

109TH CONGRESS
2^D SESSION

S. 3069

To amend section 2306 of title 38, United States Code, to modify the furnishing of government markers for graves of veterans at private cemeteries, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 25, 2006

Mr. DODD (for himself, Mr. BYRD, Mr. CONRAD, Mr. DEWINE, Mr. DORGAN, Mr. JOHNSON, Mr. KENNEDY, and Mr. LEAHY) introduced the following bill; which was read twice and referred to the Committee on Veterans' Affairs

A BILL

To amend section 2306 of title 38, United States Code, to modify the furnishing of government markers for graves of veterans at private cemeteries, 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. MODIFICATION OF AUTHORITIES ON PROVI-**
 2 **SION OF GOVERNMENT MARKERS FOR BUR-**
 3 **IALS OF VETERANS AT PRIVATE CEME-**
 4 **TERIES.**

5 (a) **REPEAL OF EXPIRATION OF AUTHORITY.**—Sub-
 6 section (d) of section 2306 of title 38, United States Code,
 7 is amended by striking paragraph (3).

8 (b) **PROVISION OF HEADSTONE OR MARKER.**—

9 (1) **IN GENERAL.**—Such subsection (d) is fur-
 10 ther amended—

11 (A) in paragraph (1)—

12 (i) in the first sentence, by striking
 13 “Government marker” and inserting “Gov-
 14 ernment headstone or marker”; and

15 (ii) in the second sentence, by insert-
 16 ing “headstone or” before “marker” each
 17 place it appears; and

18 (B) in paragraph (2), by inserting “head-
 19 stone or” before “marker”.

20 (2) **CONFORMING AMENDMENT.**—Subsection
 21 (g)(3) of such section is amended by inserting
 22 “headstone or” before “marker”.

23 (c) **PLACEMENT OF HEADSTONE OR MARKER.**—The
 24 second sentence of paragraph (1) of such subsection (d),
 25 as amended by subsection (b)(1)(A)(ii) of this section, is
 26 further amended by inserting before the period the fol-

1 lowing: “, or, if placement on the grave is impossible or
2 impracticable, as close as possible to the grave within the
3 grounds of the cemetery in which the grave is located”.

4 (d) DELIVERY OF HEADSTONE OR MARKER.—Para-
5 graph (2) of such subsection (d), as amended by sub-
6 section (b)(1)(B) of this section, is further amended by
7 inserting before the period the following: “or to a receiving
8 agent for delivery to the cemetery”.

9 (e) REPEAL OF OBSOLETE REPORT REQUIRE-
10 MENT.—Such subsection (d) is further amended by strik-
11 ing paragraph (4).

12 (f) SCOPE OF HEADSTONES AND MARKERS FUR-
13 NISHED.—Such subsection (d) is further amended by in-
14 serting after paragraph (2) the following new paragraph
15 (3):

16 “(3) In furnishing headstones and markers under
17 this subsection, the Secretary shall permit the individual
18 making the request for a headstone or marker to select
19 among any headstone or marker in the complete product
20 line of Government headstones and markers.”.

21 (g) RETROACTIVE EFFECTIVE DATE.—Notwith-
22 standing subsection (d) of section 502 of the Veterans
23 Education and Benefits Expansion Act of 2001 (Public
24 Law 107–103; 115 Stat 976), the amendments made to
25 section 2306(d) of title 38, United States Code, by such

1 section 502 and subsections (a) through (e) of this section
2 shall take effect as of November 1, 1990, and shall apply
3 with respect to the graves of individuals dying on or after
4 that date.

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