

107TH CONGRESS
1ST SESSION

H. R. 3423

To amend title 38, United States Code, to enact into law eligibility of certain veterans and their dependents for burial in Arlington National Cemetery.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 6, 2001

Mr. SMITH of New Jersey (for himself, Mr. BILIRAKIS, Mr. BUYER, Mr. SIMPSON, Mr. BAKER, Mr. SIMMONS, Mr. WOLF, and Mr. TOM DAVIS of Virginia) introduced the following bill; which was referred to the Committee on Veterans' Affairs

A BILL

To amend title 38, United States Code, to enact into law eligibility of certain veterans and their dependents for burial in Arlington National Cemetery.

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. ELIGIBILITY OF CERTAIN PERSONS FOR BUR-**
4 **IAL IN ARLINGTON NATIONAL CEMETERY.**

5 (a) IN GENERAL.—(1) Chapter 24 of title 38, United
6 States Code, is amended by adding at the end the fol-
7 lowing new section:

1 **“§ 2412. Arlington National Cemetery: eligibility of**
2 **certain persons for burial**

3 “(a)(1) The remains of a member or former member
4 of a reserve component of the Armed Forces who at the
5 time of death was under 60 years of age and who, but
6 for age, would have been eligible at the time of death for
7 retired pay under chapter 1223 of title 10 may be buried
8 in Arlington National Cemetery on the same basis as the
9 remains of members of the Armed Forces entitled to re-
10 tired pay under that chapter.

11 “(2) The remains of the dependents of a member
12 whose remains are permitted under paragraph (1) to be
13 buried in Arlington National Cemetery may be buried in
14 that cemetery on the same basis as dependents of mem-
15 bers of the Armed Forces entitled to retired pay under
16 such chapter 1223.

17 “(b)(1) The remains of a member of a reserve compo-
18 nent of the Armed Forces who dies in the line of duty
19 while on active duty for training or inactive duty training
20 may be buried in Arlington National Cemetery on the
21 same basis as the remains of a member of the Armed
22 Forces who dies while on active duty.

23 “(2) The remains of the dependents of a member
24 whose remains are permitted under paragraph (1) to be
25 buried in Arlington National Cemetery may be buried in

1 that cemetery on the same basis as dependents of mem-
2 bers on active duty.”.

3 (2) The table of sections at the beginning of chapter
4 24 of title 38, United States Code, is amended by adding
5 at the end the following new item:

“2412. Arlington National Cemetery: eligibility of certain persons for burial.”.

6 (b) EFFECTIVE DATE.—Section 2412 of title 38,
7 United States Code, as added by subsection (a), shall
8 apply with respect to interments occurring on or after the
9 date of the enactment of this Act.

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