

105TH CONGRESS  
2D SESSION

# H. R. 3089

To amend title 38, United States Code, to provide for the submission to Congress and the public of the identity of any individual for whom a waiver of the eligibility requirements for interment in Arlington National Cemetery is granted, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 27, 1998

Mr. NETHERCUTT introduced the following bill; which was referred to the Committee on Veterans' Affairs

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## A BILL

To amend title 38, United States Code, to provide for the submission to Congress and the public of the identity of any individual for whom a waiver of the eligibility requirements for interment in Arlington National Cemetery is granted, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. PUBLICATION OF IDENTITY OF INDIVIDUALS**  
2 **FOR WHOM ELIGIBILITY REQUIREMENTS FOR**  
3 **INTERMENT IN ARLINGTON NATIONAL CEME-**  
4 **TERY ARE WAIVED.**

5 (a) IN GENERAL.—Section 2402 of title 38, United  
6 States Code, is amended—

7 (1) by inserting “(a)” before “Under such regu-  
8 lations”; and

9 (2) by adding at the end the following new sub-  
10 section:

11 “(b)(1) In the case of an individual for whom the Sec-  
12 retary of the Army waives the eligibility requirements for  
13 interment of remains in Arlington National Cemetery, the  
14 Secretary of the Army shall furnish the name of the indi-  
15 vidual to the Committee on Veterans’ Affairs of the Senate  
16 and of the House of Representatives and shall publish the  
17 name of the individual in the Federal Register.

18 “(2)(A) Except as provided in subparagraph (B), the  
19 Secretary of the Army shall comply with the requirements  
20 under paragraph (1) before the interment of the remains  
21 of the individual in Arlington National Cemetery.

22 “(B) In the case where the Secretary of the Army  
23 determines that it is not practicable to comply with such  
24 requirements before such interment, the Secretary of the  
25 Army shall comply with the requirements not later than  
26 5 days after the waiver has been granted.

1       “(3) Not later than January 1 of each year, the Sec-  
2 retary of the Army shall provide the name of any person  
3 who, during the preceding year, requests a waiver of such  
4 requirements to the Committee on Veterans’ Affairs of the  
5 Senate and of the House of Representatives.

6       “(4) At the time a person requests the Secretary of  
7 the Army to waive such requirements, the Secretary of the  
8 Army shall provide notice to the person of the reporting  
9 requirements under this subsection.”.

10       (b) EFFECTIVE DATE.—Section 2404(b) of title 38,  
11 United States Code, as added by subsection (a), shall  
12 apply with respect to individuals dying or requesting a  
13 waiver of the eligibility requirements for interment of re-  
14 mains in Arlington National Cemetery on or after the date  
15 of the enactment of this Act.

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