

110TH CONGRESS
1ST SESSION

H. R. 1273

To amend title 38, United States Code, to direct the Secretary of Veterans Affairs to restore plot allowance eligibility for veterans of any war and to restore the headstone or marker allowance for eligible persons.

IN THE HOUSE OF REPRESENTATIVES

MARCH 1, 2007

Ms. BERKLEY introduced the following bill; which was referred to the Committee on Veterans' Affairs

A BILL

To amend title 38, United States Code, to direct the Secretary of Veterans Affairs to restore plot allowance eligibility for veterans of any war and to restore the headstone or marker allowance for eligible persons.

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. RESTORATION OF VETERAN PLOT ALLOWANCE**

4 **ELIGIBILITY AND HEADSTONE OR MARKER**

5 **ALLOWANCE.**

6 (a) RESTORATION OF PLOT ALLOWANCE ELIGI-

7 BILITY FOR VETERANS OF ANY WAR.—Section 2303(b)

8 of title 38, United States Code, is amended—

1 (1) in the matter preceding paragraph (1), by
2 striking “subsection (a) of this section” and all that
3 follows through “and who” and inserting the fol-
4 lowing: “subsection (a), in the case of a veteran who
5 is eligible for a burial allowance under such sub-
6 section or under section 2302 of this title, who was
7 discharged from the active military, naval, or air
8 service for a disability incurred or aggravated in the
9 line of duty, or who is a veteran of any war and”;
10 and

11 (2) in paragraph (2)—

12 (A) by striking “is eligible for a burial al-
13 lowance under section 2302 of this title or
14 under subsection (a) of this section, or was dis-
15 charged from the active military, naval, or air
16 service for a disability incurred or aggravated in
17 line of duty, and such veteran”; and

18 (B) by striking “clause (1) of this sub-
19 section” and inserting “paragraph (1)”.

20 (b) RESTORATION OF HEADSTONE OR MARKER AL-
21 LOWANCE.—

22 (1) ALLOWANCE.—Section 2306 of title 38,
23 United States Code, is amended by adding at the
24 end the following new subsection:

1 “(h) In lieu of furnishing a headstone or marker
2 under subsection (a)(2) or (b), the Secretary, in the Sec-
3 retary’s discretion, having due regard for the cir-
4 cumstances in each case, may reimburse the person enti-
5 tled to request such headstone or marker for the cost of
6 acquiring a non-Government headstone or marker for
7 placement in any cemetery other than a national cemetery
8 in connection with the burial or memorialization of the de-
9 ceased individual.”.

10 (2) CONFORMING AMENDMENT.—Subsection (g)
11 of such section is amended by adding at the end the
12 following new paragraph:

13 “(4) Reimbursement may not be provided under sub-
14 section (h) for the cost of acquiring a non-Government
15 headstone or marker in connection with the burial or me-
16 morialization of a person described in section 2411(b) of
17 this title.”.

18 (3) EFFECTIVE DATE.—The amendments made
19 by this subsection shall apply with respect to deaths
20 occurring on or after the date of the enactment of
21 this Act.

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