institution for Depositing Benefits: Checking Savings

22. Account Number: 23. Routing or Transit Number:

24. I hereby make claim for compensation under 5 U.S.C. 8101 et seq., as extended by 5 U.S.C. 8191, as a result of the death of the above-named officer, who sustained fatal injury while in performance of duty. Every statement set forth above is true to the best of my knowledge and belief.

(Signature of Person Filing Claim)

(Date)

INSTRUCTIONS FOR COMPLETING THIS FORM

(Please do not detach)

1. GENERAL. This form is used to report a death sustained by a non-Federal law enforcement officer under circumstances involving a crime against the United States. Specifically, section 8191 of title 5, United States Code, provides Federal workmen's compensation benefits for a person determined to have been on any given occasion

(1) a law enforcement officer and to have been engaged on that occasion in the apprehension or attempted apprehension of any person

(A) for the commission of a crime against the United States, or

(B) who at that time was sought by a law enforcement authority of the United States for the commission of a crime against the United States, or

(C) who at that time was sought as a material witness in a criminal proceeding instituted by the United States; or

(2) a law enforcement officer and to have been engaged on that occasion in protecting or guarding a person held for the commission of a crime against the United States or as a material witness in connection with such a crime; or

(3) a law enforcement officer and to have been engaged on that occasion in the lawful prevention of, or lawful attempt to prevent, the commission of a crime against the United States;

and to have sustained a personal injury (including disease) resulting in death, related to that occasion. Federal law enforcement officers are excluded from section 8191.

If one of the above conditions is met, this form should be filed with the Office of Workers' Compensation Programs if there are survivors eligible for benefits or if there are any unpaid medical, funeral, or transportation bills. The form is designed so that if there are no eligible survivors who wish to file claim, then their portion of the form may be detached.

If additional space is needed for any answer, attach a separate sheet of paper and write, "see separate sheet," in the appropriate box of this form. Please place the name of the deceased officer (and case file number if known) to OWCP within 5 years from the date of death. If there are no survivors, it is suggested that their portion of this form be completed before the former employing organization and the physician complete their portion.

2. EMPLOYING ORGANIZATION'S REPORT. This report must be completed in every instance by the deceased officer's former employing organization. Wage information, duty hours, and like information should be obtained from the organization's records. If the organization disagrees with one or more of the statements made by the survivors, it should submit a detailed explanation giving the reasons for its disagreement.

3. ATTENDING PHYSICIAN'S MEDICAL REPORT. This report is to be completed by a physician who examined or treated the deceased officer. It is not necessary if a copy of a more complete medical report is being submitted.

4. CLAIM ON BEHALF OF WIDOW, WIDOWER, OR CHILDREN. This is a formal claim for death benefits on behalf of all those listed in the claim, it may be submitted by -

(1) any survivor of the deceased officer;

(2) any guardian, personal representative, or other person legally authorized to act on behalf of the officer's estate or any of his survivors; or

(3) any association of law enforcement officers acting on behalf of the officer's survivors.

Items 6 through 11 on this claim pertain to the surviving spouse and should not be completed if no claim is being made on his or her behalf, or if there is no surviving spouse. Item 12 asks for names of surviving children. If there are more children than room to enter their names, attach a separate sheet. This is very important. In the last line of item 12 write, "see attached sheet for names of additional children."

In item 14 list anyone else for whom the officer was furnishing some support at the time of his/her death. Include minor children from his/her prior marriages even though the officer was not supporting them prior to his/her death. Again, if more room is needed attach a separate sheet.

The form and the attachments (please read paragraphs 7 and 8 below) should be sent to the officer's former employing organization.

5. CLAIM ON BEHALF OF DEPENDENT OTHER THAN WIDOW WIDOWER, OR CHILDREN. This is a formal claim for death benefits on behalf of one person. If more than one person listed below was dependent on the deceased officer, write to the Office of Workers' Compensation Programs for extra forms. This claim may be submitted by -

(1) any survivor of the deceased officer;

(2) any authorized to act on behalf of the officer's estate or any of his survivors; or

(3) any association of law enforcement officers acting on behalf of the officer's survivors. Those dependents other than the widow, widower, and children who may be eligible for benefits include dependent parents, dependent grandparents, dependent brothers, dependent sisters, and dependent grandchildren of the officer. There is no provision in the law for other relatives.

The form and the attachments (please read paragraphs 7 and 8 below) should be sent to the officer's former employing organization.

