

**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:

1 **SEC. 5 ____ . AUTHORITY FOR REMOVAL FROM NATIONAL**
2 **CEMETERIES OF REMAINS OF DECEASED**
3 **MEMBERS OF THE ARMED FORCES WHO**
4 **HAVE NO KNOWN NEXT OF KIN.**

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

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

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

14 “(2) The Secretary of the Army, with the concurrence
15 of the Secretary of Veterans Affairs, may authorize the
16 removal of the remains of a member of the armed forces
17 who has no known next of kin and is buried in a cemetery
18 of the National Cemetery System from that cemetery for
19 transfer to any Army National Military Cemetery.

1 “(3) In this section, the term ‘Army National Mili-
2 tary Cemetery’ means a cemetery specified in section
3 4721(b) of this title.”.

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

6 (1) by inserting before “If a cemetery” the fol-
7 lowing:

8 “(a) REMOVAL UPON DISCONTINUANCE OF INSTAL-
9 LATION CEMETERY.—”;

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

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

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

