AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 4435
OFFERED BY MR. SMITH OF WASHINGTON

Add at the end of title V the following new section:

SEC. 5. AUTHORITY FOR REMOVAL FROM NATIONAL CEMeterIES OF REMAINS OF DECEASED MEMBERS OF THE ARMED FORCES WHO HAVE NO KNOWN NEXT OF KIN.

(a) REMOVAL AUTHORITY.—Section 1488 of title 10, United States Code, is amended by adding at the end the following new subsection:

“(c) REMOVAL WHEN NO KNOWN NEXT OF KIN.—

(1) The Secretary of the Army may authorize the removal of the remains of a member of the armed forces who has no known next of kin and is buried in an Army National Military Cemetery from the Army National Military Cemetery for transfer to any other cemetery.

“(2) The Secretary of the Army, with the concurrence of the Secretary of Veterans Affairs, may authorize the removal of the remains of a member of the armed forces who has no known next of kin and is buried in a cemetery of the National Cemetery System from that cemetery for transfer to any Army National Military Cemetery.
“(3) In this section, the term ‘Army National Military Cemetery’ means a cemetery specified in section 4721(b) of this title.”

(b) CONFORMING AMENDMENTS.—Such section is further amended—

(1) by inserting before “If a cemetery” the following:

“(a) REMOVAL UPON DISCONTINUANCE OF INSTALLATION CEMETERY.—”;

(2) by striking “his jurisdiction” and inserting “the jurisdiction of the Secretary concerned”; and

(3) by inserting before “With respect to” the following:

“(b) REMOVAL FROM TEMPORARY INTERMENT OR ABANDONED GRAVE OR CEMETERY.—”.

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