AMENDMENT TO

RULES COMMITTEE PRINT 118–10

OFFERED BY MR. ISSA OF CALIFORNIA

At the end of subtitle C of title XVIII, add the following new section:

1 **SEC. 18___. ATTORNEYS FEES IN FEDERAL CAUSE OF AC-**
2 **TION RELATING TO WATER AT CAMP**
3 **LEJEUNE, NORTH CAROLINA.**

4 The Camp Lejeune Justice Act of 2022 (28 U.S.C.
5 2671 note prec.) is amended—

6 (1) by redesignating subsections (h), (i), and (j)
7 as subsections (j), (k), and (l), respectively; and

8 (2) by inserting after subsection (g) the fol-
9 lowing:

10 "(h) ATTORNEYS FEES.—

11 "(1) LIMITATIONS.—

12 "(A) GENERAL RULE.—Notwithstanding
13 any contract, an attorney filing an action under
14 subsection (b) or an administrative action relat-
15 ing to such an action (as described in section
16 2675 of title 28, United States Code) (in this
17 section referred to as an 'administrative claim')

1 may not receive, for services rendered in con-
2 nection with the action, more than—

3 ''(i) 12 percent of the payment made
4 in the action for an administrative claim
5 (including a resubmission of an adminis-
6 trative claim after the denial of an initial
7 administrative claim); or

8 ''(ii) 17 percent of the payment made
9 in the action for a judgment rendered or
10 settlement entered in an action filed under
11 subsection (b).

12 ''(B) AMOUNT OF PAYMENT DETERMINED
13 AFTER OFFSET.—For purposes of this sub-
14 section, the amount of the payment made in an
15 action shall be the amount of the payment after
16 any offsetting reduction under subsection (e)(2)
17 is made.

18 ''(C) PROHIBITION ON ANCILLARY FEES
19 AND COSTS.—Attorneys fees paid in accordance
20 with this subsection may not include any ancil-
21 lary fees or costs.

22 ''(2) PENALTY.—Any attorney who violates
23 paragraph (1) shall be fined not more than $5,000.

24 ''(3) CERTIFICATION OF FEES.—An attorney
25 that receives payment for services rendered in con-

1 nection with an action filed under subsection (b) or

2 an administrative claim shall submit to the court in

3 which the action under subsection (b) is pending or

4 to the Secretary of the Navy, respectively, a state-

5 ment certifying—

6 "(A) the total amount of the payment in

7 the action;

8 "(B) the amount of the payment to the at-

9 torney with respect to the action; and

10 "(C) whether the percentage of the pay-

11 ment made to the attorney is in accordance

12 with paragraph (1).

13 "(4) DISCLOSURE.—

14 "(A) IN GENERAL.—Any judgment ren-

15 dered, settlement entered, or other award made

16 with respect to an action filed under subsection

17 (b) or an administrative claim shall require dis-

18 closure to the Attorney General or to the court

19 of the attorneys fees charged to an individual,

20 or the legal representative of an individual.

21 "(B) REPORTING.—The Attorney General

22 shall collect the disclosures under subparagraph

23 (A) of attorneys fees charged and submit to

24 Congress an annual report detailing—

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1 ''(i) the total amount paid under such

2 judgments, settlements, and awards;

3 ''(ii) the total amount of attorney fees

4 paid in connection with such judgments,

5 settlements, and awards; and

6 ''(iii) for each such judgment, settle-

7 ment, or award—

8 ''(I) the name of the attorney for

9 the individual or legal representative

10 of the individual;

11 ''(II) if applicable, the law firm

12 of the attorney; and

13 ''(III) the amount of fees paid to

14 the attorney.

15 ''(5) APPLICABILITY.—This subsection shall

16 apply with respect to any action filed under sub-

17 section (b) and any administrative action that is

18 pending on, or that is filed on or after, the date of

19 enactment of the Protect Camp Lejeune VETS Act,

20 including pending matters in which a judgment was

21 rendered, a settlement was entered, or another

22 award was made before such date of enactment.

23 ''(6) SEVERABILITY.—If any provision of this

24 subsection or the application of such provision to

25 any person or circumstance is held to be invalid or

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1   unconstitutional, the remainder of this subsection

2   and the application of such provisions to any person

3   or circumstance shall not be affected thereby.''.

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