

**AMENDMENT IN THE NATURE OF A SUBSTITUTE  
TO H.R. 4757  
OFFERED BY MR. MILLER OF FLORIDA**

Strike all after the enacting clause and insert the following:

1 **SECTION 1. EXPANSION OF ELIGIBILITY FOR HEADSTONES,**  
2 **MARKERS, AND MEDALLIONS FOR MEDAL OF**  
3 **HONOR RECIPIENTS.**

4 Section 2306(d) of title 38, United States Code, is  
5 amended by adding at the end the following new para-  
6 graph:

7 “(5)(A) In carrying out this subsection with respect  
8 to a deceased individual described in subparagraph (C),  
9 the Secretary shall furnish, upon request, a headstone or  
10 marker under paragraph (1) or a medallion under para-  
11 graph (4) that signifies the deceased’s status as a Medal  
12 of Honor recipient.

13 “(B) If the Secretary furnished a headstone, marker,  
14 or medallion under paragraph (1) or (4) for a deceased  
15 individual described in subparagraph (C) that does not  
16 signify the deceased’s status as a Medal of Honor recipi-  
17 ent, the Secretary shall, upon request, replace such head-  
18 stone, marker, or medallion with a headstone, marker, or

1 medallion, as the case may be, that so signifies the  
2 deceased's status as a Medal of Honor recipient.

3 “(C) A deceased individual described in this subpara-  
4 graph is a deceased individual who—

5 “(i) served in the Armed Forces on or after  
6 April 6, 1917;

7 “(ii) is eligible for a headstone or marker fur-  
8 nished under paragraph (1) or a medallion furnished  
9 under paragraph (4) (or would be so eligible for  
10 such headstone, marker, or medallion but for the  
11 date of the death of the individual); and

12 “(iii) was awarded the Medal of Honor (includ-  
13 ing posthumously).”.

14 **SEC. 2. EXPANSION OF PRESIDENTIAL MEMORIAL CERTIFI-**  
15 **CATE PROGRAM.**

16 (a) IN GENERAL.—Section 112(a) of title 38, United  
17 States Code, is amended by inserting after “conditions,”  
18 the following: “persons eligible for burial in a national  
19 cemetery by reason of paragraph (2), (3), or (7) of section  
20 2402(a) of this title.”.

21 (b) APPLICATION.—The amendment made by sub-  
22 section (a) shall apply with respect to the death of a per-  
23 son eligible for burial in a national cemetery by reason  
24 of paragraph (2), (3), or (7) of section 2402(a) of title

1 38, United States Code, occurring before, on, or after the  
2 date of the enactment of this Act.

3 **SEC. 3. TRANSPORTATION OF DECEASED VETERANS TO**  
4 **VETERANS' CEMETERIES.**

5 (a) IN GENERAL.—Subsection (a) of section 2308 of  
6 title 38, United States Code, is amended to read as fol-  
7 lows:

8 “(a) IN GENERAL.—(1) The Secretary may pay, in  
9 addition to any amount paid pursuant to section 2302 or  
10 2307 of this title, the cost of transportation of the de-  
11 ceased veteran described in paragraph (1) or (2) of sub-  
12 section (b) for burial in a national cemetery or a covered  
13 veterans’ cemetery. Such payment shall not exceed the  
14 cost of transportation to the national cemetery nearest the  
15 veteran’s last place of residence in which burial space is  
16 available.

17 “(2) The Secretary may pay, in addition to any  
18 amount paid pursuant to section 2302 or 2307 of this  
19 title, the cost of transportation of the deceased veteran  
20 described in subsection (b)(3) for burial in a national cem-  
21 etery. Such payment shall not exceed the cost of transpor-  
22 tation to the national cemetery nearest the veteran’s last  
23 place of residence in which burial space is available.”.

1 (b) COVERED VETERANS' CEMETERY DEFINED.—  
2 Section 2308 of such title is amended by adding at the  
3 end the following new subsection:

4 “(c) COVERED VETERANS' CEMETERY DEFINED.—  
5 In this section, the term ‘covered veterans’ cemetery’  
6 means, with respect to a deceased veteran described in  
7 subsection (b), a veterans’ cemetery owned by a State or  
8 a tribal organization (as defined in section 3765(4) of this  
9 title) in which the deceased veteran is eligible to be bur-  
10 ied.”.

11 (c) CONFORMING AMENDMENT.—Section 2308 of  
12 such title is amended in the section heading by adding  
13 at the end the following: “**or a veterans’ cemetery**”.

14 (d) CLERICAL AMENDMENT.—The table of sections  
15 at the beginning of such chapter is amended by striking  
16 the item relating to section 2308 and inserting the fol-  
17 lowing new item:

“2308. Transportation of deceased veterans to a national cemetery or a vet-  
erans’ cemetery.”.

Amend the title so as to read: “A bill to amend title  
38, United States Code, to expand certain benefits re-  
lated to the burial of deceased veterans, and for other  
purposes.”.