6. DIRECT DEPOSIT INFORMATION. The Department of Treasury requires all Federal payments be made by electronic funds transfer (EFT), also called Direct Deposit. You may submit a completed SF-1199A, Direct Deposit Sign Up, or complete the information in items 19 through 21 (CA-722b) or items 21-23 (CA-722c) of these forms. If you do not have a bank account, you may be required to receive your payment through Direct Express Debit MasterCard. To request information on the Direct Express Debit MasterCard, go to www.usdirectexpress.com or call 1-800-333-1795. If directed to enroll in the Program, you may contact for the Department of Treasury at 1-888-224-2950 to address any questions or concerns you may have, as well as apply for a waiver from the process. NOTE: payments to residents of foreign countries are exempt from the Treasury requirement.

7. ATTACHMENT. There are several documents that must be submitted in support of most claims. Sometimes they will not be readily available. To avoid delays in processing this form, make up a list of those documents that will be sent at a later date. Then as documents are received send them directly to the Office of Workers' Compensation Programs.

Needed are:

- (1) Officer's death certificate (all cases);
- (2) Birth certificates of all children claiming compensation; for adopted children furnish orders of adoption instead of birth certificates.
- (3) Marriage certificate of spouse claiming compensation:
- (4) Documents showing dissolution of prior marriages of officer and of spouse, such as final divorce decrees, death certificates (needed only if spouse is claiming compensation);
- (5) Officer's birth certificate (needed only if claim is being made by parent, grandparent, brother, or sister of officer);
- (6) Dependent's birth certificate (needed only if claim is being made by brother, sister, or grandchild of officer);

(7) As proof of relationship to the officer a grandparent claiming compensation must provide the birth certificate of the officer's mother or father, as appropriate; a grandchild claiming compensation must provide the birth certificate of the officer's son or daughter, as appropriate;

(8) A recent medical report describing disability for unmarried dependents over age 18 who are basing their claim on mental or physical disability (needed only if claim is being made by widower, child, brother, sister, or grandchild); if this person is committed to a public institution merely state the name and address of the institution.

Except for (8), all documents must bear the signature and seal (imprint) of the public official having custody of such records. All documents or records originating in a court of law must bear the signature and seal (imprint) of the proper court official. Photostat copies are not acceptable unless they bear the actual signature and seal of the public official, not just a copy.

8. SUBMITTING THIS FORM. This form and available attachments should be turned over to the officer's former employing organization. The organization will have any remaining parts completed. Afterwards, it should review the form and attachments for completeness and to see that all signatures appear. If a report of investigation of any type was made on the death or the incident leading to death, a copy should be attached. When the form and any statements and attachments are ready for transmission, this instruction page should be removed. Only one copy of this form (the original) need be submitted.

Privacy Act

The Privacy Act of 1974 as amended, (5 U.S.C. 552a), and the Federal Employees' Compensation Act, as amended and extended (5 U.S.C 8101, et. seq) authorizes collection of this information. The information will be used to determine continuing entitlement to benefits. Furnishing the requested information is required for a claimant to obtain or retain a benefit. Failure to provide the information may result in the delay of a claim or payment of benefits, or may result in an unfavorable in a delay of a claim or payment of benefits, or result in an unfavorable decision or reduced levels of benefits. Additional disclosures of this information may be to: (1) to determine eligibility for and the amount of benefits payable under the FECA, and may be verified through computer matches or other appropriate means. (2) to the Federal agency which employed the claimant at the time of injury in order to verify statements made, answer questions concerning the status of the claim, verify billing, and to consider issues relating to retention, rehire, or other relevant matters. (3) to other Federal agencies, other government entities, and to private-sector agencies and/or employers as part of rehabilitative and other return-to-work programs and services. (4) to physicians and other healthcare providers for use in providing treatment or medical/vocational rehabilitation, making evaluations for the Office, and for other purposes related to the medical management of the claim. (5) to Federal, state and local agencies for law enforcement purposes, to obtain information relevant to a decision under the FECA, to determine whether benefits are being paid properly, including whether prohibited dual payments are being made, and, where appropriate, to pursue salary/administrative offset and debt collection actions required or permitted by the FECA and/or the Debt Collection Act.

Public Burden Statement

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All completed forms, documents, and inquiries should be sent to

Office of Workers' Compensation Programs
Division of Federal Employees'
Longshore and Harbor Workers' Compensation
Federal Employees' Compensation Act, (OWCP/DFELHWC-
FECA) PO Box 8311
London, KY 4072-8311

Request for Accommodations or Auxiliary Aids and Services

If you have a disability, federal law gives you the right to receive help from the OWCP in the form of communication assistance, accommodation(s) and/or modification(s) to aid you in the claims process. For example, we will provide you with copies of documents in alternate formats, communication services such as sign language interpretation, or other kinds of adjustments or changes to accommodate your disability. Please contact our office or your OWCP claims examiner to ask about this assistance.